

32847

EASEMENT

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WHEREAS CRESCENT OIL COMPANY ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in Klamath County, Oregon, to wit:

Lot I:

Township 27 Range 08 Sec 021CB Tax Lot 03100 Lot
Block Sub Div CHEMULT, BLOCK 1, LOT 5

Lot II:

Township 27 Range 08 Sec 021CB Tax Lot 03100 Lot
Block Sub Div CHEMULT, BLOCK 1, LOT 6

WHEREAS GRANTOR has applied to the State of Oregon through its Department of Environmental Quality ("State" or "GRANTEE") for a permit to alter a on-site sewage disposal system by proposed construction of an individual on-site sewage disposal system ("Report") on Lot I intended to serve Lot II; and

WHEREAS Oregon Administrative Rules, 340-71-130(11)(b) and 340-71-150(4)(a) require GRANTOR to execute an easement and covenant in favor of the State as a condition precedent to issuance of a Alteration Permit concerning the construction of a system on one lot intended to serve another lot;

NOW THEREFORE, in consideration of the issuance of the report to GRANTOR by the State, and other good and valuable consideration, receipt of which is hereby acknowledged, GRANTOR hereby conveys to the State ("GRANTEE"), its successors and assigns, a perpetual, non-exclusive, appurtenant easement in, upon, and running with Lot I allowing the GRANTEE'S officers, agents, employees and representatives to enter and inspect, including by excavation, the on-site sewage disposal system on Lot I serving Lot II.

GRANTORS, for themselves and their heirs, successors and assigns, covenant and agree:

1. To grant or reserve, and record a utility easement, in a form approved by the GRANTEE, in favor of the owner of Lot II upon severance of the above described lots; and

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2. That Lot I shall not be put to any use which would be detrimental to the permitted system or contrary to any law (including an administrative rule) applicable to the permitted system.

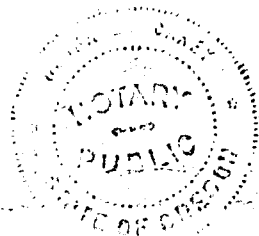
IN WITNESS WHEREOF, the GRANTOR executed this easement on this 26 day of July, 1991.

Wayne H. Ernst
Notary Public
(Grantors)

STATE OF OREGON)
County of KLAMATH) ss
July 26, 1991)

Personally appeared the above-named WAYNE G. ERNST and acknowledged the foregoing instrument to be their voluntary act.

Before me:



Dorothy L. Carey
NOTARY PUBLIC FOR OREGON
My Commission Expires: 6-25-94

XL3443

Crescent Oil Co.
P.O. Box 617
Gilchrist, OR

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____ the 6th day of August A.D., 19 91 at 9:25 o'clock A M., and duly recorded in Vol. M91 of Deeds on Page 15344.

EVELYN BLEHN County Clerk
By *Bevertha H. Hetch*

FEE \$33.00
CC 1.50