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EASEMENT Vol male Page 25381

WHEREAS <u>to Ella Bryant</u> ("GRANTOR") is the owner of the following two lots (or pargels) of real property located in Klamath County, Oregon, to wit:

Let I: Lot 18, ODESSA Summer Home Sites, Klamath County, Oregon, according to the duly recorded plat thereof. Subject to: Easements and encumberances of record a and apparent thereon.

Lot II: Lot 19, ODESSA Summer Home Sites, according to the duly recorded plat there of except easements and encemberances of vecord and appavent there on

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, appurtemant 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 sawage 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.

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IN WITNESS WHEREOF, the GRANTOR executed this easement on this <u>16th</u> day of <u>August</u>, 19<u>96</u>.

STATE OF OREGON) County of <u>Klamath</u>) <u>August 16</u>, 19<u>96</u>)

(Grantors)

67 Ella Bryant

Personally appeared the above-named _____In Ella Bryant____

to be their voluntary act.

Before me:



Semdal

NOTARY PUBLIC FOR OREGON My Commission Expires: 2-13-99

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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at re	equest of Jo Ella Bryan	t the <u>l6th</u> day
of August	A.D., 19 96 at 1:07	o'clockP.M., and duly recorded in Vol96,
	ofDeeds	on Page
FEE \$15.00 1.00/cc	Return: Judy Bryant 732 Faith Street Ashland, Oregon	Bernetha G Letsch, County Clerk By 97520