

2006-021545

Klamath County, Oregon



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10/26/2006 11:08:09 AM

Fee: \$31.00

1st-895842

COVER SHEET

ORS: 205.234

This cover sheet has been prepared by the persons presenting the attached instrument for recording. Any errors in this cover sheet **DO NOT** affect the transaction(s) contained in the instrument itself.

After recording, return to:

Send Tax Statements to:

Gary Orem
19980 Hwy 50
Mem 11, OR 97633

Same as on file

The date of the instrument attached is 10-26-06.

1) NAMES(S) OF THE INSTRUMENT(S) required by ORS 205.234(a)

Grant of Irrigation Easement
James Henry
Jay Henry

Gary Orem

2) PARTY(IES)/GRANTOR, required by ORS 205.125(1)(b) and ORS 205.160:

James Henry
Jay Henry

3) PARTY(IES)/GRANTEE, required by ORS 205.125(1)(b) and ORS 205.160

Gary Orem

4) TRUE and ACTUAL CONSIDERATION (if any), ORS 93.030

\$10/A

5) FULL OR PARTIAL SATISFACTION ORDER or WARRANT FILED IN THE COUNTY CLERK'S LIEN RECORDS, ORS 205.121(1)(c)

6) RE-RECORDED to correct: _____

Previously recorded as: _____

31-F

895842

GRANT OF IRRIGATION EASEMENT

James Henry and Jay Henry ("Grantors") for good and sufficient consideration, hereby convey to Gary Orem ("Grantee") a perpetual, nonexclusive easement for irrigation purposes, over and across the real property described as follows:

Parcel A

Parcel 1 of Land Partition 42-06, situated in the SE 1/4 and NE 1/4 of Section 13, Township 41 South, Range 10 East of the Willamette Meridian and the SE 1/4 of Section 12, Township 41 South, Range 10 East of the Willamette Meridian, and the NW 1/4 and SW 1/4 of Section 18, Township 41 South, Range 11, East of the Willamette Meridian, Klamath County, Oregon.

Said easement is to provide *6.60* irrigation water transfer from the Van Brimmer Ditch across Parcel A for the benefit of the following described real property and will run with the land:

Parcel B

Parcel 2 of Land Partition 42-06, situated in the SE 1/4 and NE 1/4 of Section 13, Township 41 South, Range 10 East of the Willamette Meridian and the SE 1/4 of Section 12, Township 41 South, Range 10 East of the Willamette Meridian, and the NW 1/4 and SW 1/4 of Section 18, Township 41 South, Range 11, East of the Willamette Meridian, Klamath County, Oregon.

Said easement is situated over and through the current ditch across Parcel A, and includes the extreme width of the irrigation ditch as it now exists. Grantors also convey to Grantee access adjacent to the irrigation ditch for the maintenance of such irrigation ditch; said conveyance vests in Grantee an easement over Parcel A sufficient for the uses and purposes of the transfer of irrigation water, together with such rights of entry on, passage over, deposit of excavated earth, and storage of material and equipment on such area as may be necessary or useful for the maintenance, cleaning out, and repair of such irrigation ditch.

Maintenance of this easement and costs of repair of the easement shall be the responsibility of the Grantee, except repairs necessitated by the negligence or abnormal use of the ditch by Grantors, which Grantors shall repair at their expense.

GRANT OF IRRIGATION EASEMENT - 1

This agreement will bind and inure to the benefit of the parties, their respective heirs, executors, administrators, assigns, and successors in interest.

IN WITNESS WHEREOF, Grantors have executed this instrument at Klamath Falls, Oregon.

GRANTORS

Date: 10/13/06

Jay Henry
Jay Henry

Date: 10-13-2006

James Henry
James Henry

STATE OF OREGON)
 : ss.
County of Klamath)

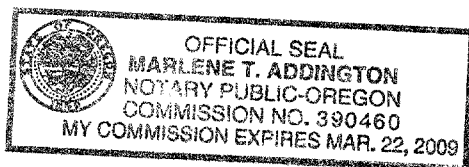
THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME this 13th day of October, 2006, by Jay Henry.

Marlene T. Addington
Notary Public for Oregon
My Commission Expires: 3-22-2009

STATE OF OREGON)
 : ss.
County of Klamath)

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME this 13th day of October, 2006, by James Henry.

Marlene T. Addington
Notary Public for Oregon
My Commission Expires: 3-22-2009



GRANT OF IRRIGATION EASEMENT - 2