

63842

EASEMENT

Stahl

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

Lot I: All that portion of the NW 1/4 of Section 32, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon lying Southerly of the South right of way of Hill Road, EXCEPTING THEREFROM:

A tract of land situated in the NW 1/4 NW 1/4 of Section 32, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the Southwest corner of the NW 1/4 NW 1/4 ; Thence north 00degrees 19' 00" West on the West line of said NW 1/4 NW 1/4, 522.70feet; thence North 81 degrees 35' 00" East 202.01 feet; thence South 00 degrees 19' 00" East 552.29 feet to a point on the South line of said NW 1/4 NW 1/4; thence North 89 degrees 59' 37" West along said South line 200.00 feet to the point of beginning. PARCEL 1.

Lot II:

Same legal description. PARCEL 3.

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: Michael W. Stahl
9570 Hill Rd
Klamath Falls, Or. 97603

OK
35.00

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 29th day of June, 19 93.

Michael W. Stahl
Patricia L. Stahl

(Grantors)

STATE OF OREGON)

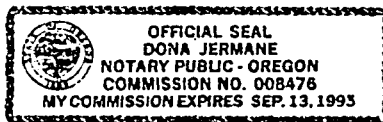
County of Klamath) ss

June 29, 19 93)

Personally appeared the above-named Michael W. Stahl and Patricia L. Stahl

and acknowledged the foregoing instrument to be their voluntary act.

Before me:



Dona Jermene
NOTARY PUBLIC FOR OREGON
My Commission Expires: 9-13-95

XL3443

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Michael Stahl the 29th day of June A.D., 19 93 at 3:24 o'clock P.M., and duly recorded in Vol. 493 of Deeds on Page 15501.

FEE \$35.00

Evelyn Biehn - County Clerk

By *[Signature]*