

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

## EASEMENT

DATED:

July 1, 1986.

PARTIES:

GLAD TIDINGS WORSHIP CENTRE, INC., formerly KLAMATH TEMPLE, an Oregon nonprofit corporation (hereinafter "Grantor")

AND:

GLAD TIDINGS WORSHIP CENTRE, INC., formerly KLAMATH TEMPLE, an Oregon nonprofit corporation, and OREGON OREGON BIBLE STANDARD CHURCHES, INC., PACIFIC DIVISION, (hereinafter "Grantee").

## RECITALS:

GLAD TIDINGS WORSHIP CENTRE, INC., formerly KLAMATH TEMPLE, an Oregon nonprofit corporation, has entered into a certain building program. In order to facilitate such building program it desires to borrow money and to give a mortgage on a portion of its property. Some of the buildings and improvements encroach on additional property owned by Grantor, and to allow such mortgage, Grantor hereby creates a perpetual easement upon terms and conditions set forth herein.

## AGREEMENTS:

1. Grantor conveys to GLAD TIDINGS WORSHIP CENTRE, INC., and OPEN BIBLE STANDARD CHURCHES, INC., PACIFIC DIVISION, Grantee, a perpetual easement to the extent of the encroachment of the church building, overhanging roof, wall, concrete equipment pad and any other currently existing encroachment as generally set forth in EXHIBIT A attached hereto and by this reference incorporated herein. Such easement shall burden Grantor's property generally known as Lot 5, and more fully described in EXHIBIT B attached hereto and by this reference incorporated herein.
2. The property to be benefited and to which these easements shall remain appurtenant to is the property described in EXHIBIT C, attached hereto and by this reference incorporated herein.
3. In addition, Grantee shall have an easement and the right to enter upon the property described in EXHIBIT B for the purpose of maintaining, repairing, or completing construction on such encroachments; provided, however, that such use shall be reasonable and shall not unduly interfere with Grantor's use of such property. The Grantee shall also repair, restore and fully

'86 JUL 2 AM 8 59

compensate Grantee for any damage to Grantor's property by reason of Grantee's right to repair, maintain, or complete construction of the aforementioned encroachments.

4. In the event of any disputes arising under this agreement, the prevailing party shall be entitled to reasonable attorney fees in any proceeding to resolve the dispute, whether or not a lawsuit is filed, including without limit, arbitration, trial or appeal from any of the foregoing.

5. This easement is granted subject to all prior easements or encumbrances of record.

6. In the event that grantee ceases to use or otherwise removes such encroachment, or if otherwise abandoned by Grantee, the easement shall automatically expire and Grantee shall upon request execute a recordable document evidencing such expiration.

7. The true consideration for this is other than money and is granted for the purpose of facilitating borrowers requirements for the loan mentioned herein.

This easement is dated this 15<sup>th</sup> day of July, 1986.  
GRANTOR: GLAD TIDINGS WORSHIP CENTRE, INC., formerly KLAMATH TEMPLE

By: [Signature]  
Robert L. McIntire, President

By: [Signature]  
James Barnes, Secretary

GRANTEE: GLAD TIDINGS WORSHIP CENTRE, INC., formerly KLAMATH TEMPLE

By: [Signature]  
Robert L. McIntire, President

By: [Signature]  
James Barnes, Secretary

OPEN BIBLE STANDARD CHURCHES, INC., PACIFIC DIVISION

By: [Signature]  
M. J. Stewart, Superintendent

By: [Signature]  
C. William Johnson, Secretary

11611

STATE OF OREGON )

County of Klamath; ss.

Personally appeared Robert L. McIntire and James Barnes, who, being duly sworn, did say that they were the president and secretary, respectively of GLAD TIDINGS WORSHIP CENTRE, INC., formerly KLAMATH TEMPLE, an Oregon nonprofit corporation, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors; and they acknowledged said instrument to be its voluntary act and deed before me this 15 day of July, 1986.

Darlene J. Tucker  
Notary Public for OREGON  
My Commission Expires: 6-16-88

STATE OF OREGON )

County of Klamath; ss.

Personally appeared Robert L. McIntire and James Barnes, who, being duly sworn, did say that they were the president and secretary, respectively of GLAD TIDINGS WORSHIP CENTRE, INC., formerly KLAMATH TEMPLE, an Oregon nonprofit corporation, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors; and they acknowledged said instrument to be its voluntary act and deed before me this 15 day of July, 1986.

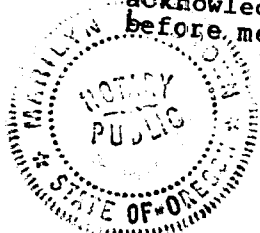
Darlene J. Tucker  
Notary Public for OREGON  
My Commission Expires: 6-16-88

STATE OF OREGON )

County of Lane; ss.

Personally appeared M. J. Stewart and C. William Johnson, who, being duly sworn, did say that they were the superintendent and secretary, respectively of OPEN BIBLE STANDARD CHURCHES, INC., PACIFIC DIVISION and that said instrument was signed in behalf of said corporation by authority of its Board of Directors; and they acknowledged said instrument to be its voluntary act and deed before me this 15 day of July, 1986.

Therese Brown  
Notary Public for OREGON  
My Commission Expires: 5/20/88



10<sup>TH</sup> STREET



11<sup>TH</sup> STREET

NEED THIS FOUND

2025 12 30

Russell D. Henderson  
 Russell D. Henderson, 45,  
 -wife 23, 926  
 leaving trail I have adopted  
 the above statement as the  
 National Association of  
 this does not constitute  
 a conspiracy theory.

