



After Recording Return to:
City Recorder
500 Klamath Avenue
Klamath Falls, OR 97601

Grantor of Dedicated Easement
City of Klamath Falls
500 Klamath Avenue
Klamath Falls, OR 97601

**RESCISSION AND RELINQUISHMENT OF UTILITY EASEMENT
DEDICATED ON BLOCK 3, LOT 8 OF "CASCADE PARK" SUBDIVISION
AS RECORDED IN THE RECORDS
OF THE KLAMATH COUNTY CLERK ON DECEMBER 13, 1961**

RECITALS

- A. On December 13, 1961 the Klamath County Clerk accepted for recording the plat map and dedication page for "Cascade Park" (the "Subdivision").
- B. The map as mentioned above states that the owners of the subdivision, G.E. and Phyllis Rutledge, "do for themselves, their transferees, successors and assigns, hereby dedicate, donate, and convey to the public use forever, all streets, said plat being subject to: easement along the back and side lines of lots as shown on the annexed plat for present and future utilities, irrigation, and drainage, said easements to provide ingress and egress for construction and maintenance of said utilities with no permanent structure being permitted thereon and any plantings being placed thereon at the risk of the owner. The Subdivision plat dedicates a sixteen foot (16') wide utility easement along the easterly border of Lot 8 of Block 3 of the Subdivision."
- C. A 60-foot wide strip of land crossing said Lot 8, and thus crossing the utility easement has been dedicated to Klamath County as public right-of-way (as shown in Exhibit "A") and the County desires that said right-of-way not be burdened by the easement.

**RESCISSION AND RELINQUISHMENT OF DEDICATED UTILITY
EASEMENT, BLOCK 3 LOT 8 "CASCADE PARK"**

In consideration of the foregoing recitals, the City of Klamath Falls, Oregon, on behalf of the public, does hereby rescind and relinquish that certain 16-foot wide utility easement dedicated on Block 3, Lot 8 of the plat map for "Cascade Park" as recorded in the records of the Klamath County Clerk on December 13, 1961. The easement being rescinded and relinquished is legally described and depicted on Exhibit "A."

IN WITNESS WHEREOF, we have each executed this document on the dates set forth below.

CITY OF KLAMATH FALLS

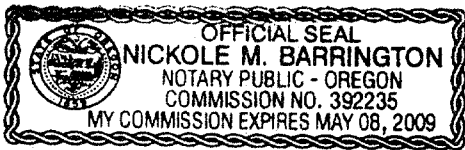
By: Jeff Ball
Jeff Ball, City Manager

Dated: 10/25/06

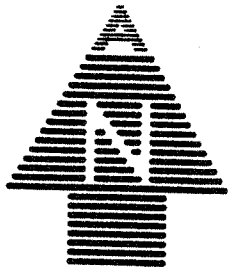
Attest: Elisa D. Olson
City Recorder

STATE OF OREGON)
) ss.
County of Klamath)

On the 25th day of October, 2006, personally appeared Jeff Ball and Elisa D. Olson, who, each being first duly sworn, did say that the former is the City Manager and the latter is the City Recorder of the City of Klamath Falls, an Oregon municipal corporation, and that the instrument was signed on behalf of said municipal corporation; and each of them acknowledged said instrument to be its voluntary act and deed.



WITNESS my hand and official seal.
Nickole M. Barrington
SIGNATURE OF NOTARY PUBLIC
Notary Public for Oregon
My Commission Expires: 5-8-2009

