

UTILITY RIGHT-OF-WAY EASEMENT AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

That in for consideration of One Dollar (\$1.00), and other good and valuable consideration paid to Mr. Gary A. Blakeley, hereinafter referred to as GRANTOR, by CRESCENT WATER ASSOCIATION hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged.

WITNESSETH:

WHEREAS: The GRANTOR is the owner of the following described real estate in Klamath County, State of Oregon. The GRANTOR does hereby grant, assign and set over to the GRANTEE, to-wit:

A PERMANENT EASEMENT, PERPETUAL, AND EXCLUSIVE RIGHT OF WAY, INCLUDING RIGHT TO ENTER UPON THE REAL ESTATE HEREIN AFTER DESCRIBED, AT ANY TIME THAT IT MAY SEE FIT, AND MAINTAIN, AND REPAIR UNDER GROUND PIPELINES AND OR MAINS FOR THE PURPOSE OF CONVEYING WATER OVER, ACROSS, THROUGH, AND UNDER THE LANDS HEREINAFTER DESCRIBED, TOGETHER WITH THE RIGHT TO EXCAVATE AND REFILL DITCHES AND OR TRENCHES FOR THE LOCATION OF SAID PIPELINES AND OR MAINS, AND FURTHER RIGHT TO REMOVE TREES, BUSHES, UNDERGROWTH, AND OTHER OBSTRUCTIONS INTERFERING WITH THE LOCATION, CONSTRUCTION, AND MAINTENANCE OF SAID PIPELINES AND OR MAINS.

THE LAND AFFECTED BY THE GRANT OF THIS EASEMENT AND RIGHT OF WAY IS LOCATED IN KLAMATH COUNTY, STATE OF OREGON, DESCRIBED IN EXHIBIT A ON PAGE 2 WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: Commencing at a point at Southwest corner of Tax lot 200 property line Northwest one quarter of Section 36 township 24 South Range 8 East W.M., Twenty (20) feet wide and Paralel to the South property line and in a Easterly manner to the East property line.

The GRANTEE shall have the right to immediate possession of property describe in this easement.

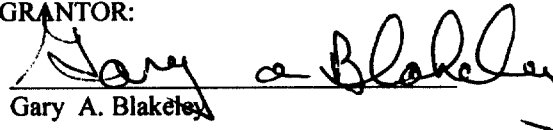
The GRANTEE shall hold and save the GRANTOR harmless from any liability caused by GRANTEE work within the easement on the operation and maintenance of pipelines and or mains.

Except as to the rights herein granted, the GRANTOR shall have full use and control of the above described real estate.

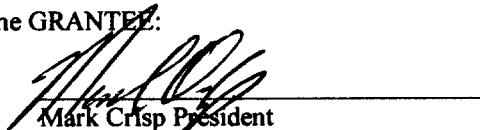
This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the immediate parties hereto but also their respective heirs, executors, administrators and successors in interest as well.

IN WITNESS WHEREOF, the parties hereto have subscribed this instrument in duplicate on this _____ day of November 2002.

For the GRANTOR:


Gary A. Blakeley

For the GRANTEE:


Mark Crisp President

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STATE OF OREGON,)
County of Klamath) ss.
_____, 2002)

State of Oregon, County of Klamath
Recorded 11/19/2002 8:51 a. m.
Vol M02, Pg 66808 -10
Linda Smith, County Clerk
Fee \$ 31.00 # of Pgs 3

66809

PREPARED FOR
USE ONLY.

