

TC

AGREEMENT FOR EASEMENT Vol. M87 Page 5101

THIS AGREEMENT, Made and entered into this 19 day of March 1987  
by and between Trustees of Klamath Falls Lodge No. 1247, Benevolent and  
wife and Edward B. Putman, hereinafter called the second party;  
Putman and Nedra E. Putman, husband and wife and \*\*

WHEREAS: The first party is the record owner of the following described real estate in Klamath  
County, State of Oregon, to-wit:

Lots 5, 6, 22, and 23 in Block 9 of BUENA VISTA ADDITION TO THE CITY OF  
KLAMATH FALLS, according to the official plat thereof on file in the  
office of the County Clerk of Klamath County, Oregon, together with  
that portion of Oregon Avenue vacated by City Ordinance #5045 abutting  
lots 5 and 6 on the North.

**\*\* Protective Order of Elks\*\***

and has the unrestricted right to grant the easement hereinafter described relative to said real estate;  
**NOW, THEREFORE**, in view of the premises and in consideration of One Dollar (\$1) by the second  
party to the first party paid and other valuable considerations, the receipt of all of which hereby is acknowl-  
edged by the first party, they agree as follows:

The first party does hereby grant, assign and set over to the second party, an easement for  
ingress and egress to Lots 19, 20, and 21, Block 9, BUENA VISTA ADDITION  
to the City of Klamath Falls, being more particularly described in  
Exhibit "A" attached hereto.

(Insert here a full description of the nature and type of the easement granted to the second party.)  
The second party shall have all rights of ingress and egress to and from said real estate (including the  
right from time to time, except as hereinafter provided, to cut, trim and remove trees, brush, overhanging  
branches and other obstructions) necessary for the second party's use, enjoyment, operation and maintenance of  
the easement hereby granted and all rights and privileges incident thereto.  
Except as to the rights herein granted, the first party shall have the full use and control of the above de-  
scribed real estate.

The second party hereby agrees to hold and save the first party harmless from any and all claims of  
third parties arising from second party's use of the rights herein granted.  
The easement described above shall continue for a period of perpetuity, always subject,  
however, to the following specific conditions, restrictions and considerations:

87 MAR 27 PM 2 24

See Exhibit "B" attached hereto.

and second party's right of way shall be parallel with said center line and not more than ..... feet distant from either side thereof.

This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the immediate parties hereto but also their respective heirs, executors, administrators and successors in interest as well.

This agreement shall bind and bind the immediate parties hereto but also their respective heirs, executors, administrators and assigns.

In construing this agreement and where the context so requires, words in the singular include the plural; the masculine includes the feminine and the neuter; and generally, all changes shall be made or implied so that this instrument shall apply both to individuals and to corporations.

WITNESS WHEREOF, the parties hereto have subscribed this instrument in duplicate on this, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Trustees of Klamath Falls Lodge No. \_\_\_\_\_  
\_\_\_\_\_ Protective Order of \_\_\_\_\_

IN WITNESS WHEREOF, the parties hereto have subscribed this instrument in duplicate on this, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_, Oregon.

Trustees of Klamath Falls Lodge No. 1247,  
Benevolent and Protective Order of the Elks

By: Vane G. Day C. Justice

By:-

(If the above named first party is a corporation,  
use the form of acknowledgment opposite.)

**STATE OF OREGON,**

County of \_\_\_\_\_

County of \_\_\_\_\_, 19\_\_\_\_  
Personally appeared the above named \_\_\_\_\_

and acknowledged the foregoing instrument to be  
voluntary act and deed.

**Before me:**

(OFFICIAL  
SEAL)

Notary Public for Oregon  
My commission expires:

(ORIS 93.490)

STATE OF OREGON, County of

3/27  
Personally appeared

STATE OF OREGON, 1907  
3/27 Vane Day  
Personally appeared \_\_\_\_\_ who, being duly sworn,  
each for himself and not one for the other, did say that the \_\_\_\_\_ is the  
Board of Trustees \_\_\_\_\_ and that the latter is the  
Secretary of Klamath Falls  
Lodge No. 1247, B. P. O. E. Ks  
and that the seal affixed to the foregoing instrument is the corporate seal  
of said corporation and that said instrument was signed and sealed in behalf  
of said corporation by authority of its board of directors, and each of them  
acknowledged said instrument to be its voluntary act and deed.  
Before me: \_\_\_\_\_ (OFFICIAL)

Notary Public for Oregon

My commission expires:

**AGREEMENT  
FOR EASEMENT  
BETWEEN**

AND

SPACE RESERVED  
FOR  
RECORDING USE

AFTER RECORDING RETURN TO

AFTER RECORDING RETURN TO  
 Mountain Title Company of Klamath County  
 407 Main Street  
 Klamath Falls, Oregon 97601  
 attention: Jean Phillips

STATE OF OREGON,

County of \_\_\_\_\_  
I certify that the within instru-  
ment was received for record on the  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,  
at \_\_\_\_\_ o'clock M., and recorded  
in book/reel/volume No. \_\_\_\_\_ or  
page \_\_\_\_\_ or as document/tee/file  
instrument/microfilm No. \_\_\_\_\_  
Record of \_\_\_\_\_  
of said County. \_\_\_\_\_ hand and seal

Witness my hand and seal of  
County attixed.

