'98 MAY 22 P3:29

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EASEMENT AGREEMENT

(Common Ownership)

Gary N. & WHEREAS, Lois K. Welburn ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in <u>Klamath</u> County, Oregon, To-wit:

Lot I:

N-2147V

T36, R10, S2; TL300

58641

Lot II:

T36, R10, S2; TL400 Parcel 22.5

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

 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.

ENWORDPVDSSINFORMSNEASEMENC.DOC/DEQ-ERP-5/97



EASEMENT AGREEMENT (Cogmon Ownership) Pare - 2-

DEPENDENT STREET IN WITTNESS WHEREOF, the GRANTOR executed this easement on this 21 , 19 98. day of May STATE OF OREGON County of ______ SS. ĸ. S

(Grantors)

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Personally appeared the above-named Gary N. & Lois K. Welburn 1. "其实如何可能是你自己的的事情,你们都能能够太紧张的。" and acknowledged the foregoing instrument to be

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their voluntary act.

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and a series of

Before me:

OFFICIAL SEAL ATHY A. BAILEY NEW F. HOREPOINDORRED

COMMISSION NO. 060896 - IV COMMISSION EXPIRES JAN 15, 2001 My commission expires; Jan. 15, 2001.

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STATE OF OREGON, County of Klaniath SS.

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Return to: graduate at the host of there of Gary N. Welburn a tala matthe book and a 515 Creel Rd. Talent, Or. 97540

	Gar	y N. Welburn			
on this	22nd	day of <u>May</u>		A.D.,	1998
at <u>3:</u>	29	o'clock	Р.	M. and	duly recorded
in Vol	M98	of Deeds		Page	17472
		Bernetha	G. Le	etsch, Co	unty Clerk
	Bu.	Kuttun +	los	2)	
Fae	\$15.00		10.2		Deputy