

KNOW ALL MEN BY THESE PRESENTS, that Mark Hemstreet, 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 Block 18, 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 easterly line of Lot 8, Block 18, Opportunity Addition, said point being the intersection of said easterly line of Lot 8, Block 18 and the northeasterly line of that property conveyed to the State of Oregon by deed recorded in volume 334 at page 536 of the Klamath County, Oregon deed records; thence northwesterly in a straight line, along said northeasterly line, to the intersection of the north line of Block 18 and the centerline of the alley in said Block 18; thence continuing along said straight line to the centerline of "D" Street. The side lines of said strip to be shortened or lengthened to terminate on the beginning and ending lines as described above.

Also, a strip of land situated in that portion of Opportunity Addition to the City of Klamath Falls, Oregon, vacated by ordinance number 6593, said strip being twenty (20) feet wide and lying northeasterly of and contiguous with the following described line:

Beginning at a point on the westerly line of Lot 5, Block 19, Opportunity Addition, said point being the intersection of said westerly line of Lot 5, Block 19 and the northeasterly line of that property conveyed to the State of Oregon, described as parcel 2 and recorded in deed volume 334 at page 236 of the Klamath County, Oregon deed records; thence southeasterly in a straight line, along said northeasterly line and its southeasterly prolongation to the south line of the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 20, Township 38 South, Range 9 East, of the Willamette Meridian, Klamath County, Oregon. The side lines of said strip to be shortened or lengthened to terminate on the beginning and ending lines as described above.

EXCEPTING THEREFROM those portions of said strip lying within that property conveyed to the State of Oregon, by and through its State Highway Commission.

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.

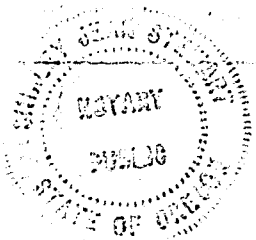
This document shall be binding upon all subsequent purchases of the above-described parcel(s), the City, and the heirs, successors and assigns, of both.

IN WITNESS WHEREOF, I have hereunto set my hand this 20 day of August, 1990.

Mark Hemstreet  
Mark Hemstreet

STATE OF OREGON )  
County of Washington ) ss.

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



Before Me Shirley Ann Swain  
Notary Public for Oregon  
My Commission Expires: 9/5/93

STATE OF OREGON, ss.  
County of Klamath

Filed for record at request of:

City of Klamath Falls  
on this 12th day of Sept. A.D., 19 90  
at 2:13 o'clock P.M. and duly recorded  
in Vol. M90 of Deeds Page 18328.  
Evelyn Biehn County Clerk  
By Darlene M. Munk Deputy.

Fee, \$28.00

Return: City of Klamath Falls  
P.O. Box 237  
Klamath Falls, Or. 97601