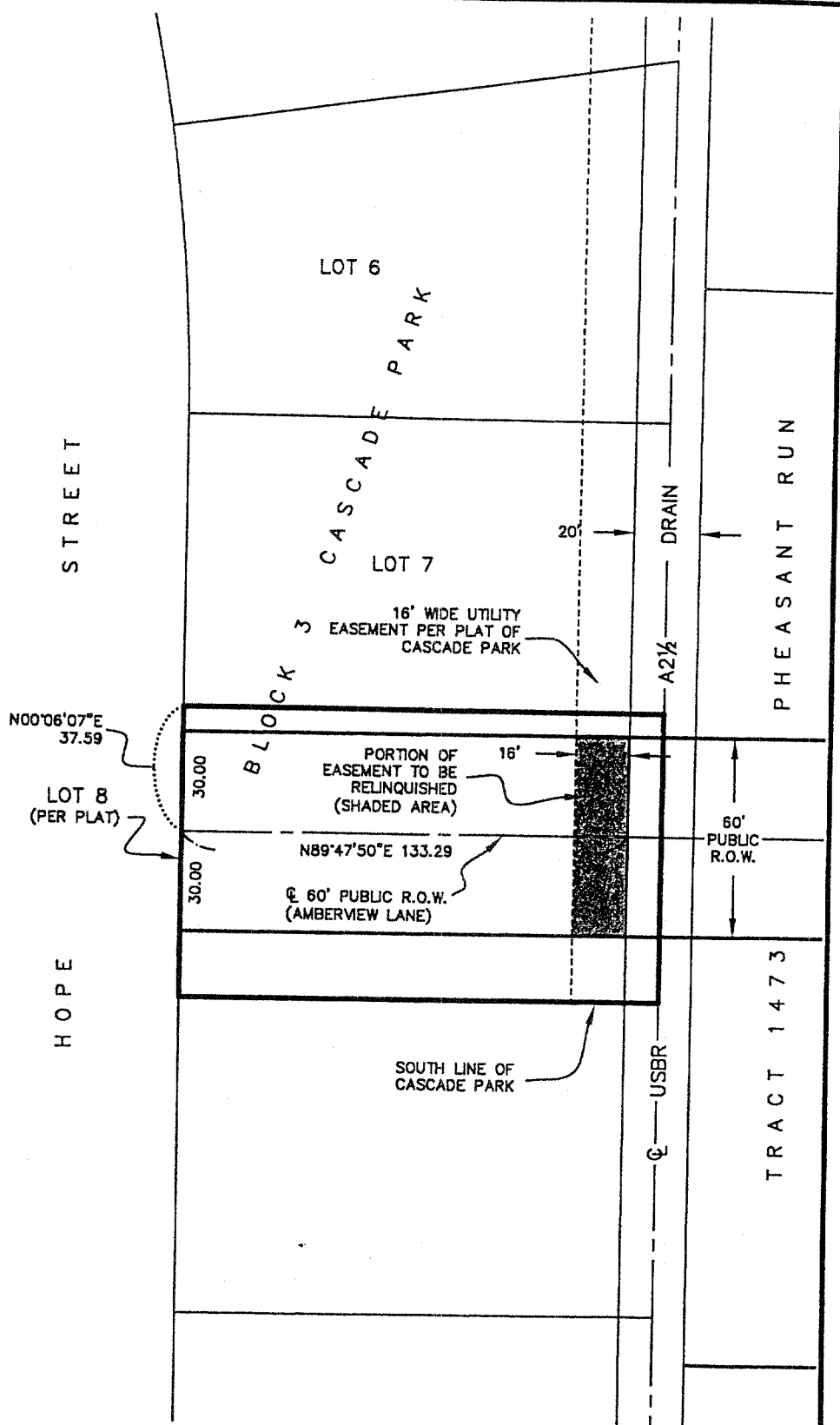


SCALE: 1" = 50'

PORTION OF EASEMENT TO BE RELINQUISHED

A strip of land 16.00 feet in width being the east 16.00 feet of the following described strip: A strip of land 60.00 feet in width being a portion of Lot 8, Block 3 of Cascade Park situated in the SE¼ NW¼ of Section 11, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and being 30.00 feet on each side of the following described centerline:

Beginning at a point on the east line of Hope Street from which the northwest corner of said Lot 8 bears North 00°06'07" East 37.59 feet; thence North 89°47'50" East 133.29 feet to the west line of the U.S.B.R. A-2½ Drain right of way, the sidelines of said strip to be shortened or extended to terminate on the beginning and ending lines; with bearings based on County Survey 7264.



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

OCT 12, 2006

EXHIBIT A

2661-01

EXHIBIT A