

MITC-20719K
IRRIGATION PIPELINE EASEMENT

THIS AGREEMENT made this 20th day of January, 1989, between LISKEY FARMS, INC., of Klamath County, Oregon, hereinafter called "Grantor," and WALTON J. DUPONT, hereinafter called "Grantee."

RECITALS

1. WHEREAS, Grantor owns certain real property including that described in Exhibit "A" attached hereto, and

2. WHEREAS, Grantee own real property described in Exhibit "B" attached hereto; and

3. WHEREAS, the Grantor desires to grant a nonexclusive irrigation pipeline easement across its property for the benefit of the Grantees, Now, Therefore,

GRANTOR HEREBY GRANTS a nonexclusive irrigation pipeline easement described in Exhibit "A" attached hereto to Grantee for the irrigation of the lands of Grantee herebefore described.

It is understood that the Grantee have installed an irrigation pump and pipelines which are buried and may maintain the same so as not to interfere with normal farming or ranching practices and the use of the easement property by the Grantor for an irrigation pipeline and maintenance thereon.

Grantee has the right of ingress and egress to maintain and reconstruct their pipelines and pump while not interfering with the pipeline of the Grantor. Grantor shall not be responsible for damages that may occur to the pipeline of the system of the Grantees. It is further understood that this is a covenant and conveyance which runs with the land for the mutual benefit of real estate owned by Grantor, including the NW 1/4 NE 1/4 Section 34, Township 40 So., Range 9 E.W. M., and that real estate described in Exhibit "B" and burdens lands described in Exhibit "A" and owned by Grantor.

It is recognized that this easement includes existing surface delivery pipe and Grantee may install and maintain an additional pump and such surface delivery pipeline for the

89 JAN 25 PM 2 17

benefit of real estate described in Exhibit "C" attached hereto, which is a portion of Grantee's property.

IN WITNESS WHEREOF, the Parties hereto have set their hands on the date first above written.

Walton J. Dupont

LISKEY FARMS INC.

Jack Liskey President

STATE OF OREGON]
County of Klamath] ss.

On this 20th day of January, 1989, personally appeared Jack Liskey ~~and~~ who, being duly sworn, each for himself and not one for the other, did say that the former is the president ~~and that~~ ~~the latter is the secretary~~ of LISKEY FARMS, INC., a corporation, 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:

Kristi L. Redd
Notary Public for Oregon
My Commission expires: 11/16/91

STATE OF OREGON]
County of Klamath] ss.

On this 20th day of January, 1989, personally appeared before me the above-named WALTON J. DUPONT, and acknowledged the above to be his voluntary act and deed.

Kristi L. Redd
Notary Public for Oregon
My Commission expires: 11/16/91

Return: MTC

Order No: 20840-K

EXHIBIT "C"
LEGAL DESCRIPTION

A piece or parcel of land situate in the SW1/4 SE1/4 of Section 27, Township 40 South, Range 9 East of the Willamette Meridian in Klamath County, Oregon, and being more particularly described as follows:

Beginning at the monument marking the quarter-section corner on the South boundary of Section 27, Township 40 South, Range 9 East of the Willamette Meridian; thence North 89 degrees 42' 10" East along the South boundary of said Section 27, 1322.72 feet to an iron pin marking the southeast corner of the SW1/4 SE1/4 of said Section 27; thence North 0 degrees 16' 00" West along the easterly boundary of said SW1/4 SE1/4 110 feet, more or less, to the southerly right-of-way boundary of a County Road, as the same is presently located and constructed; thence northwesterly, along the southwesterly right-of-way boundary of said County Road, 1745 feet, more or less, to a point on the West boundary of the SW1/4 SE1/4 of said Section 27; thence South 0 degrees 31' 15" East 1240 feet, more or less, to the point of beginning.

Tax Account No: 4009 02700 00400

Owners
Erwin R. Ritter, L.S.
Dennis A. Ensor

Engineering Consultant
Joseph S. Westvold, C.E.

TRU SURVEYING LINE

TELEPHONE (503) 884-3891
2333 SUMMERS LANE - KLAMATH FALLS, OREGON 97603
JANUARY 4, 1988

EASEMENT FROM LISKEY FARMS

A 6 foot wide easement for an existing irrigation pipe line situated in the NE1/4 of the NW1/4 and the NW1/4 of the NE1/4 of Section 34, T40S, R9EWM, Klamath County, Oregon, the centerline of said easement being more particularly described as follows:

Beginning at a point on the North line of said Section 34 N89°42'10"E 288.20 feet from the North 1/4 corner of said Section 34; thence S28°00'00"W 5.41 feet; thence S88°46'24"W 800 feet, more or less, to a pump in the main canal, with bearings based on Land Survey 2872 as filed at the office of the Klamath County Surveyor.


ERWIN R. RITTER O.L.S. 658

EXHIBIT "B"
LEGAL DESCRIPTION

SW1/4 NE1/4; W1/2 SE1/4; and that portion of Lot 2 lying Northeasterly of Lower Lake Road situated in Section 27, Township 40 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING THEREFROM a parcel of land situate in Section 27, Township 40 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the 1/4 Section corner common to Sections 22 and 27, Township 40 South, Range 9 East of the Willamette Meridian; thence South 0 degrees 31' 15" East along the North-South centerline of said Section 27, 3421.73 feet to a point; thence South 38 degrees 01' West 431.2 feet to a point on the Northerly right of way line of the Lower Klamath Lake Road, as the same is presently located and constructed, thence Northwesterly along said Northerly right of way line 1830 feet, more or less, to a point on the East-West centerline of said Section 27; thence North 89 degrees 32' 50" East along said East-West centerline 414.50 feet to the center West 1/16 corner of said Section 27; thence North 0 degrees 21' 10" West 2634.13 feet to the West 1/16 corner common to sections 22 and 27; thence North 89 degrees 51' 30" West, 1301.60 feet to the point of beginning.

Tax Account No.: 4009 02700 00400

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Co. the 25th day
of Jan. A.D., 19 89 at 2:17 o'clock P.M., and duly recorded in Vol. M89
of Deeds on Page 1485
By Evelyn Biehn County Clerk
Pauline Mulendore

FEE \$28.00