

ATE 31333

ENCROACHMENT PERMIT

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80898

The City of Klamath Falls, Oregon, a municipal corporation (City) and Klamath Falls Specialized Service, Inc., an Oregon corporation (Grantee) for an in consideration of the covenants and conditions hereinafter set forth, agree as follows:

City hereby gives and grants to Grantee, its successors and assigns, upon the terms and subject to the conditions hereinafter set forth, non-exclusive permission to encroach upon a portion of the Klamath Avenue and Market Street rights of way, for the purpose of maintaining an existing structure currently located upon said encroachment area, no part of which shall be extended into the public right of way beyond the encroachment area.

The encroachment area is more specifically described on attached Exhibit "A", incorporated herein by this reference

Grantee agrees to pay to the City as compensation for the privileges herein granted, the sum of TWENTY FIVE DOLLARS (\$25.00), receipt of which is hereby acknowledged by City.

Grantee shall save and hold harmless the City from and indemnify the City against any and all liability for or on account of any death or injury to persons, or damage to property incurred in any manner whatsoever growing out of Grantee's use or loss of the privileges herein granted.

This agreement shall run from year to year unless terminated. It may be terminated upon sixty (60) days written notice by either party. Upon termination, Grantee shall remove all structures herein authorized and restore the public right-of way in accordance with the directions of the City's Director of Public Works within sixty (60) days.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed this 14th day of October, 1987.

CITY OF KLAMATH FALLS

KLAMATH FALLS SPECIALIZED SERVICE, INC.

BY:

Mary C. Flitcraft
MAYOR

BY:

Lee Starnes
VICE PRESIDENT

ATTEST:

Lisa D. Fritz
CITY RECORDER

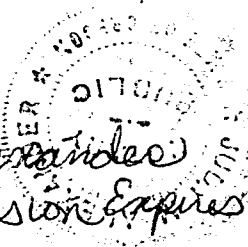
ATTEST:

State of Oregon)
County of Multnomah) ss

Subscribed and Sworn to before me that Lee
Signed this document Stockoth
this 26th day of October, 1987.

Ret. A.T.C.

Judy M. Alexander
My Commission Expires 7-23-91



87 OCT 26 PM 4 46

Exhibit A

19443

DESCRIPTION OF BUILDING ENCROACHMENT FROM LOTS 1, 2, AND 3, BLOCK 9,
"RAILROAD ADDITION" TO KLAMATH FALLS, OREGON, ONTO THE RIGHT OF WAY
OF KLAMATH AVENUE AND MARKET STREET.

Beginning at the southeast corner of Lot 1, Block 9, "RAILROAD
ADDITION" to the City of Klamath Falls, Oregon; thence N.00°15'W.,
41.45 feet along the east line of said Lot 1; thence N.89°45'E., 0.55
feet; thence S.00°15'E., 41.75 feet along a line parallel with and
0.55 feet easterly of the east line of said Lot 1; thence S.89°45'W.,
75.55 feet along a line parallel with and 0.30 feet southerly of the
south line of Lots 1, 2, and 3 of said Block 9; thence N.00°15'W.,
0.30 feet to the southwest corner of said Lot 3; thence N.89°45'E.,
75.00 feet along said south line of said Lots 1, 2, and 3 to the point
of beginning.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Dale A. Cross

OREGON
JULY 13, 1973
DALE A. CROSS
993

9/28/87

ALPHA-OMEGA
LAND SURVEYING SERVICES
4027 Sturdivant Ave.
Klamath Falls, Oregon 97601
(503) 884-5336

AO

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title Company the 26th day
of October A.D., 19 87 at 4:46 o'clock P M., and duly recorded in Vol. M87
of Deeds on Page 19442
By Evelyn Biehn, County Clerk *[Signature]*

FEE \$10.00