23, 1936

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Russell D. Hendricks*

OREGON  
July 9, 1983  
RUSSELL D. HENDRICKS  
688



(43) [Lionel's Avenue : Names] (cf. Chapter 8.3.6) : *lionel*, *lionele*

Engineers & Planners & Surveyors

## LOT CERTIFICATION

FOR LOTS 1, 2, 3, 4 & 6 AND PORTIONS OF LOTS  
5, 7 & 8, BLOCK 46  
KLAMATH FALLS, OREGON  
(SEE PROPERTY DESCRIPTION ATTACHED)

Oregon

JOB # 1099-09

11613

The following described real property in Klamath County, Oregon:

PARCEL 1

X All that portion of Lot 5 in Block 46 in NICHOLS ADDITION TO THE CITY OF KLAMATH FALLS, OREGON: Beginning at the Northeast corner of said Lot 5; thence in a Southerly direction and on the line between the said Lot 5 and Lot 6 of said Block, 65 feet; thence Westerly and at right angles to said line between said Lots 5 and 6, 65 feet to the Westerly line of said Lot 5; thence Northerly and along the Westerly line of said Lot 5; 65 feet to the North line of said Lot; thence Easterly 65 feet to the place of beginning. The same being a parcel of land 65 feet square off the North end of Lot 5 in Block 46 in the City of Klamath Falls, Oregon.

EXHIBIT B

## DESCRIPTION SHEET

11614

## PARCEL 1

The Easterly 58.17 feet of Lot 6 in Block 46, Nichols Addition to Klamath Falls, according to the official plat thereof, on file in the office of the County Clerk of Klamath County, Oregon.

## PARCEL 2

Beginning on the Southerly line of High Street, at a point 82 feet Southwesterly of the Northeasterly corner of Block 46 of Nichols Addition to Klamath Falls, Oregon, thence Southeasterly at right angles to High Street a distance of 90 feet, thence Southwesterly parallel to High Street a distance of 41 feet, thence Northwesterly at right angles to High Street a distance of 90 feet to the Southerly line of High Street, thence Northeasterly along the Southerly line of High Street a distance of 41 feet to the place of beginning, and being a part of Lot 7 of Block 46 of said Nichols Addition to the City of Klamath Falls, Oregon, according to the official plat thereof, on file in the office of the County Clerk of Klamath County, Oregon.

## PARCEL 3

Beginning at the Southeasterly corner of Block 46, NICHOLS ADDITION to the City of Klamath Falls, Oregon; thence Northwesterly along the Northeasterly line of said Block 46, a distance of 150.0 feet to a point which is 90 feet Southeasterly from the most Northerly corner of Lot 8 in said Block 46; thence Southwesterly parallel with Pine Street, a distance of 122.0 feet to an alley; thence Southeasterly along said alley and parallel with Eleventh Street a distance of 150.0 feet to the Northwesterly line of Pine Street; thence Northeasterly, along the Northwesterly line of Pine Street, a distance of 122.0 feet, more or less, to the point of beginning. Said parcel being portions of Lots 1, 2, 7 and 8, Block 46, NICHOLS ADDITION to the City of Klamath Falls, Oregon, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

## PARCEL 4

Lot 3 in Block 46 of Nichols Addition to Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

## PARCEL 5

Lot 4 in Block 46 of Nichols Addition to Klamath Falls, according to the official plat thereof, on file in the office of the County Clerk of Klamath County, Oregon. Excepting therefrom 10' off the Northerly end of said lot.

## PARCEL 6

The Northerly 10 feet of Lot 4, and the Southerly 55 feet of Lot 5, in Block 46 of Nichols Addition to Klamath Falls, according to the official plat thereof, on file in the office of the County Clerk of Klamath County, Oregon.

(continued)

EXHIBIT C

(Description continued)

MTC 16643

11615

PARCEL 7

All that portion of Lot 5 in Block 46 in NICHOLS ADDITION TO THE CITY OF KLAMATH FALLS, OREGON: Beginning at the Northeast corner of said Lot 5; thence in a Southerly direction and on the line between the said Lot 5 and Lot 6 of said Block , 65 feet; thence Westerly and at right angles to said line between said Lots 5 and 6, 65 feet to the Westerly line of said Lot 5; thence Northerly and along the Westerly line of said Lot 5; 65 feet to the North line of said Lot; thence Easterly 65 feet to the place of beginning. The same being a parcel of land 65 feet square off the North end of Lot 5 in Block 46 in the City of Klamath Falls, Oregon.

ALSO,

A strip of land 6.83 feet wide and 65 feet long off the Westerly side of Lot 6 of Block 46, NICHOLS ADDITION TO THE CITY OF KLAMATH FALLS, OREGON, described as follows: Beginning on the Southerly line of High Street at the corner common to Lots 5 and 6 of said Block 46; thence Southeasterly along the Westerly boundary line of said Lot 6 a distance of 65 feet to a point; thence Northeasterly at right angles to the Westerly boundary line of said Lot 6 a distance of 6.83 feet to a point; thence Northwesterly parallel to said Westerly boundary line of said Lot 6 a distance of 65 feet more or less to a point on the Southerly line of High Street; thence Southwesterly along said Southerly line of said High Street, 6.83 feet more or less to the point of beginning.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of \_\_\_\_\_  
of \_\_\_\_\_ July \_\_\_\_\_ A.D., 19 86 at 8:59 o'clock A M., and duly recorded in Vol. M86  
of \_\_\_\_\_ Deeds \_\_\_\_\_ on Page 11609

FEE \$29.00

Evelyn Biehn  
By \_\_\_\_\_ County Clerk

Return: D, TC

EXHIBIT C