06-29-95P03:35 RCVD

101.195 Page 17030

DRAINAGE EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that WILLIAM T. MERRILL and PAULINE E. MERRILL husband and wife, grantors, referred to in the attached Exhibit A, do hereby grant and convey to the County of Klamath, State of Oregon, grantee, a permanent non-exclusive easement for the purpose of installing, inspecting, repairing and maintaining a drainage line, to meet approved county standards, and all necessary appurtenances in, into, upon, over, across and under a strip of land described as follows:

Beginning at the Southwest corner property line described in D.V. M91-19326 (Exhibit B-1 and B-2 [attached]) TAX LOT NUMBER 3909-700-600; thence East 670.25 feet along the South line to the Southeast corner property line; thence North sixteen (16) feet; thence West 670.25 feet to the Westerly property line; thence South sixteen (16) feet along the West line to the point of beginning.

together with the right of ingress and egress over grantor's adjoining lands for the purposes of this easement.

Grantors shall not erect any structures, nor plant any trees or shrubs, within the easement area which would inhibit access to said drainage line or cause damage to it.

County of Klamath, State of Oregon, 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 caused by County of Klamath, State of Oregon, its successors or 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, County of Klamath, State of Oregon, and the heirs, successors and assigns, of both.

The true and actual consideration for this easement is \$1.00

IN WITNESS WHEREOF, I have hereunto set my hand this 2 nd day of May, 1995.

William Z. Merrill WILLIAM T. MERRILL

STATE OF OREGON) 55 County of Klamath)

JUNE and. .1995 Mav

JUNE

Personally appeared the above named WILLIAM T. MERRILL, and acknowledged the foregoing instrument to be his voluntary act and deed.

SAC 355 OFFICIAL SEAL ROZALYN I. QUISENBERRY NOTARY PUELIC - OREGON COMMISSION NO. 025443 OMMISSION SAMRES JUNE 17, 11 JUNE 17, 1997 MY COM 4:50 GS

Before Me:_ otary Public for Oregon My commission expires:_6

Return: Tom Pillette 380 Buena Vista Klmath Falls, OR 97601

30.00

DRAINAGE EASEMENT

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of May, 1995.

Barbara Bergstrom BARBARA BERGSTROM Attorney in Fact for PAULINE E. MERRILL

STATE OF CALIFORNIA)) ss. County of <u>Butte</u>)

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JUNE 5th ,1995 Мау

Personally appeared BARBARA BERGSTROM, Attorney in Fact for PAULINE E. MERRILL, and acknowledged the foregoing instrument to be her voluntary act and deed.

Deborah D. Barrett Comm. #987496 BUTE COUNTS CALIFORNIAD BUTE COUNTY O My Comm Expres Ane 7 1996 Before Me: <u>Ellerrah</u> <u>Ellerrah</u> <u>Barnett</u> Notary Public for California My commission expires: <u>June</u> 7, 1996

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DRAINAGE EASEMENT





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FALLS

KLAMATH

LIMITS

LINE

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09 12

SEE MAP 38

SEE MAP 39 09

DRAINAGE EASEMENT

EXHIBIT B-1

MOUNTAIN TITLE COMPANY 85041 Vol Main Page 19326 RICHARD T. DUDY and JEANNE S. DUDY, as tenants by the entirety hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by WILLIAM T. HEBRILL and PAULINE E. MERRILL, husband and wife , hereinufter called the granice, does hereby grant, bargain, sell and convey unto the said granice and grantee's heirs, successors and assigns. MOUNTAIN TITLE COMPANY "MOUSTN IAINITIA DELES, LOWITAIN I This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument; the perion acquiring fee title to the property should check with the appropriate city or chenty planning department to workfy approved uses." To have and to Hold the same into the said grantee and grantee's heirs, successors and assigns forever. And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple and the above granted premises, free from all encumbrances to those of record and those apparent upon the land, if any, as the date of this deed and that STATE OF OREGION. KAMath _____) ss. JEANNE S. DUDY Personally appeared the above named RICHARD T. DUDY JEANNE S. LUDY and agknowledged the foregoing instrument to be voluntary act and deed. Before me: <u>|</u>][]. DMEG ITE OF OREGON, County of _ The foregoing instrument was acknowledged before me this Noidry Public for Oregon numission expires: 6/8/92 .∵*1*0 , by My Loi 074 77 president, and by secretary of ••• SLIC corporation, on behalf of the corporation. :^{*} Notary Public for Oregon My commission expires: (SEAL) RICHARD T. DUDY and JEAME S. DUDY STATE OF OREGON. 3511 EVERGREEN DR. KLAMATH FALLS, OR 97603 35. County of. I certify that the within instrument was received for record on the WILLIAH T. MERRILL and PAULINE E. MERRIL 5013 WASHINTN WAY day of _ . N KLAMATH FILLS, OR 97603 oclock a M., and recorded CRADISS A in book . A MAR -01 01 WILLIAH T. HERRILL and PAULINE E. MERRIL 5013 WASHBURN WAY file/reel number Record of Deeds of said Arunn Witness my hand and wat of Count KLAHATH FALLS, OR 97603 affixed. HAME. ADDE HILLIAN T. MERRILL AND PAULINE E. MERRIL 5013 WASHBURN WAY Recording Office KLAMATH FALLS, OR 97603 Dep Bν

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DRAINAGE EASEMENT

EXHIBIT B-2

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		19327	
Range 9 East of the Willa EXCEPTING THEREFROM a tra 1/4 of Section 7. Townshi Heridian, in the County of described as follows: Beginning at the Northwest degrees 17' 18" Mest, all feet; thence East 664.75 1/2 NW 1/4 NW 1/4; thenc the W-W 1/64 corner comm North 89 degrees 40' 00" with bearings based on t	HTC NO: 26286-NM EXHIBIT A LEGAL DESCRIPTION if the NM 1/4 of Section 7. Township mette Meridian, Klamath County, Ore which of land situated in the W 1/2 NM p 39 South, Range 9 East of the Will of Klamath. State of Oregon, more per st corner of said Section 7; thence ong the West line of said Section 7; thence ong the West line of said Section 7; thence on to said Section 7 and Section 6; West 661.88 feet to the point of b the Survey of Hajor Land Partition 3	N 1/4 NW llamette articularly South 00 , 458.13 f said W .28 feet to thence seginning.	
STATE OF OREGION: COUNTY OF K Filed for record at request of of Sept A.D., 19 of	<u>Mountain Title Co.</u> 91 at <u>3:35</u> o'clock <u>P.M.</u> , and d <u>Deeds</u> on Page <u>193</u>	County Clerk	
FEE \$33.00	Ву <u>Оси</u> и	" Multadese	

STATE OF OREGON: COUNTY OF KLAMATH: ss.

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Shub of the	the <u>29th</u> day
Filed for record at request of Tom Pillette	o clock P_M., and duly recorded in VolM95,
	Bernetha G. Letsch County Clerk
	By _ annette Muelly
FEE \$30.00	By

FEE