

CITY OF KLAMATH FALLS

99 FEB -2 8:11 AM
 500 KLAMATH AVENUE - P.O. BOX 237
 KLAMATH FALLS, OREGON 97601
 Sister City - Rotorua, New Zealand
 FAX (541) 883-5399 - TDD (541) 883-5324

January 20, 1999

Mr. Andy Patterson
 Aspen Title & Escrow
 525 Main Street
 Klamath Falls, OR 97601

Re: Letter Agreement
 Land Partition #52-98

Dear Andy:

The City of Klamath Falls consents to the use of that exclusive City utility easement as recorded in the Klamath County Deed Records at Vol M79, page 21365 for access purposes only serving Parcels #1, #2 and #3 of the above land partition subject to the following conditions:

1. Use of the easement shall be for access purposes only, no structure of any kind shall be placed within the easement area;
2. In the event the access way is paved, the City shall not be responsible for repair or replacement of the paving in the event the City must open its easement to service the utility lines;
3. The City must have 24 hours per day access to the easement area with keys provided to any gate placed across the easement; and
4. Individual water services to any of the above lots must be placed outside the easement area with main connections and meter boxes to be located within the Patterson Street right-of-way.

Violation of any of the above conditions shall constitute immediate revocation of this consent.

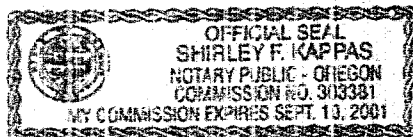
For recording purposes, I have had this letter of consent notarized.

Sincerely,

James R. Keller
 James R. Keller
 City Manager

JRK/pah

Subscribed and sworn to before me this 20 day of January, 1999.



Shirley F. Kappas
 Notary Public for Oregon
 My Commission Expires: 9-13-01

Mayor, Council & City Manager
 (541) 883-5316

City Attorney
 (541) 883-5323

Finance Director
 (541) 883-5316

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 2nd day
 of February A.D., 1999 at 11:13 o'clock A. M., and duly recorded in Vol. M99
 of Deeds on Page 3781

Linda Smith, County Clerk

FEE \$10.00

by *Kathleen Rosen*