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EASEMENT

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WHEREAS Joe L. Stone and Marion M. Stone ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in Klamath County, Oregon, to wit:

Lot I:

Lot 11, Block 3, Mountain Lakes Homesites, County of Klamath, State of Oregon.

SUBJECT to Reservations, restrictions and rights-of-way of record or apparent on the face of the land.

Lot II:

Lot 12, Block 3, Mountain Lakes Homesites, County of Klamath, State of Oregon.

SUBJECT to Reservations, restrictions and rights-of-way of record or apparent on the face of the land.

WHEREAS GRANTOR has applied to the State of Oregon through its Department of Environmental Quality ("State" or "GRANTEE") for a permit to repair an 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 repair 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

Return: Joe L. Stone  
31146 Mtn. Lake Dr.  
Klamath Falls, Or. 97601

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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 10<sup>th</sup> day of June, 1993.

(Grantors)

STATE OF OREGON

County of KlamathJune 10, 1993

ss

Personally appeared the above-named Joe L. Stone & Marion M. Stone

Joe L. Stone & Marion M. Stone and acknowledged the foregoing instrument to be their voluntary act.

Before me:



OFFICIAL SEAL  
LINDA A. SEATER  
NOTARY PUBLIC-OREGON  
COMMISSION NO. 006936  
MY COMMISSION EXPIRES MAY 20, 1995

NOTARY PUBLIC FOR OREGON  
My Commission Expires: May 20, 1995

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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Joe L. Stone the 9th day of June A.D., 19 93 at 9:12 o'clock A M., and duly recorded in Vol. M93 of Deeds on Page 13426.

FEE \$35.00

Evelyn Biehn

County Clerk

By Quentin Mullendore