

48347

RESTRICTIVE EASEMENT

KNOWN ALL PERSONS BY THESE PRESENTS, that Frederick J. and Susan F. Summers, husband and wife (Grantors), do hereby grant, bargain, sell and convey to the CITY OF KLAMATH FALLS, OREGON (City) a perpetual restrictive easement over and under the following parcel of land:

A tract of land being situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, Township 38 South, Range 9 East, Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Commencing at a $\frac{1}{2}$ " iron pipe on the southwesterly right-of-way line of Conger Avenue, said iron pipe being located at the northeasterly corner of property described as Parcel 17 in Deed Volume M78, Pages 8341 and 9342 of the Klamath County Deed Records; thence South 49°00'00" West, along the southeasterly line of said parcel 37.99 feet, to the true point of beginning, said point being on a curve concave to the northwest having a radius of 50.00 feet, to which point a radial line bears South 87°00'27" East; thence southwesterly, along said curve 80.29 feet (central angle of said curve = 92°00'36") to a point on the southwesterly line of said Parcel 17; thence North 49°00'00" East, along said southeasterly line 71.94 feet to the true point of beginning.

The purpose of said easement is the protection of a deep water well and no pit privy, subsurface sewage disposal drain field, cesspool, sold waste disposal site, pressure sewer line, gravity sewer line, septic tank, buried fuel storage tank, or any other similar public health hazard shall be permitted within said easement area.

The consideration therefore is that sewer easement granted this date from City to Grantors.

Frederick J. Summers
Frederick J. Summers
Susan F. Summers
Susan F. Summers

June 6, 1992June 6, 1992

STATE OF OREGON,

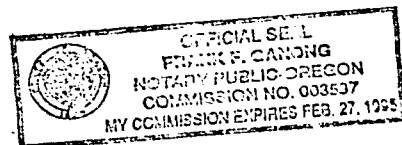
County of Klamath

} ss.

BE IT REMEMBERED, That on this 6TH day of June, 1992, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Frederick J. Summers and Susan F. Summers

known to me to be the identical individual(s) described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.



Frank E. Canong
Notary Public for Oregon.
My Commission expires 2/27/95

After Recording Return to:
City Recorder
P.O. Box 237
Klamath Falls, OR 97601

CR
35.00

17094

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of City of Klamath Falls the 31st day
of July A.D., 19 92 at 2:09 o'clock P.M., and duly recorded in Vol. M92,
of Deeds on Page 17093.

Evelyn Biehn County Clerk

By

Pauline M. Muzina

FEE \$35.00