EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that KLAMATH COUNTY, OREGON, Grantor, in consideration of the sum of ONE DOLLAR (\$1.00), receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to Enterprise Irrigation District, Grantee, a permanent non-exclusive easement for the purpose of installing, inspecting, repairing, maintaining, altering and operating District irrigation line(s) and all necessary appurtenances in, into, upon, over, across and under a strip of land described as follows:

A 60 foot wide easement in Tract 5 of "Enterprise Tracts", being in the NE1/4 SW1/4 of Section 35, T.38S, R.9EWM, Klamath County, Oregon, more particularly described as follows:

The West 60 feet of said Tract 5 of "Enterprise Tracts", lying northerly of the Enterprise Irrigation District low line ditch, excepting therefrom the North 30 feet.

Grantor shall not erect any buildings within the easement area which would inhibit access to said District irrigation line(s) or cause damage to it. Grantor retains the right to utilize the easement area for roadways, driveways, parking lots and/or landscaping, provided trees which would interfere with the irrigation line(s) are not planted.

The District, its successors or assigns, shall not be liable to Grantor for damage to the above-described premises occurring incidental to the proper use of this easement. Provided, however, in the event of damage to premises outside of and adjacent to the above-described parcel(s) caused by the District, its successors and assigns, the party causing such damage shall repair same and place said premises in as good condition as they were immediately prior to such damage.

This document shall be binding upon all subsequent purchasers of the above-described parcel(s), the District and the heirs, successors and assigns, of both.

IN WITNESS WHEREOF, we have hereunto set our hands this
day of 4/5/, 1995.
KLAMATH COUNTY BOARD OF COMMISSIONERS
Wille Millan 2 Love Housel
Chairman of the Board County Commissioner
Fred to
County Commissioner
STATE OF OREGON) ss COUNTY OF KLAMATH)
Personally appeared the above named <u>CLiffon H McMillan</u> II
F. Jean Elzwer AND DAVE HENZEL
and acknowledged the foregoing instrument to be their voluntary act and deed.
BEFORE ME: OFFICIAL SEAL RONNIE L. GRANT NOTARY PUBLIC-OREGON COMMISSION NO. 015550
Source L Gran My Commission Expires: Notary Public of Oregon

After Recording Return To: Klamath County Public Works



	for record at request of _	Klamath	County	th	e 12th	da
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