

ENCROACHMENT PERMIT

That the City of Klamath Falls, Oregon, a municipal corporation (City, and Mr. Stewart F. McCollom, Jr. (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 portion of the Lavey Street right-of-way in the City of Klamath Falls, and is granted for the limited purpose of a one foot building eave overhang (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; and

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 4th day of ~~February~~ March, 1991.

CITY OF KLAMATH FALLS

GRANTEE

By: Charles S. R. [Signature]
Mayor Pro-tem

[Signature]
Stewart F. McCollom, Jr.

ATTEST: [Signature]
City Recorder

91 MAR 13 PM 12 14

To: City planning commission
Klamath Falls, OR.

From: Stewart F. McCollom Jr.

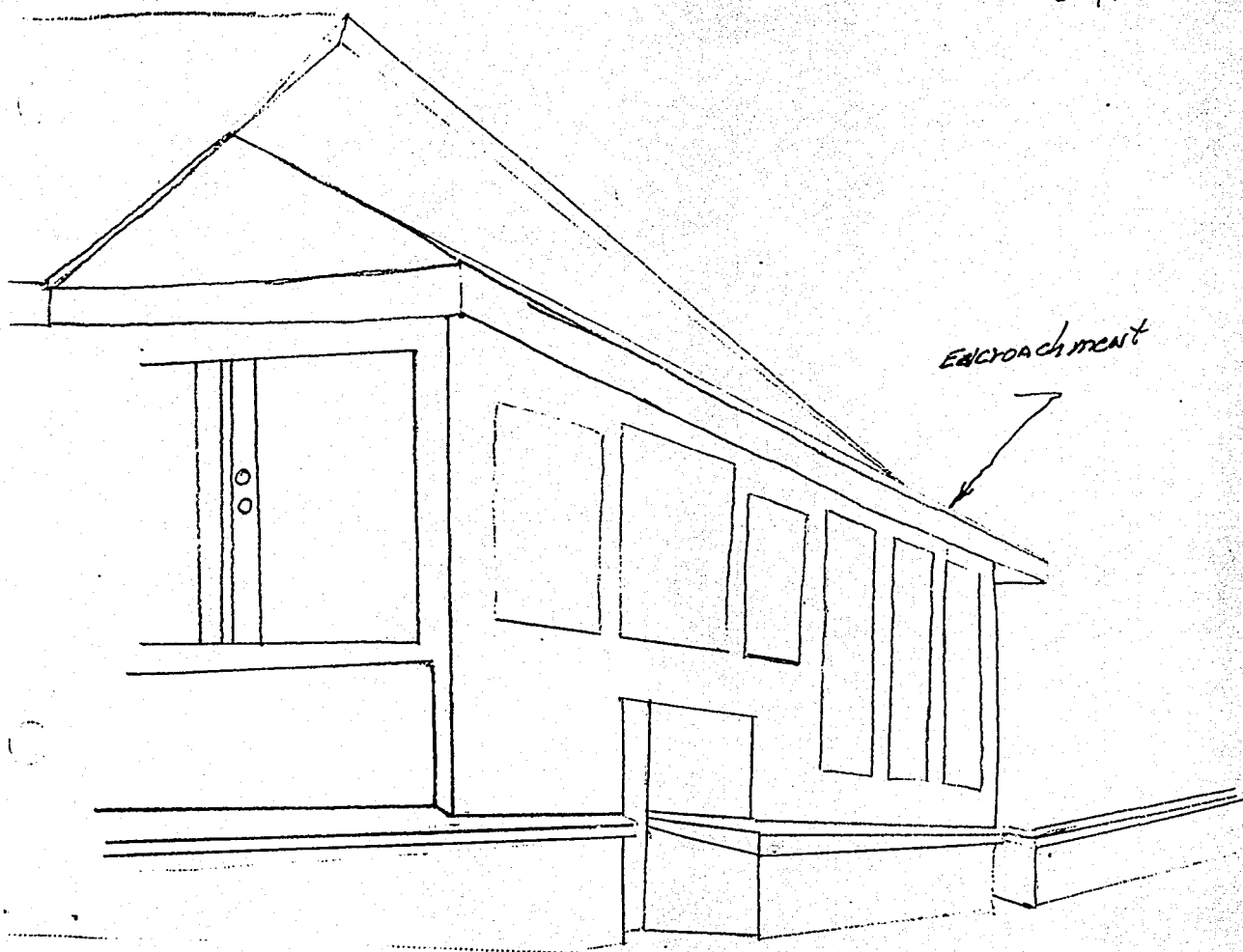
1-23-91

303 Pacific Terrace (lot #6, block 43)
Klamath Falls, OR. 97601
883-1982

The building addition on the Lavey St. side of my home has an overhanging eave that extends one foot past my property line. I was unaware of this until after the eave was built. The distance from my property line to the pavement on Lavey St. is approximately eight feet.

pd
\$50.

2/13



STATE OF OREGON,
County of Klamath ss.

EXHIBIT
"A"

Filed for record at request of:

City of Klamath Falls

on this 14th day of March A.D. 1991
at 12:14 o'clock P. M. and duly recorded
in Vol. M91 of Deeds Page 4622

Evelyn Biehn, County Clerk

By Pauline Muelender

Deputy.

Fee, \$33.00

AFTER RECORDING RETURN TO:

City Recorder
City of Klamath Falls
P. O. Box 237
Klamath Falls, OR 97601