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08/14/2006 02:35:09 PM

Fee: \$41.00

AGREEMENT FOR EASEMENT

DATED: August 2, 2006

**PARTIES:**

Robert E. Jamison ("Grantor")  
628 Pacific Terrace  
Klamath Falls, OR 97601

The City of Klamath Falls ("Grantee")  
500 Klamath Ave.  
Klamath Falls, OR 97601

**AGREEMENT:**

1. Grantor is the record owner of the real property described on the attached Exhibit "A" located in Klamath County, Oregon.

2. Grantor has the right to grant the unrestricted public right of way and utility easement hereinafter described relative to said real property.

3. Grantor conveys to Grantee, its heirs, successors, and assigns, a perpetual exclusive unrestricted public right of way and utility easement across the property of the Grantor, more particularly described on the attached Exhibit "B".

4. Grantee, its agents, independent contractors and invitees shall use the easement as an unrestricted public right of way and for utility purposes.

5. Grantee agrees to indemnify and defend Grantor from any loss, claim or liability to Grantor arising in any manner out of Grantees' use of the easement. Grantee assumes all risks arising out of its use of the easement and Grantor shall have no liability to Grantee or others for any condition existing thereon.

6. This easement shall be perpetual and shall not terminate for periods of non-use by Grantee. Said easement may be terminated upon written agreement by Grantor and Grantee, their heirs, successors and assigns.

7. This easement is granted subject to all prior easements or encumbrances of record.

Robert E. Jamison  
Robert E. Jamison Grantor

STATE OF OREGON           )  
                                      ) ss.  
County of Klamath        )

Personally appeared, Robert E. Jamison, and acknowledged the foregoing to be his true act and deed. Before me:



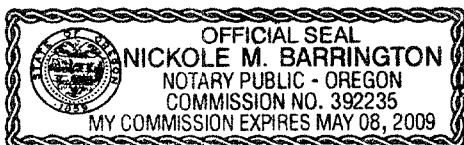
Christina Fraley  
Notary public for Oregon  
My commission expires: 4-10-2010

\*\*\*\*\*

J. B. L.  
City of Klamath Falls Grantee  
By: Jeff Ball  
Its: City Manager

STATE OF OREGON           )  
                                      ) ss.  
County of Klamath        )

Personally appeared, Jeff Ball, who being duly sworn, stated ~~he~~ she is ~~X the City Manager~~ of the City of Klamath Falls and that said instrument was signed on behalf of said City of Klamath Falls by authority; and ~~he~~ she acknowledged said instrument was its voluntary act and deed. Before me:



Nickole M. Barrington  
Notary public for Oregon  
My commission expires: 5-8-2009

1. AGREEMENT FOR EASEMENT

A parcel of land lying in the NW1/4 SW1/4 of Section 35, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, said parcel also being a portion of Tracts 6 and 11 of Enterprise Tracts, more particularly described as follows:

Beginning at the 1/4 corner common to Sections 34 and 35 of said township and range, said point also being the northwest corner of Tract 11, Enterprise Tracts; thence S.00°02'42"W. along the west line of section 35 to its intersection with the northwesterly line of Block 1, Tract 1031, Shadow Hills-1; thence N.54°49'16"E. along the boundary of Tract 1031, Shadow Hills-1, to the northwest corner of Lot 10, Block 1; thence N.89°17'44"E., 665.43 feet to an angle point on the north line of Lot 27, Block 2; thence S.82°05'18"E., 166.89 feet to the southwest corner of Lot 34, Block 2; thence N.00°42'16"W., 140.00 feet to the northwest corner of Lot 35, Block 2; thence N.89°17'44"E., 145.00 feet to the beginning of a 20 foot radius curve concave to the southwest; thence southeasterly along the arc of said curve 31.42 feet to the north line of the vacated Black Mountain Drive right of way; thence N.89°17'44"E., 60.00 feet across vacated Black Mountain Drive to the beginning of a 20 foot radius curve concave to the southeast; thence northeasterly along the arc of said curve 31.42 feet; thence N.89°17'44"E. along the north line of Lot 1, Block 3 to its intersection with the east line of Tract 6, Enterprise Tracts; thence northerly along said east line to the northeast corner of Tract 6; thence S.89°17'49"W. along the north lines of Tracts 6 and 11, to the point of beginning.

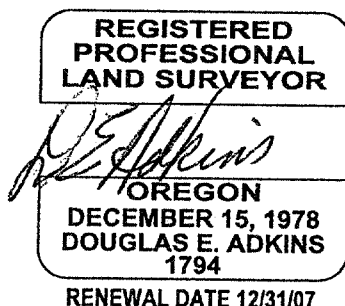
EXHIBIT "A"

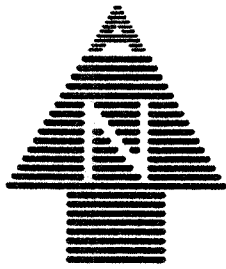
## Description for Summers Lane Extension to Upland Way

A strip of land 60.00 feet in width situated in the NW¼ SW¼ of Section 35, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being a portion of Tract 11, Enterprise Tracts and 30.00 feet on each side of the following described centerline:

Beginning at a point on the northerly line of Tract 1031 Shadow Hills – I, said point being the north end of the centerline of Summers Lane; thence 47.53 feet on the arc of a 300.00 foot radius curve to the left having a delta angle of 9°04'36", the long chord of which bears North 03°50'07" East 47.48 feet; thence North 00°42'11" West 136.16 feet, more or less, to the north line of the NW¼ SW¼ of Section 35, said line also being the south right of way line of Upland Way; the sidelines of said strip to be extended or shortened to terminate on the beginning and ending lines; containing 0.25 acres, more or less, with bearings based on County Survey 2518.