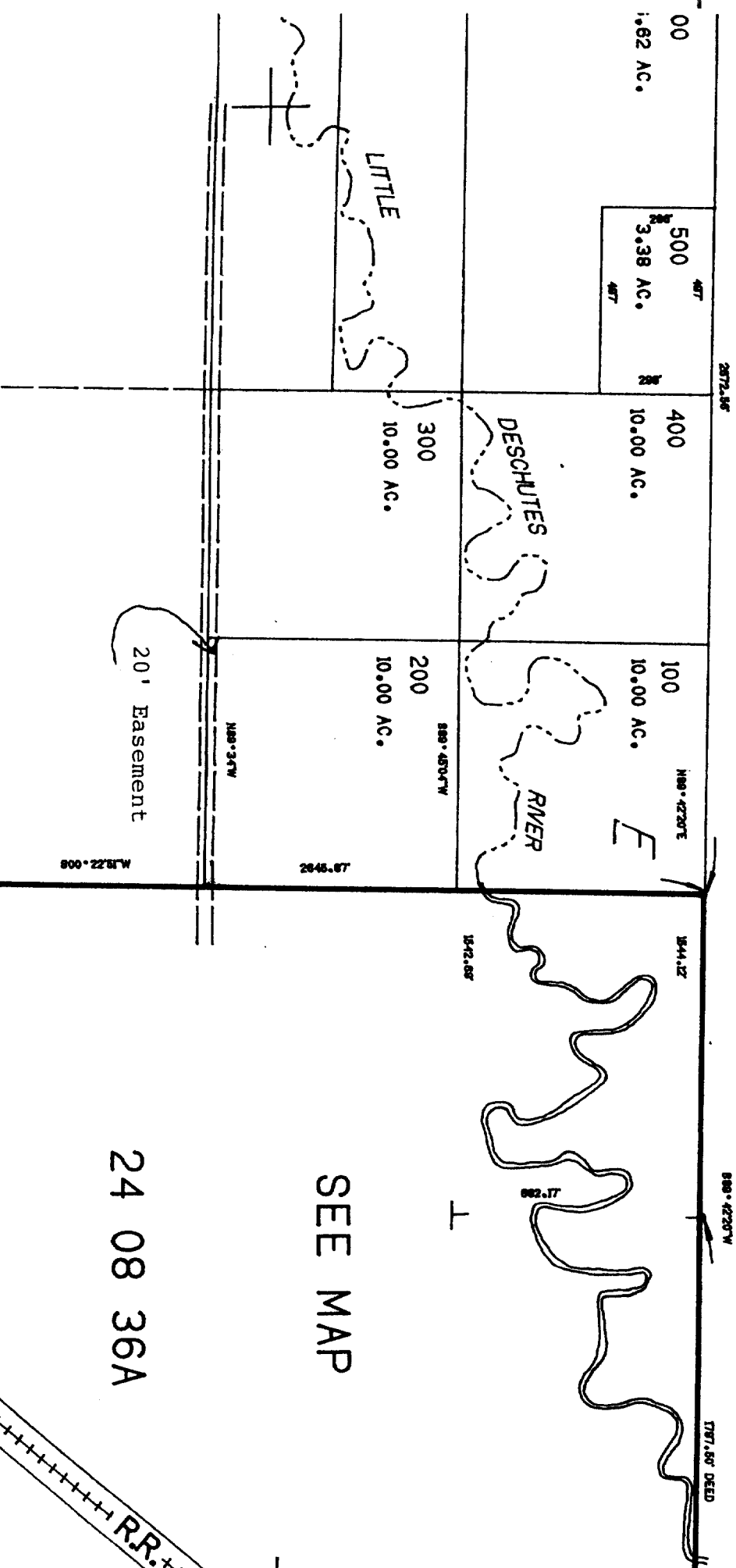
North
↑

SECTION 36 T.24S. R.08E. W.M.
KLAMATH COUNTY

1"=400'

SEE MAP 24 08 25C

SEE MAP 24 08 25D



SEE MAP

24 08 36A

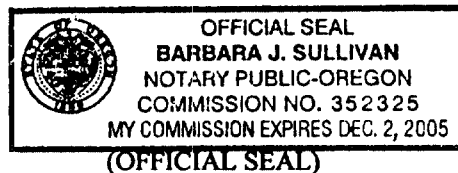
STATE OF OREGON,)
 County of Klamath) ss.
11-01 -, 2002)

Personally appeared the above-named Gary A. Blakkeley, and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

Barbara J. Sullivan
 Notary Public for Oregon

My commission expires: 12-2-05



STATE OF OREGON,)
 County of Klamath) ss.
 _____, 2002)

Personally appeared the above named Mark Crisp President of Crescent Water Association a corporation and acknowledged the foregoing instrument to be voluntary act and deed in behalf of said corporation.

Before me:

 Notary Public for Oregon

My commission expires: _____

(OFFICIAL SEAL)

STATE OF OREGON, County of Klamath

Recorded _____, at _____ m.

In Vol. _____ Page _____

(Space reserved for Recorder's use)

Linda Smith,
 County Clerk Fee\$ _____

After Recording return to
 Crescent Water Association
 Box 247
 Crescent, Oregon 97733-0247

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