

M06-13331

Klamath County, Oregon

06/30/2006 08:14:32 AM

Pages 2 Fee: \$46.00

**EASEMENT AGREEMENT
(Common Ownership)**

WHEREAS, Fred and Manuella Van Trease ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in Klamath County, Oregon, To-wit:

Lot I: Lot 123, Tax Lot 5300 Odessa Summer Homes, T36S., R06E., Sec14CD

Lot II: Lot 124, Tax Lot 5400 Odessa Summer Homes, T36S., R06E., Sec14CD

Lot III: Lot 125, Tax Lot 5500 Odessa Summer Homes, T36S., R06E., Sec14CD

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 Lots II & III; 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 2 additional lots;

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 Lots II & III.

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 Lots II & III upon severance of the above described lots; and

NOTE: This easement shall not be subject to any use which would be detrimental to the on-site sewage disposal system or contrary to any law (including an administrative rule) applicable to the on-site sewage disposal system.

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At de Jim. Post

EASEMENT AGREEMENT
(Common Ownership)
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IN WITNESS WHEREOF, the GRANTOR executed this easement on this
19th day of JUNE, 2006

(Grantors)

CALIFORNIA
STATE OF OREGON)
County of RIVERSIDE)
JUNE 19, 2006)

* Fred Van Trease
* Manuela Van Trease

Personally appeared the above-named FRED VANTREASE AND
MANUELLA VANTREASE and acknowledged the foregoing instrument to
be their voluntary act.

Before me: TAMARA LYNN STOWE
81096 US HWY 111, STE. H
INDIO, CA 92201

Tamara Lynn Stowe
Manuela Van Trease
Notary Public for Oregon, California
My commission expires;


TAMARA LYNN STOWE
COMM. #1518203
Notary Public - California
Riverside County
My Comm. Expires Oct. 7, 2008


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