

41364

ENCROACHMENT PERMIT

That the City of Klamath Falls, Oregon, a municipal corporation, (City), and Mr. Truman Passmore, Klamath Cold Storage, Inc., (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 Spring Street right-of-way, adjacent to Lots 6 thru 9, Block 20, Railroad Addition in the City of Klamath Falls, and is granted for the limited purpose of constructing two (2) truck docks at 30 degree angles which encroach sixteen (16) feet into Spring Street right-of-way (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 18th day of February, 1992.

CITY OF KLAMATH FALLS

GRANTEE

By: George C. Eltelt

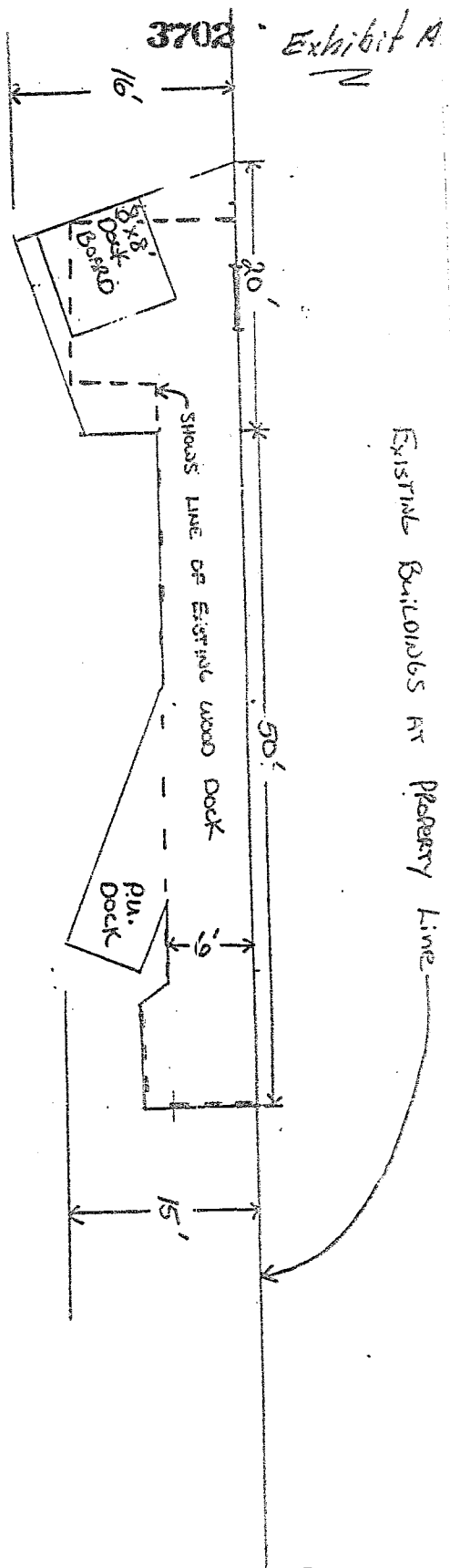
Mayor

Truman PassmoreMr. Truman Passmore
President, Klamath Cold StorageATTEST: Olivia R. Fritz

City Recorder

3/8" = 4'

SPRINKLE STREET



KLAMATH COLD STORAGE
661 SPRINKLE ST.
KLAMATH FALLS, OR 97601
884-5158
PROPOSED LANDMARK DOCK
TO BE CONCRETE.

STATE OF OREGON.
 County of Klamath ss.

Filed for record at request of:

AFTER RECORDING RETURN TO:

City Recorder
 P. C. Box 237
 Klamath Falls, OR 97601

City of Klamath Falls
 on this 24th day of Feb. A.D. 19 92
 at 2:17 o'clock P.M. and duly recorded
 in Vol. M92 of Deeds Page 3701
 Evelyn Biehn County Clerk
 By Quinn Mulvaney Deputy

Fee. \$35.00