

EASEMENT

WHEREAS DAVID E. & SARAH A. HOFFMAN ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in _____ County, Oregon, to wit:

Lot I:

Parcel 1: Lot 124 in Third Addition to Sportsman Park, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

Lot II:

Parcel 2: Lot 125 in Third Addition to Sportsman Park, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

WHEREAS GRANTOR has applied to the State of Oregon through its Department of Environmental Quality ("State" or "GRANTEE") for a report of site evaluation for the 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 favorable report 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

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 11
day of June, 1996.

(Grantors)

STATE OF OREGON)

County of Jackson)

June 11, 1996)

ss

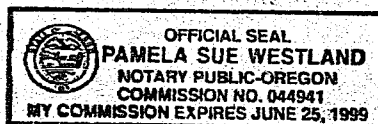
David E. Hoffman
Sabra A. Hoffman

Personally appeared the above-named DAVID E. Hoffman +

SABRA A. Hoffman

and acknowledged the foregoing instrument to be their voluntary act.

Before me:



Pamela Sue Westland
NOTARY PUBLIC FOR OREGON

My Commission Expires: June 25 1999

XL3443

Return: David Hoffman
345 Scenic Dr
Ashland, OR 97520

STATE OF OREGON, ss.
County of Klamath

Filed for record at request of:

David Hoffman

on this 14th day of June A.D. 19 96
at 1:09 o'clock P M. and duly recorded
in Vol. M96 of Deeds Page 17822
Bernetha G. Letsch County Clerk

By Pamela Sue Westland
Deputy.

Fee. \$15.00
copy 1.00