

01 MAR 27 PM 0102

Public Sewer Easement

KNOWN ALL MEN BY THESE PRESENTS, that Klamath County, a political subdivision of the State of Oregon, Grantor, in consideration of the sum of None Dollars (\$0.00) 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 a City sewer line and all necessary appurtenances in, into, upon, over, across and under a strip of land described as follows:

As shown on the attached Exhibit A, and as described in the attached Exhibit B

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

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, agricultural crops, pedestrian access, and/or landscaping, except for trees which would interfere with the utility line(s).

The City, its successors or assigns, shall be liable to Grantor(s) for damage to the above-described premises occurring incidental to installing, inspecting, repairing, maintaining, altering and operating the City sewer line located in 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.

Grantee agrees to indemnify and defend Grantor from any loss, claim or liability to Grantor arising in any manner out of Grantee's use of the easement.

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

All rights hereunder shall cease if and when such line shall have been abandoned.

Ne

Dated this 14th day of March, 2001.

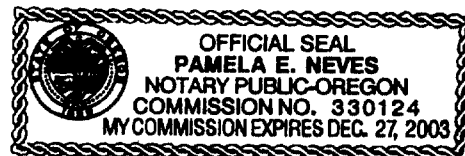
12317

KLAMATH COUNTY, Grantor

[Signature]
Chairman, Board of County Commissioners

[Signature]
County Commissioner

[Signature]
County Commissioner



STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on March 14, 2001,
by M. Steven West

This instrument was acknowledged before me on March 14, 2001,
by John Elliott

This instrument was acknowledged before me on March 14, 2001,
by Al Switzer

as Board of County Commissioners
of Klamath County

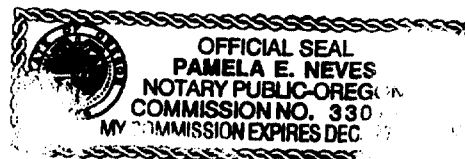
Pamela E. Neves
Notary Public for Oregon

My commission expires 12/27/03

CITY OF KLAMATH FALLS, Grantee

[Signature]
City of Klamath Falls

[Signature]
City of Klamath Falls



STATE OF OREGON, County of _____) ss.

This instrument was acknowledged before me on _____, 2001,
by _____

This instrument was acknowledged before me on March 6, 2001,
by Michael S. Kuenzi

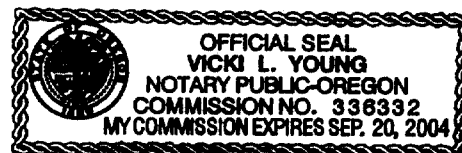
as Public Works Director
of the City of Klamath Falls, OR

