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Fleck, B. L.

c/o Muth, Peter G.

2233 Westwood Ave.

Santa Ana, CA 92706

SEWER EASEMENT

THIS INDENTURE MADE and entered into this 23 day of May, 19 77
by and between Bufford L. & Myrtle G. Fleck

hereinafter referred to as the Grantors, and THE CITY OF REDMOND, a municipal corporation, in Deschutes County, Oregon, hereinafter referred to as the Grantee.

WITNESSETH: In consideration of the acceptance by Grantee and the use of holding of said easement for present or future public use by Grantee, Grantors, hereby grant, bargain, sell and convey unto the Grantee, a perpetual easement twenty (20) feet in width, together with the right to go upon said easement area hereinafter described for purpose of constructing, reconstructing, maintaining and using a sanitary sewer which may hereafter be installed on the following described property, to-wit:

A strip of land, twenty (20) feet in width, the centerline of said strip being described as follows:

Beginning at the Northeast corner of the SE 1/4 of the NW 1/4 of Section 9, T.15 S., R. 13 E., W.M., Deschutes County, Oregon; thence westerly, along the north line of said SE 1/4 of the NW 1/4, 188.25 feet to the TRUE POINT OF BEGINNING; thence deflecting left 121°40'01" 341.30 feet to a line parallel with, and 10 feet westerly of the NW 1/4 of said Section 9; thence deflecting right 31°29'03" along said parallel line, 632.85 feet; thence deflecting right 1°21'20" 174.76 feet; thence deflecting right 9°55'46" 237.70 feet to a point on the south line of the NW 1/4 of said Section 9, said point being 60.65 feet westerly of the Southeast corner of the NW 1/4 of said Section 9. The sidelines of said 20 foot strip of land to terminate on the north and south lines of the NW 1/4 of said Section 9.

TO HAVE AND TO HOLD the above easement to the said Grantee, its successors and assigns forever.

IN ADDITION THERETO, the Grantors do hereby give and grant unto the City of Redmond, a construction easement of thirty (30) feet in width along and abutting the West side and for the full length of the aforementioned and described perpetual easement for the purpose of giving a work area during the construction of a sanitary sewer within the perpetual easement.

The sidelines of the aforementioned easements shall be extended or shortened to terminate in the sidelines of the aforementioned parcel of land.

TO HAVE AND TO HOLD said construction easement unto the said City of Redmond and to its successors and assigns, during the construction of the sanitary sewer. Upon the construction of the sanitary sewer and its acceptance for use, the construction easement herein named shall become void. It is understood and agreed that no building shall be erected upon said permanent easement premises without the written consent of the City of Redmond, Oregon, and that the said City shall replace, as near as practicable, the surface of said easement premises after construction and maintenance work on said sewer.

IN WITNESS WHEREOF, the Grantors above named have hereunto set their hands and seals this 23 day of May, 19 77.

Rolland L. Fleck (SEAL)

Mayrile A. Fleck (SEAL)

DALE R. BRUNTON (SEAL)
 STATE OF OREGON, County of Deschutes, ss. Personally appeared the above named and acknowledged the foregoing instrument to be voluntary act and deed of them.

Dated May 23 AD., 1977

Dale R. