

KNOW ALL MEN BY THESE PRESENTS, that Delmar Hand, grantor, in consideration of the sum of ONE DOLLAR (\$1.00), receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to the CITY OF KLAMATH FALLS, OREGON, grantee, a permanent non-exclusive easement for the purpose of installing, inspecting, repairing, maintaining, altering and operating a City sewer line and all necessary appurtenances in, into, upon, over, across and under a strip of land described as follows:

A strip of land situated in Lots 4 and 5, Block 13, Opportunity Addition to the City of Klamath Falls, Oregon, said strip being twenty (20) feet wide and lying northeasterly of and contiguous with the following described line:

Beginning at a point on the centerline of "D" Street in said Opportunity Addition, said point being the intersection of said centerline and the northeasterly line of that property conveyed to the State of Oregon by deed recorded in volume 334 at page 516 of the Klamath County, Oregon deed records; thence northwesterly along said northeasterly line to the centerline of Fourth Street. The side lines of said strip to be shortened or lengthened to terminate on the beginning and ending lines as described above.

together with the right of ingress and egress over grantor's adjoining lands for the purposes of this easement.

Grantor shall not erect any structures, nor plant any trees or shrubs, within the easement area which would inhibit access to said City sewer line or cause damage to it.

The City, its successors or assigns, shall not be liable to grantor for damage to the above-described premises occurring incidental to the proper use of this easement. Provided, however, in the event of damage to premises outside of and adjacent to the above-described parcel(s) caused by the City, its successors and assigns, the party causing such damage shall repair same and place said premises in as good condition as they were immediately prior to such damage.

This document shall be binding upon all subsequent purchases of the above-described parcel(s), the City, and the heirs, successors and assigns, of both.

IN WITNESS WHEREOF, I have hereunto set my hand this 16th day of August, 1990.

Delmar E. Hand
Delmar Hand

STATE OF OREGON
County of KLAMATH } ss.

Personally appeared the above-named Delmar Hand and acknowledged the foregoing instrument to be his voluntary act and deed.



Before Me: Tracy R. Brace
Notary Public for Oregon
My Commission Expires: 03-13-93

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Return: City of Klamath Falls
500 Klamath Ave.
Klamath Falls, Or. 97601

City of Klamath Falls
on this 28th day of Aug. A.D., 19 90
at 12:03 o'clock PM. and duly recorded
in Vol. M90 of Deeds Page 17233
Evelyn Biehn
County Clerk
By Pauline Mueller
Deputy.

Fee, \$28.00

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28.00