Vicki L. Young
Notary Public for Oregon

My commission expires 9-20-04

Approved for Legal Sufficiency

[Signature]
County Counsel



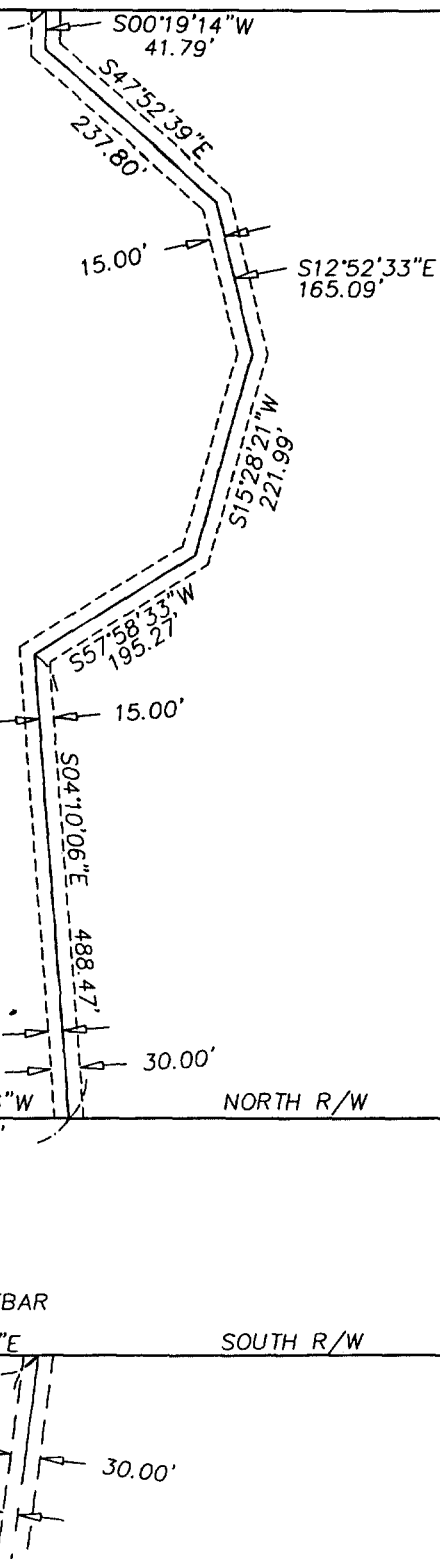
12318

27 26
34 35

N89°55'57"W 726.41'

FOUND AXLE
SECTION CORNER

200 0 100 200 400
(FEET)
1 INCH = 200 FT



SHASTA VIEW BLVD

S00°05'46"W
175.00'

DATE	BY	REVISION	CHK

DRAWN BY: TPF,ERH

DESIGNED BY:

CHECKED BY:

APPROVED BY:

1004 Main St.
Klamath Falls, Oregon 97601-0013(503)884-3042
(503)888-5188 Fax
whe@whe.comA Division of W & H Inc.
Planners • Engineers • Surveyors • Landscape Architects

EXHIBIT A

SANITARY SEWER
EASEMENT

KLAMATH COUNTY

SCALE:
1"=200'PROJECT NO.
9.1969.0005FILE NAME:
SSESMTBV.DWG

OREGON

1/1

PLOT DATE: 12/22/00
LAST EDIT: 12/22/00

EXHIBIT B

AN EASEMENT FOR SANITARY SEWER PURPOSES SITUATED IN THE NORTHWEST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 35, TOWNSHIP 38 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON, SAID EASEMENT BEING A STRIP OF LAND 30.00 FEET WIDE LYING 15.00 FEET ON EACH SIDE OF AND PARALLEL TO THE FOLLOWING DESCRIBED CENTERLINE.

COMMENCING AT THE NORTHWEST CORNER OF SECTION 35, SAID POINT BEING MARKED BY AN AXLE; THENCE ALONG THE NORTHERLY SECTION LINE OF SAID SECTION, SOUTH 89°55'57", EAST 726.41 FEET TO THE **TRUE POINT OF BEGINNING**; THENCE LEAVING SAID SECTION LINE, SOUTH 00°19'14" WEST, 41.79 FEET; THENCE SOUTH 47°52'39" EAST, 237.80 FEET; THENCE SOUTH 12°52'33" EAST, 165.09 FEET; THENCE SOUTH 15°28'21" WEST, 221.99 FEET; THENCE SOUTH 57°58'33" WEST, 195.27 FEET; THENCE SOUTH 04°10'06" EAST, 488.47 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF FOOTHILLS BOULEVARD AND THE **POINT OF TERMINUS**, SAID POINT BEARS SOUTH 89°51'16" EAST, 219.63 FEET FROM A 5/8 INCH REBAR WITH A YELLOW PLASTIC CAP MARKING THE POINT OF CURVATURE ON SAID NORTHERLY RIGHT-OF-WAY LINE.

THE SIDELINES OF SAID STRIP TO BE SHORTENED OR LENGTHENED TO TERMINATE AT THE NORTHERLY RIGHT-OF-WAY OF FOOTHILLS BOULEVARD, AND THE NORTHERLY SECTION LINE OF SECTION 35.

CONTAINING 40,512 SQUARE FEET, MORE OR LESS.

State of Oregon, County of Klamath
 Recorded 03/27/01, at 4:02 P m.
 In Vol. M01 Page 12316
Linda Smith,
 County Clerk Fee\$ ne

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