

2025-002568

Klamath County, Oregon



00340558202500025680040042

04/09/2025 03:06:44 PM

Fee: \$97.00

Returned at Counter

AFTER RECORDING RETURN TO:

City Recorder
500 Klamath Avenue
Klamath Falls, OR 97601

GRANTEE:

Andrew Schubert
2087 Mount Hope Lane
Bend, OR 97702

GRANTOR:

City of Klamath Falls
500 Klamath Avenue
Klamath Falls, OR 97601

REVOCABLE LICENSE & ENCROACHMENT PERMIT

The City of Klamath Falls, Oregon, a municipal corporation ("City") and Andrew Schubert ("Grantee") for and in consideration of the covenants and conditions hereinafter set forth, agree as follows:

City hereby gives and grants to Grantee, its successors and assigns, upon the terms and subject to the conditions hereinafter set forth, revocable, non-exclusive permission to encroach upon Lancaster Avenue right-of-way, in the City of Klamath Falls for the property located at 1209 Carlyle Street and identified as Map Tax Lot: R-3809-029AC-10703, and as Lots 11 and 12 of Block 32 of the Klamath Falls 2nd Addition Subdivision (as shown on the attached map Exhibits "A" and "B" and referred to herein as the "Area"). This license/permit is granted for the limited purpose of the formalization of a covered carport parking area partially located within Lancaster Avenue right-of-way. This license/permit is subject to the following conditions:

- 1) Grantee shall comply with all relevant local, state and federal regulations pertaining to Grantee's use of the Area, including but not limited to, City Planning and Engineering and County Building regulations;
- 2) Grantee shall submit the Lancaster Avenue carport construction plans to the City's Public Works Department and shall conform to any modifications or restrictions imposed by the Department;
- 3) Grantee shall be responsible for the maintenance and upkeep of the Area, for all expenses for removal of the Area improvements if required under this license/permit, and for restoration of the right-of-way damaged by maintenance, upkeep or removal; and
- 4) No further encroachment into the Lancaster Avenue right-of-way is permitted.

Grantee agrees to pay to the City, as compensation for the privileges herein granted, for cost of recording/permit fee, receipt of which is hereby acknowledged by City.

Grantee shall save and hold harmless the City from, and indemnify the City against, any and all liability for or on account of any death or injury to persons, or damage to property incurred in any manner whatsoever growing out of Grantee's use or the public's loss of the privileges herein granted.

This Agreement shall run from year to year unless terminated. It may be terminated upon sixty (60) days written notice by either party. Upon termination, Grantee shall remove all structures and improvements herein authorized and restore the unimproved public right-of-way in accordance with the directions of the City's

Director of Public Works within sixty (60) days. Grantee agrees that City shall not be responsible for damage to any structures or improvements within the right-of-way caused by or related to City's legitimate use of the right-of-way.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed this 2nd of ~~March~~, 2025.

April

CITY OF KLAMATH FALLS

GRANTEE

By:

Jonathan Teichert
Jonathan Teichert, City Manager

By:

Andrew Schubert
Andrew Schubert

STATE OF OREGON)
) ss.
County of Klamath)

On the 2nd April day of March, 2025, personally appeared Jonathan Teichert, who, being first duly sworn, did say that he is the City Manager of the City of Klamath Falls, an Oregon municipal corporation, and that the instrument was signed on behalf of said municipal corporation; and he acknowledged said instrument to be its voluntary act and deed.



BEFORE ME:

Belem Garcia de la Vega
Notary Public for Oregon
My Commission Expires: June 15, 2027

STATE OF OREGON)
) ss.
County of Klamath)

On the 31st day of March, 2025, personally appeared Andrew Schubert who, being first duly sworn, did acknowledge that he is authorized to execute this instrument and that this instrument is their voluntary act and deed.



BEFORE ME:

Nicole McDougal
Notary Public for Oregon
My Commission Expires: 5/16/2028

Exhibit A

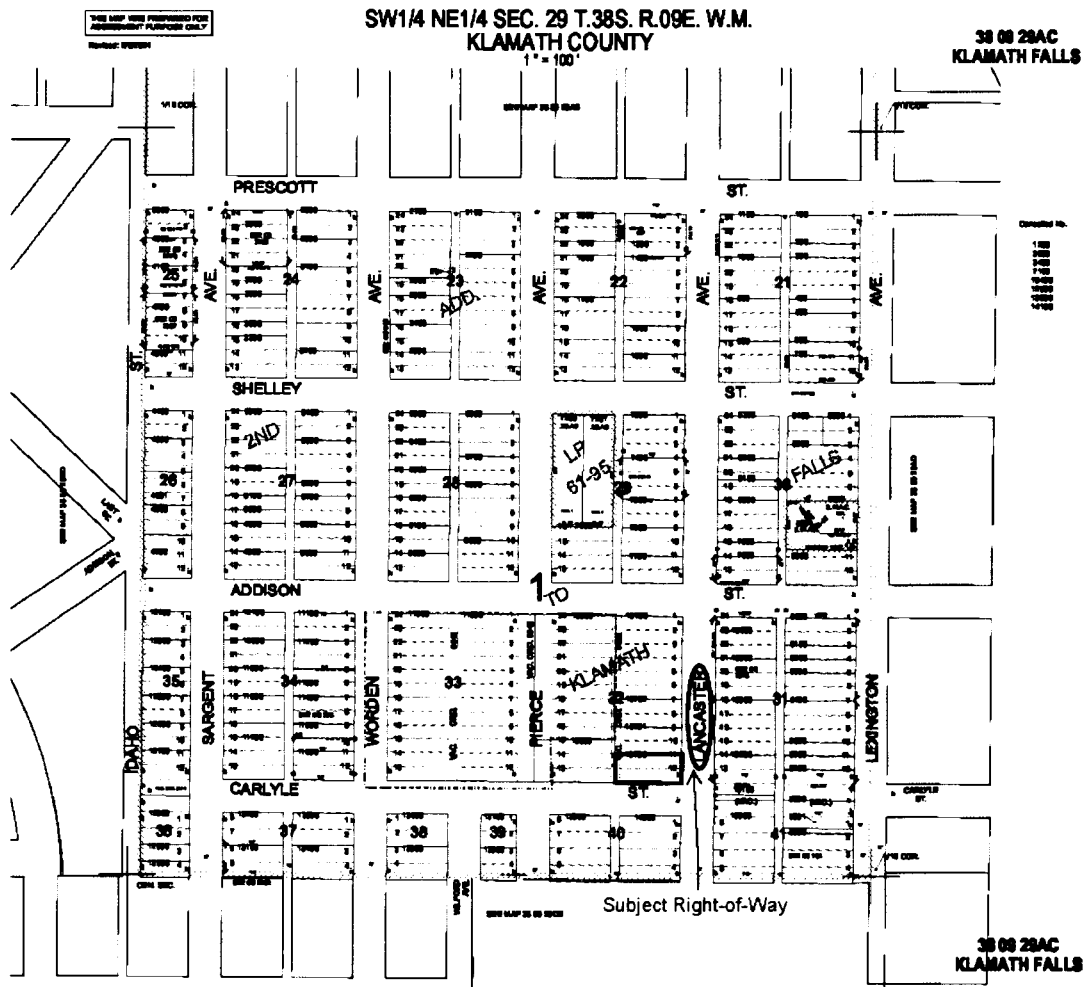


Exhibit B

