

10-02-95P02:58 RCVD

SLOPE EASEMENT

JELD-WEN, inc., Grantor for the true and actual consideration of \$575.00 do grant to Klamath County by and through its Public Works Department, Grantee, its successors and assigns, an easement to construct slopes, upon the following described property:

- A. The S1/2 SW1/4 SE1/4; the N1/2 N1/2 SE1/4; S1/2 S1/2 NE1/4 of Section 11, Township 35 South, Range 12 East W.M.; said easement being 5 feet on each side of the Godowa Springs Road as surveyed commencing at the south line of the S1/2 SW1/4 SE1/4 (approximately Engineer's Station 120+80); thence northerly to the north line of the S1/2 SW1/4 SE1/4 (approximately Engineer's Station 127+80).
- B. A second easement being 10 feet on each side of the Godowa Springs Road as surveyed commencing at the south line of the N1/2 NE1/4 SE1/4 (approximately Engineer's Station 143+70); thence, northerly and westerly to the west line of the S1/2 S1/2 NE1/4 (approximately Engineer's Station 165+20).

It is understood that the easement herein granted does not convey any right or interest in the above described properties, except as stated herein, nor prevent Grantor from access to and the use of said property; however, that such use shall not be permitted to interfere with the rights herein granted or endanger the lateral support of the County road.

Access permits to the property shall not be required and Grantor shall be entitled to access its property at any points along Godowa Springs Road.

Grantee shall remove the trees and deck said trees at locations designated by Grantor or its representative. Trees 8" or larger at the top will be cut into standard lengths and decked. It is also understood that Grantee shall never be required to remove the slope material placed by Grantee on said property, nor shall Grantee be subject to any damages to Grantors, their heirs/successors and assigns, by reason thereof, or by reason of any change of grade of the County Road abutting on said property, except that Grantee shall indemnify, defend and hold Grantor harmless from and against any environmental liability created by the placement of such slope material or from any negligent acts or omissions of Grantee, its employees, agents, contractors and subcontractors.

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Grantors covenant to and with Grantee, its successors and assigns, that they are the owners of said property, and will warrant the easement rights herein granted from all lawful claims whatsoever.

Dated this 28th day of September, 1995.

JELD-WEN, inc.

by:

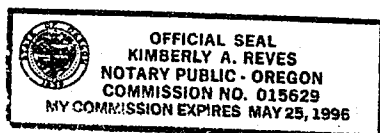
Robert F. Turner

Robert F. Turner
Senior Vice President

State of Oregon)
) ss.
County of Klamath)

On this 28th day of September, in the year 1995, before me personally appeared Robert F. Turner, personally known to me to be the Senior Vice President of JELD-WEN, inc., the corporation that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument on behalf of corporation.

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



Kimberly A. Reves
Notary Public for the State of Oregon
My Commission Expires: May 25, 1996

After Recording return to
Klamath County Public Works
3735 Shasta Way
Klamath Falls, Oregon 97603

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County Public Works the 2nd day
of October A.D., 19 95 at 2:58 o'clock P. M., and duly recorded in Vol. M95
of Deeds on Page 26629.

FEE No Fee

Bernetha G. Letsch, County Clerk
By Annette Mueller