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## EASEMENT

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WHEREAS John W. + Gayle James ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in KLAMATH County, Oregon, to wit:

Lot I:

T365, R6E, S3; TL<sup>#</sup>1200, LOT<sup>#</sup>104.  
SPORTSMANS PARK, 3RD ADDITION.

Lot II:

TL<sup>#</sup>2700, LOT<sup>#</sup>47.  
HARRIMAN PARK.

WHEREAS GRANTOR has applied to the State of Oregon through its Department of Environmental Quality ("State" or "GRANTEE") for a report of site evaluation for the 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 favorable report 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

RETURN TO:

John W. James

925 Southside Rd, Grants Pass, OR. 97527.

1500 CK

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.

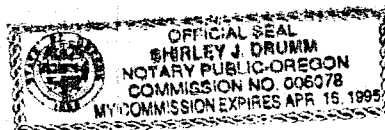
IN WITNESS WHEREOF, the GRANTOR executed this easement on this 17th day of July, 1992.

John W. James Gayle J. James  
(Grantors)

STATE OF OREGON )  
 ) ss  
County of Klamath )  
 )  
July 17, 1992 )  
 )

Personally appeared the above-named John W. James and  
Gayle J. James and acknowledged the foregoing instrument  
to be their voluntary act.

Before me:



Shirley J. Drumm  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 4/16/95

STATE OF OREGON, ss.  
County of Klamath

Filed for record at request of:

XL3143

on this 17th day of July A.D., 19 92  
at 2:13 o'clock P. M. and duly recorded  
in Vol. M92 of Deeds Page 15830  
Evelyn Biehn County Clerk  
By Pauline M. Mueland Deputy.

Fee, \$15.00