

98 JUL -2 P3:40

DRAINAGE EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the ROMAN CATHOLIC BISHOP OF THE DIOCESE OF BAKER, hereinafter the Grantor, in consideration of NO DOLLARS, does hereby grant to the BUREAU OF RECLAMATION, a governmental subdivision of the United States Department of the Interior, hereinafter the Grantee, its successors and assigns, a permanent drainage easement. Said easement being over and across the easterly sixteen (16) feet of deed volume 284 page 485 of Klamath County deed records. Located in the NE1/4 SW1/4 of Section 11, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the northeast corner of said property described in deed volume 284 page 485, said corner being the intersection of the southerly right of way of Bristol Avenue and the easterly line of the SW1/4 of said Section 11; thence S 00° 10' 10"W, 287.5 feet along said easterly line to the northerly line of the USBR 1-C-3-B Drain; thence N 89° 52' W, 16.00 feet along said 1-C-3-B Drain; thence N 00° 10' 10" E, along a line parallel with and 16.00 feet westerly of said easterly line of the SW1/4 of Section 11, a distance of 287.36 feet to the southerly right of way of Bristol Avenue; thence N 89° 38' E, 16.00 feet to the point of beginning. Bearings and distances are based on Survey No. 1528 on file in the office of the Klamath County Surveyor. See attached sketch labeled "Exhibit A".

The terms of this easement are as follows:

- (1) The easement shall be used for the construction, operation and maintenance of a ditch and/or piped drainage system to drain storm and irrigation runoff water to the 1-C-3-B Drain.
- (2) Grantee shall have all rights of ingress and egress to and from the easement necessary for said construction, operation and maintenance.
- (3) Grantor may not erect any structures or plant trees or shrubs on the easement that in any way interferes with the Grantee's right to use said easement for the purposes stated in (1) above.

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IN WITNESS WHEREOF, the Grantor(s) have caused this instrument to be signed this 28 day of June, 1998.

The Roman Catholic Bishop of the Diocese of Baker, Grantor

By + Thomas J. Connolly, Grantor

STATE OF OREGON)
) ss.
County of Baker)

On this 28th day of June, 1998, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Thomas J. Connolly, Roman Catholic Bishop of the Diocese of Baker who is/
~~are~~ known to me to be the identical individuals described in and who executed the above instrument, and acknowledged to me that they executed the same freely and voluntarily.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

K. L. Von Tersch
Notary Public for Oregon

My Commission Expires: 07/01/00



STATE OF OREGON: COUNTY OF KLANATH: ss

I hereby certify that the within instrument was received for record on the 2nd day of July, 1998 at 3:40 o'clock P. M., and recorded in Deed Volume No. M98 on page 23638.

Witness my hand and seal of County affixed.

Bernetha G. Letsch, Co. Clerk
Name

Title

By Kathleen Ross Deputy

Fee: \$ No Fee

After recording return to:
Klamath County Public Works
3735 Shasta Way
Klamath Falls, OR 97603