

KNOW ALL MEN BY THESE PRESENTS, that the I.B.E.W. Local 769 Pension Trust Fund, Grantor, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to the CITY OF KLAMATH FALLS, OREGON (City), a permanent exclusive easement for the purpose of constructing, inspecting, repairing, maintaining, altering and operating a City water tank and all necessary appurtenances in, into, upon, over, across and under a parcel of land (the "Property") described as follows:

A tract of land situated in the southwest quarter of Section 25, Township 38 South, Range 9 East, of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Commencing at the East 1/16 Corner common to Sections 26 and 35 of said Township and Range, as shown on Land Partition 30-93, recorded in the office of the Klamath County Clerk; thence N.65° 50'35"E., 2502.14 feet to the true point of beginning; thence N.00°00'00"W., 285.16 feet; thence N.90°00'00"E., 305.51 feet; thence S.00°00'00"E., 285.16 feet; thence N.90°00'00"W., 305.51 feet to the true point of beginning, containing 2.0 acres, more or less

together with the right of ingress and egress over Grantor's adjoining lands for the purposes of this easement.

The City, its successors or assigns, shall not be liable to Grantor for damage to the Property occurring incidental to the property use of this easement. Provided, however, in the event of damage to premises outside of and adjacent to the Property caused by the City, its successors and assigns, the party causing such damage shall repair same and place said premises in as good condition as they were immediately prior to such damage.

This document shall be binding upon all subsequent purchasers of the above-described parcel, the City, and the heirs, successors and assigns, of both.

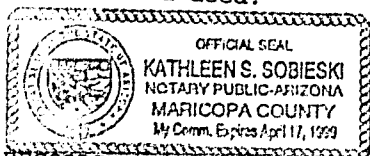
IN WITNESS WHEREOF, the Grantor has caused this easement to be executed this 10TH day of JULY, 1998.

I.B.E.W. Local 769 Pension  
Trust Fund

ATTEST:

STATE OF ARIZONA )  
County of MARICOPA ) ss.

Personally appeared the above named JOEL D. BELL and ROBERT H. KOEPKE acting as TRUSTEE and BENEFITS ADMINISTRATOR for the I.B.E.W. Local 769 and acknowledged the foregoing instrument to be its voluntary act and deed.



Kathleen S. Sobieski  
NOTARY PUBLIC FOR ARIZONA  
My Commission Expires: 4/17/99

AFTER RECORDING RETURN TO:  
City Recorder  
P. O. Box 237  
Klamath Falls, OR 97601

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of IBEW Local 769  
of August A.D., 19 98 at 2:10 o'clock P.M., and duly recorded in Vol. M98  
of Deeds on Page 30832

FEE \$10.00

By Bernetha G. Letsch, County Clerk  
Kathleen Sobieski