

The City of Klamath Falls, Oregon, a municipal corporation (City) and Christ Lutheran Church (Grantee) for and in consideration of the covenants and conditions hereinafter set forth, agree as follows:

City hereby gives and grants to Grantee, its successors and assigns, upon the terms and subject to the conditions hereinafter set forth, non-exclusive permission to encroach upon a portion of the North Spring Street right-of-way in the City of Klamath Falls at 127 North Spring (Lots 1 through 3, Hot Springs Addition). This permit is granted for the limited purpose of placing sun awnings at least 7' above the sidewalk and is subject to the following conditions:

- 1) Grantee shall comply with all relevant local, state and federal regulations pertaining to Grantee's use of the area, including but not limited to, City Planning and building regulations; and
- 2) Grantee shall submit the as-built construction plans to the City's Public Works Department and shall conform to any modifications or restrictions imposed by the Department.

Grantee agrees to pay to the City, as compensation for the privileges herein granted, the sum of Fifty Dollars (\$50.00), receipt of which is hereby acknowledged by City.

Grantee shall save and hold harmless the City from, and indemnify the City against, any and all liability for or on account of any death or injury to persons, or damage to property incurred in any manner whatsoever growing out of Grantee's use or the public's loss of the privileges herein granted.

This agreement shall run from year to year unless terminated. It may be terminated upon sixty (60) days written notice by either party. Upon termination, Grantee shall remove all structures herein authorized and restore the public right-of-way in accordance with the directions of the City's Director of Public Works within sixty (60) days.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed this 21 day of JUNE, 1999.

CITY OF KLAMATH FALLS

GRANTEE: CHRIST LUTHERAN CHURCH

By: James R. Keller  
City Manager

By: Virgil Terghand

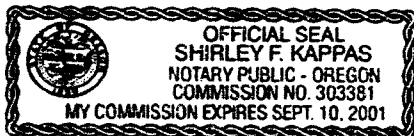
Attest: Elisa D. Olson  
City Recorder

Attest: \_\_\_\_\_

STATE OF OREGON ) ss.  
COUNTY OF KLAMATH

On the 21 day of June, 1999, personally appeared James R. Keller and Elisa D. Olson, who, each being first duly sworn, did say that the former is the City Manager and the latter is the City Recorder of the City of Klamath Falls, an Oregon municipal corporation, and that the instrument was signed on behalf of said municipal corporation; and each of them acknowledged said instrument to be its voluntary act and deed.

BEFORE ME:



Shirley F. Kappas  
Notary Public for Oregon

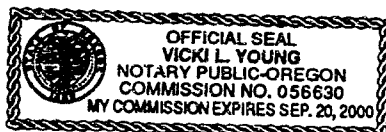
STATE OF OREGON ) ss.  
COUNTY OF KLAMATH

On the 21 day of JUNE, 1999, personally appeared Virgil Terghand acting as Church Rep. for Christ Lutheran Church and acknowledged said instrument to be Christ Lutheran Church's voluntary act and deed.

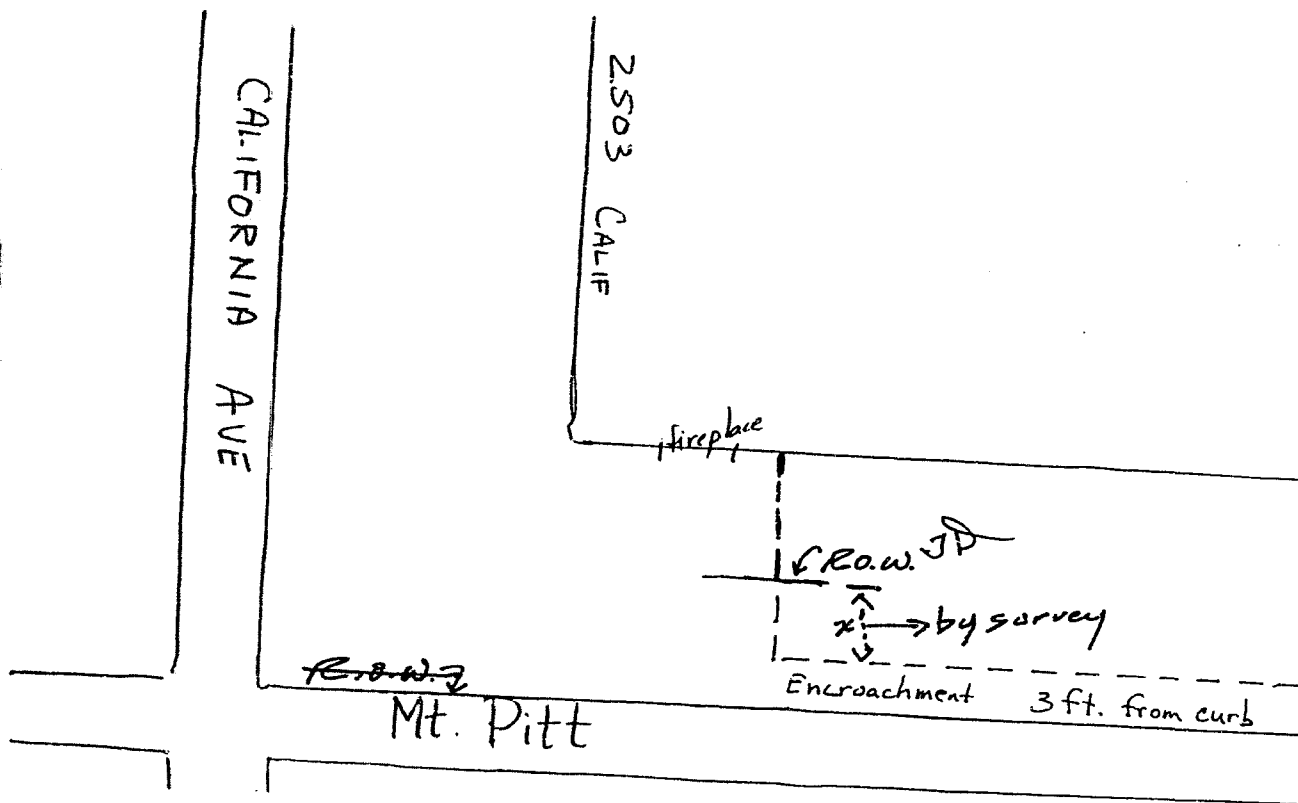
BEFORE ME:

Vicki L. Young  
Notary Public for Oregon  
My Commission Expires: 9-20-2000

AFTER RECORDING RETURN TO:  
City Recorder  
500 Klamath Avenue  
Klamath Falls, OR 97601



27814



State of Oregon, County of Klamath  
Recorded 7/12/99, at 3:24 p. m.  
In Vol. M99 Page 27813  
Linda Smith,  
County Clerk Fee \$ 15 RR

Exhibit A