

MTC-13910-07452 SM

Vol M04 Page 82299**RECORDING COVER SHEET**

THIS COVER SHEET HAS BEEN PREPARED BY THE
PERSON PRESENTING THE ATTACHED INSTRUMENT
FOR RECORDING. ANY ERRORS IN THIS COVER SHEET
DO NOT AFFECT THE TRANSACTION(S) CONTAINED
IN THE INSTRUMENT ITSELF.

State of Oregon, County of Klamath

Recorded 11/30/04 3:18 P^mVol M04 Pg 82299-303

Linda Smith, County Clerk

Fee \$ 4100 # of Pgs 5

After Recording Return To:

amt - Kfalls

1. Name(s) of the Transaction(s):

easement agreement

2. Direct Party (Grantor):Elizabeth A. Parrish, trustee of the Elizabeth A. Parrish
trust dated 2-16-95**3. Indirect Party (Grantee):**State of Oregon through its department of Environmental
quality**4. True and Actual Consideration Paid:**

—

5. Legal Description:

see attached

AMERITITLE has recorded this
instrument by request as an accomodation only,
and has not examined it for regularity and sufficiency
or as to its effect upon the title to any real property
that may be described therein.

4100
amt

EASEMENT AGREEMENT

(Common Ownership)

WHEREAS, Elizabeth A. Parrish Trustee of the Elizabeth A. Parrish Trust ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in ~~Klamath~~ County, Oregon, To-wit: Dated 2-16-95

Lot I:See attached Exhibit "B"Lot II:See attached Exhibit "A"

WHEREAS GRANTOR has applied to the State of Oregon through its Department of Environmental Quality ("State" or "GRANTEE") for a report of site evaluation for the proposed construction of an individual on-site sewage disposal system ("Report") on Lot I intended to serve Lot II; and

WHEREAS Oregon Administrative Rules, 340-71-130(11)(b) and 340-71-150(4)(a) require GRANTOR to execute an easement and covenant in favor of the State as a condition precedent to issuance of a favorable report concerning the construction of a system on one lot intended to serve another lot;

NOW THEREFORE, in consideration of the issuance of the report to GRANTOR by the State, and other good and valuable consideration, receipt of which is hereby acknowledged, GRANTOR hereby conveys to the State ("GRANTEE"), Its successors and assigns, a perpetual, non-exclusive, appurtenant easement in, upon, and running with Lot I allowing the GRANTEE'S officers, agents, employees and representatives to enter and inspect, including by excavation, the on-site sewage disposal system on Lot I serving Lot II.

GRANTORS, for themselves and their heirs, successors and assigns, covenant and agree:

1. To grant or reserve, and record a utility easement, in a form approved by the GRANTEE, in favor of the owner of Lot II upon severance of the above described lots; and
2. That Lot I shall not be put to any use which would be detrimental to the permitted system or contrary to any law (including an administrative rule) applicable to the permitted system.

82301

EASEMENT AGREEMENT

(Common Ownership)

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IN WITNESS WHEREOF, the GRANTOR executed this easement on this _____
day of 11-30-2004

Elizabeth A. Parrish, Trustee
(Grantors)

STATE OF OREGON)

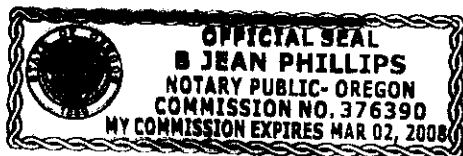
County of Klamath) ss.

November 30, 2004)

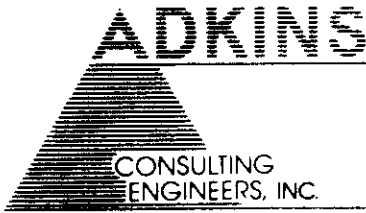
Personally appeared the above-named Elizabeth A. Parrish Trustee
under the Elizabeth A. Parrish Trust dated February 16,
_____ and acknowledged the foregoing instrument to be 1995

their voluntary act.

Before me:



B. Jean Phillips
Notary Public For Oregon
My commission expires;



DESCRIPTION FOR SEPTIC EASEMENT

Septic Easement

A parcel of land situated in the SE1/4 SW1/4 of Section 26, Township 34 South, Range 6 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Commencing at the SE corner of said SE1/4 SW1/4; thence along the south line of said SE1/4 SW1/4 South 89°59'45" West 280.59 feet; thence parallel to the east line of said SE1/4 SW1/4 North 00°31'11" West 259.09 feet to point of true beginning; thence South 56°49'18" West 178.66 feet; thence North 23°28'18" West 143.95 feet; thence North 03°01'02" West 38.62 feet; thence North 13°29'21" East 47.53 feet; thence North 23°20'39" East 51.27 feet; thence North 27°38'10" East 82.48 feet; thence North 89°28'49" East 137.06 feet; thence South 00°31'11" East 240.45 feet to point of beginning.

EXHIBIT "A"
LEGAL DESCRIPTION

A parcel of land situated in the SE1/4 SW1/4 of Section 26, Township 34 South, Range 6 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the Southeast corner of said SE1/4 SW1/4; thence along the South line of said SE1/4 SW1/4 South 89° 59' 45" West 280.59 feet; thence parallel to the East line of said SE1/4 SW1/4 North 00° 31' 11" West 990.00 feet; thence parallel to the South line of said SE1/4 SW1/4 North 89° 59' 45" East 280.59 feet to the East line of said SE1/4 SW1/4; thence along said East line South 00° 31' 11" East 990.00 feet to the point of beginning, with bearings based on Country Survey 6148.

TOGETHER WITH an easement for driveway and utilities 20 feet wide, the centerline of which is described as follows:

Beginning at a point on the West line of the above described parcel from which the Southwest corner thereof bears South 00° 31' 11" East 156.90 feet; thence North 75° 29' 04" West 63.86 feet; thence 52.26 feet along the arc of a 70.00 foot radius curve to the left, the long chord of which bears South 83° 07' 35" West 51.06 feet and having a delta angle of 42° 46' 43"; thence 93.18 feet along the arc of a 190.00 foot radius curve to the right, the long chord of which bears South 75° 47' 11" West 92.25 feet and having a delta angle of 28° 05' 56"; thence South 89° 50' 10" West 83.89 feet; thence 118.98 feet along the arc of a 90.00 foot radius curve to the right, the long chord of which bears North 52° 17' 28" West 110.50 feet and having a delta angle of 75° 44' 45"; thence North 14° 25' 05" West 36.14 feet; thence 114.37 feet along the arc of a 85.00 foot radius curve to the left, the long chord of which bears North 52° 57' 48" West 105.93 feet; thence South 88° 29' 30" West 580.49 feet; thence 73 feet, more or less, along the arc of a 75.00 foot radius curve to the right to the East line of Westside Highway.

Tax Account No: 3406-02600-00800-000

Key No: 72995