

EASEMENT AGREEMENT

(Concurrent Ownership)

WHEREAS, Malcolm W. Worthington ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in Clatsop County, Oregon, To-wit:

Lot I: T24 R9 S3 TL 3000
NW 1/4 NW 1/4

Lot II: T24 R9 S3000 TL 500
SW 1/4 SW 1/4

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.

ORIGINAL FILED 1998

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EASEMENT AGREEMENT

(Common Ownership)

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IN WITNESS WHEREOF, the GRANTOR executed this easement on this 6th day of May, 19 98.

(Grantors)

STATE OF OREGON

County of Klamath ss.

May 6 19 98

Velma Worthington
Velma Worthington

Personally appeared the above-named Velma Worthington

and acknowledged the foregoing instrument to be

their voluntary act.

Before me:

Lora A. Sappington
Notary Public For Oregon

My commission expires, December 7, 1999



OFFICIAL SEAL
LORA A. SAPPINGTON
NOTARY PUBLIC-OREGON
COMMISSION NO. 049537
MY COMMISSION EXPIRES DEC. 7, 1999

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Velma Worthington the 6th day of May A.D., 19 98 at 1:59 o'clock P. M., and duly recorded in Vol. M98 of Deeds on Page 15266.

Return: Velma Worthington

Bernetha C. Letsch, County Clerk

FEE

\$15.00

1.00 copy

P.O. Box 682

Gilchrist, Or. 97137

By Kathleen Rose