## NAME

By

HTL

**Deputy**

EXHIBIT "A"

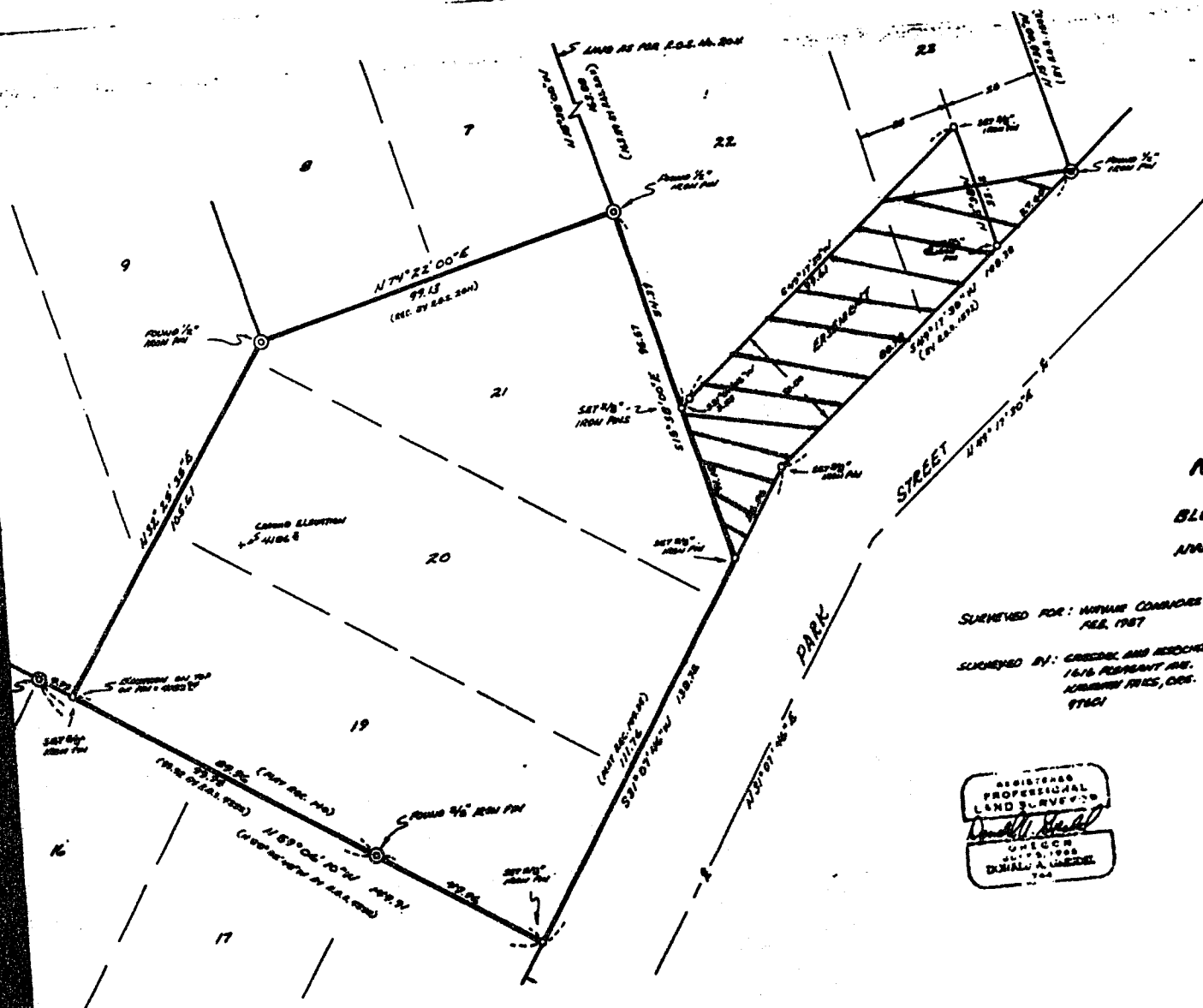
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An easement for ingress and egress over and across Lots 22 and 23 of Block 9, BUENA VISTA ADDITION TO THE CITY OF KLAMATH FALLS, more particularly described as follows:

Beginning at a 1/2 inch iron pin marking the Northerly corner of Lot 21, Block 9, BUENA VISTA ADDITION; thence South 15 degrees 38' 00" East 54.39 feet to a 5/8 inch iron pin; thence North 31 degrees 07' 46" East, 3.55 feet; thence North 49 degrees 17' 30" East 72 feet, more or less to a point on the Westerly line of Lot 23; thence Southeasterly 50 feet, more or less, to a 1/2 inch iron pin marking the Southeast corner of Lot 23; thence South 49 degrees 17' 30" West, 108.38 feet to a 5/8 inch iron pin; thence South 31 degrees 07' 46" West 26.96 feet to a 5/8 inch iron pin; thence North 15 degrees 38' 00" West 41.18 feet to the point of beginning, with bearings based on Survey No. 4476 as filed in the Klamath County Engineers Office.

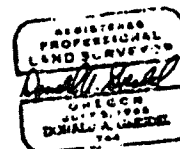
# EXHIBIT "B"

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MAP  
BLOCK 9,  
TOWN OF KLAMATH,  
CLATSOP COUNTY,

SURVEYED FOR: WATSON CONCRETE  
FEB. 1987  
SURVEYED BY: CREECH AND ASSOCIATES  
1616 PERRYMAN AVE.  
KAMATH, ORE.  
97601



STATE OF OREGON: COUNTY OF KLAMATH: ss.  
Filed for record at request of Mountain Title Company the 27th day  
of March A.D., 19 87 at 2:24 o'clock P M., and duly recorded in Vol. MR7  
of Deeds on Page 5101  
By Evelyn Biehm, County Clerk  
[Signature]

FEE \$17.00