

KNOW ALL MEN BY THESE PRESENT, that Urbach Farms, Inc. (hereinafter called the "Grantor"), does hereby grant unto the State of Oregon, acting by and through the Director, Water Resources Department, (hereinafter called the "Grantee"), its successors and assignees, a perpetual easement and rights over the following described property:

A parcel of land 50 feet in width for irrigation water disbursement box and irrigation water delivery line lying West of and parallel to the East section line of Section 34, Township 38 South, Range 11 1/2 East of the Willamette Meridian, Klamath County, Oregon, beginning at the southerly right-of-way of the Dairy-Bonanza Highway, a point approximately 1344 feet due South from the NE corner of Section 34. From the point of beginning South 1750 feet.

The Grantor further grants unto the Grantee the following rights:

1. The right to place an irrigation supply line for the delivery of water and right for passage of said water.
2. The right to maintain, service, and repair said water supply line.
3. The right to enter on the property of the Grantor to place, service, maintain, and use an irrigation pump located:

At the disbursement box in the NE1/4 of Section 34, Township 38 South, Range 11 1/2 East of the Willamette Meridian, Klamath County, Oregon, that is within the legal description of the above-described Easement.

4. The right to enter on property of the Grantor to service, maintain, and use the disbursement box located:

In the NE1/4 of Section 34, Township 38 South, Range 11 1/2 East of the Willamette Meridian, Klamath County, Oregon, and situated within the legal description of the above-described Easement.

This Easement and further rights shall become appurtenant to the following property:

N1/2 SW1/4 and the South 577.5 feet of the S1/2 NW1/4 of Section 35, Township 38 South, Range 11 1/2 East of the Willamette Meridian, Klamath County, Oregon.

The consideration for this writing being \$1.00.

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This instrument does not grant or convey to the State of Oregon any right or title to the surface of the soil along the route of said Easement, except for the purpose of constructing, maintaining, repairing and restoring the water line, disbursement box and pump equipment; provided that nothing herein contained shall construe to impose any duty, obligation or liability upon the State of Oregon and/or its successors or assignees on account of the construction or maintenance of said water line, or disbursement box, except as indicated in the Water Line and Disbursement Box Usage Agreement as indicated in "Exhibit A" attached.

I certify that the above-described property is free of any liens or encumbrances and I am authorized to provide this Easement.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this
11th day of May, 19 89.

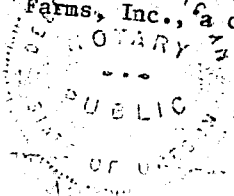
URBACH FARMS, INC.

By: John W. Urbach
John W. Urbach, President

By: Lura O. Urbach
Lura O. Urbach, Secretary

STATE OF OREGON,)
County of Klamath)ss.

The foregoing instrument was acknowledged before me this 11th day of May, 1989, by John W. Urbach, President and Lura O. Urbach, Secretary of Urbach Farms, Inc., a corporation, on behalf of the corporation.



Daniel R. Bieh
Notary Public for Oregon
My Commission expires 12/19/92

5/2/89
0795V

Return to: Water Resources Dept Loan Program
3850 Portland Rd N.E.
Salem, OR 97310

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STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Klamath County Title Co.
on this 15th day of May A.D., 19 89
at 2:39 o'clock P.M. and duly recorded
in Vol. M89 of Deeds Page 8337
Evelyn Biehn County Clerk
By Daniel R. Bieh
Deputy.

Fee, \$13.00