

24065

'96 AUG 30 P1:22

County Clerk

Vol 1796 Page 27140

EASEMENT

Jeff Keathley, Kathy Keathley

WHEREAS Duane Daley, Donna Daley ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in \_\_\_\_\_ County, Oregon, to wit:

Lot I:

3606-3AA-800

3606-3AA-1000 (Replacement System)  
if ever necessary

TP 36-Range 06 Sec 00 3AA Block 7 Lot #14. and #12

Lot II:

3606-3AA-900 Block 7

TP 36-Range 06 Sec 00 3AA Block 7 Lot #13

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

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1 copy

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 30th day of August, 1996.

STATE OF OREGON )  
 ) ss  
County of KLAMATH )  
 )  
August, 1996 )

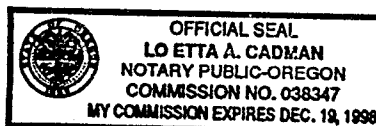
(Grantors)

*Duane G. Daley*  
*Donna J. Daley*  
*Jeffery Keathley*  
*JA*

Personally appeared the above-named Duane G. Daley, Donna J. Daley, Kathy Keathley  
Jeffery Keathley and acknowledged the foregoing instrument to be their voluntary act.

Before me:

*Loetta A. Cadman*  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 12-19-98



XL3443

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Jeff Keathley the 30th day of August A.D., 19 96 at 1:22 o'clock P. M., and duly recorded in Vol. M96 of Deeds on Page 27140.  
Return: Jeff Keathley Bernetha G. Letsch County Clerk  
FEE \$15.00 By Loetta A. Cadman  
1.00 copy 2130 Frisco Way  
Sparks, Nv. 89434