6/16/06  
2633-01



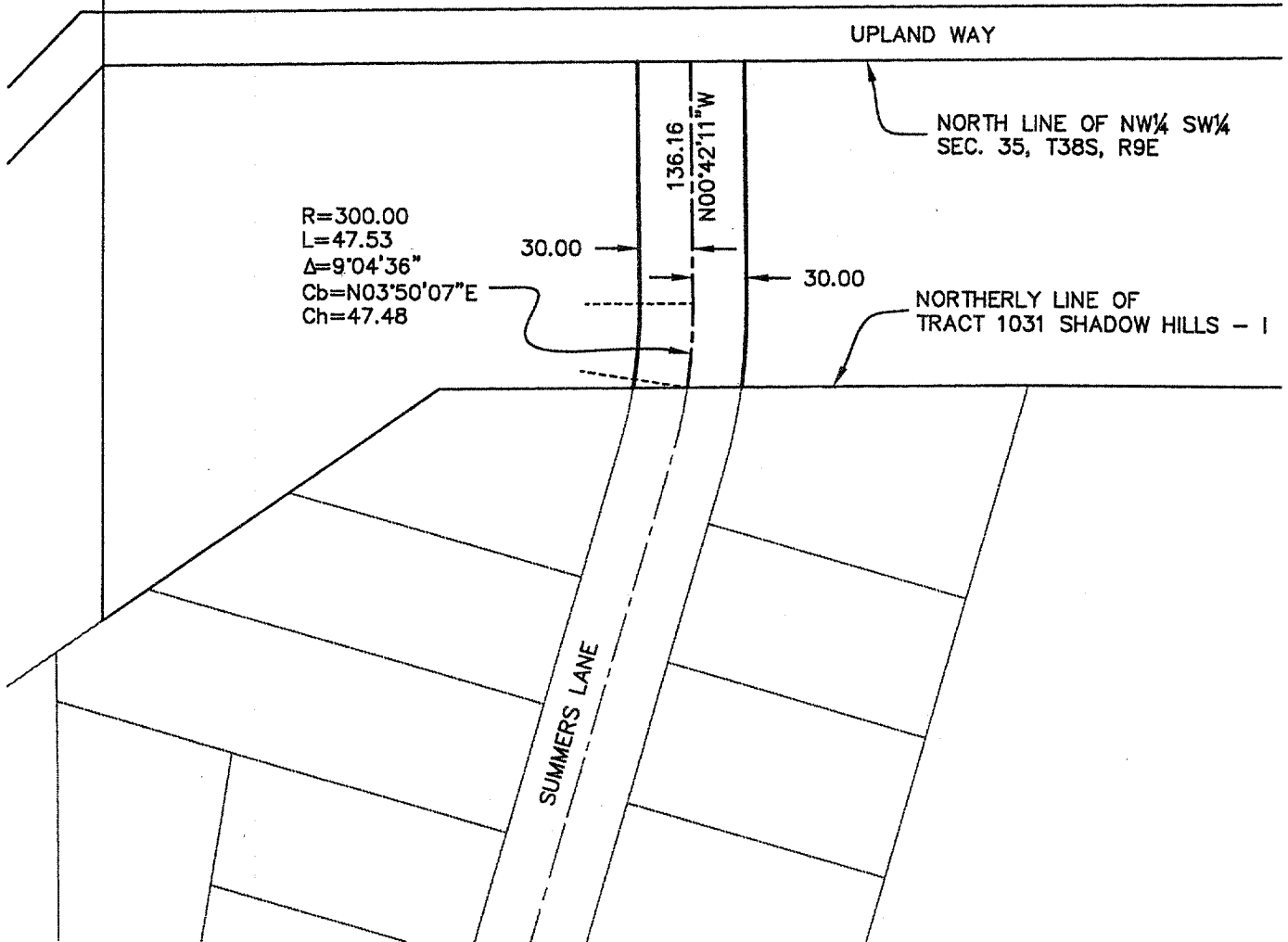


SCALE: 1" = 100'

GRAPHIC SCALE



( IN FEET )  
1 inch = 100 ft.



**ADKINS**

CONSULTING  
ENGINEERS, INC.

Engineers ▲ Planners ▲ Surveyors

2950 Shasta Way · Klamath Falls, Oregon 97603 · (541) 884-4666 · FAX (541) 884-5335  
Klamath Falls, OR · Medford, OR · Alturas, CA

JUNE 16, 2006

EASEMENT

2633-01

SKETCH OF EASEMENT  
FOR  
EXTENSION OF SUMMERS LANE  
TO UPLAND WAY

EXHIBIT B

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