ENCROACHMENT PERMIT

The City of Klamath Falls, Oregon, a municipal corporation (City) and Irene Dalton (Grantee) for and 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 1.22 foot portion of the McKinley Street right-of-way adjacent to Lot D, Block 67 Supplemental plat of Nichols Addition to the City of Klamath Falls and is granted for the limited purpose of location of a garage (as shown on the attached map Exhibit "A") according to the following conditions:

1) Grantee shall comply with all relevant local, state and federal regulations pertaining to Grantee's use of the area, including but not limited to, City Planning and building regulations; and

2) Grantee shall submit the as-built construction plans to the City's Public Works Department and shall conform to any modifications or restrictions imposed by the Department.

Grantee agrees to pay to the City, as compensation for the privileges herein granted, the sum of $50.00, 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.
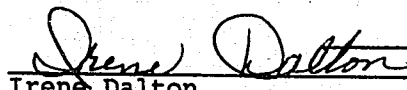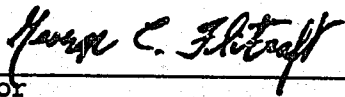
IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed this __20th__ day of August, 1990.

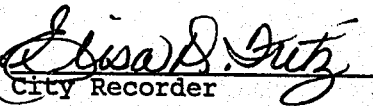CITY OF KLAMATH FALLS   GRANTEE

By: _____   _____
    Mayor   Irene Dalton

Attest _____
       City Recorder

'90 AUG 30 AM 9 05

17352

SCALE: 1" = 20'

MCKINLEY STREET

ALLEY

S 38°56'30" W

LOT CORNER
FALLS 1.22'
INSIDE BUILDING

Encroachment

46.86'

S 60°58'28" E
33.50'

LOT D BLOCK 67

100.00'

= 9°51'
= 11°30'20"

GARAGE

U.S.B.R. STA 68+72

75'

S 38°37'02" W
7.3'

N38°37'02" E
5.3'

S 51°22'58" E
20.5'

S 60°58'28" E   111.50'

N 38°37'02" E
7.2'

RETAINING WALL
S 51°22'58" E
27.8'

N 28°10'33" E
9.9'

17.55'

S 51°22'58" E
11.1'

WIRE FENCE

CENTERLINE OF CANAL

U.S.B.R. CANAL
RIGHT-OF-WAY LINE

LEGEND

LOT D CORNER LOCATIONS

U.S.B.R. CANAL CENTERLINE STATION

" X " IN CURB – SURVEY MARKS FOUND

NOTES

BEARINGS ARE BASED UPON R.O.S. 1066
AND SUPPLEMENTAL PLAT OF BLOCKS 67,
68 AND 69 OF NICHOLS ADDITION

THIS DOES NOT CONSTITUTE A BOUNDARY
SURVEY. I HAVE INSPECTED THE SITE
AND VERIFY THAT THE IMPROVEMENTS
ARE LOCATED AS SHOWN.

RUSSELL D. HENDRICKS, L.S.

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

FOUNDATION INVESTIGATION

FOR

IRENE DALTON

IN

LOT D, BLOCK 67 SUPPLEMENTAL PLAT
OF NICHOLS ADDITION, KLAMATH FALLS, OREGON

MAP BY:

ADKINS CONSULTING ENGINEERS, I
1453 ESPLANADE AVENUE
KLAMATH FALLS, OR 97601
(503) 884-4666

STATE OF OREGON, ss.
County of Klamath

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Filed for record at request of:

City of Klamath Falls
on this ___30th___ day of ___Aug.___ A.D., 19 90
at ___9:05___ o'clock. ___A.M.___ and duly recorded
in Vol. ___M90___ of ___Deeds___ Page ___17351___.

Evelyn Biehn   County Clerk
By _____
                              Deputy.

Fee, $33.00

JULY, 1990

JOB No. 1406-