

EASEMENTVol M00 Page       

KNOW ALL MEN BY THESE PRESENTS, that the Klamath Community College, 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 non-exclusive easement for the purpose of installing, inspecting, repairing, maintaining, altering and operating City utility line(s) and all necessary appurtenances in, into, upon, over, across and under a strip of land described as follows:

See Attached Exhibit A

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

Grantor(s) shall not erect any buildings within the easement area which would inhibit access to said City utility line(s) or cause damage to it. Grantor(s) retain(s) the right to utilize the easement area for roadways, driveways, parking lot and/or landscaping, except for trees which would interfere with the utility line(s).

The City, its successors or assigns, shall not be liable to Grantor(s) for damage to the above-described premises occurring incidental to the proper use of this easement. Provided, however, in the event of damage to premises outside of and adjacent to the above-described parcel(s) 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(s), the City, and the heirs, successors and assigns, of both.

IN WITNESS WHEREOF, I/we have hereunto set our hands this 8 day of March, 2000.

[Signature]

Board Chair

[Signature: Renee M. Ferguson]

Deputy Clerk

STATE OF OREGON     )  
County of Klamath    )ss.

Personally appeared the above named LOREN L LAWRIE acting as Board Chair for the Klamath Community College, and acknowledged the foregoing instrument to be his/her voluntary act and deed.



Before Me:

[Signature: Mindy Rutledge]  
Notary Public for Oregon

EID Approval: Enterprise Irrigation District hereby approves the granting of the above easement to the City.

By:

[Signature: Don Russell]

Date: 3/7/00

EID Manager, Don Russell

AFTER RECORDING RETURN TO:

City Recorder

P. O. Box 237

Klamath Falls, OR 97601

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26

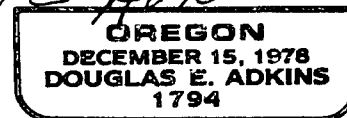
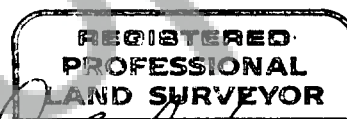
## WATERLINE EASEMENT DESCRIPTION

A strip of land varying in width from 16 feet to 20 feet, situated in Parcel 2 of Land Partition 10-99, in the NE ¼ of Section 12, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

A strip of land 20 feet in width, being 10 feet on each side of the following described centerline: Commencing at the initial point of Land Partition 10-99 according to the official plat thereof recorded at the office of the Klamath County Clerk; thence along the east line of Parcel 1 of said Land Partition 10-99 South 00°33'06" East 60.15 feet to the true point of beginning of said centerline; thence South 45°29'50" East 496.78 feet; thence South 42°05'27" East 399.95 feet; thence South 39°25'25" East 113.71 feet to point "A"; said strip of land continuing from said point "A" 16 feet in width, being 8 feet on each side of the centerline South 28°10'40" East 202.12 feet; thence South 16°54'58" East 85.63 feet; thence South 6°20'16" East 253.97 feet to point "B"; thence continuing South 6°20'16" East 514.70 feet; thence South 22°27'43" East 442.78 feet; thence South 32°19'30" East 380.77 feet; thence South 63°28'00" East 37 feet, more or less, to the west right of way line of State Highway 39; the side lines of said strip to be shortened or lengthened to be continuous and begin on said east line of said Parcel 1 of Land Partition 10-99 and terminate at said west right of way line of State Highway 39;

Also including a strip of land 16 feet in width, being 8 feet on each side of the following described centerline: Beginning at a point on the easterly sideline of the previously described strip, said point being North 83°39'44" East 8.00 feet from aforesaid point "B" described above; thence South 89°41'46" East 186.00 feet; with the side lines of said strip to be shortened or lengthened to begin on said easterly sideline of said previously described strip;

Containing 1.24 acres, more or less, with bearings based on County Survey 6382.



12-31-01

State of Oregon, County of Klamath  
Recorded 04/20/00, at 8:46 a.m.  
In Vol. M00 Page 13097  
Linda Smith,  
County Clerk Fee\$ 26<sup>00</sup>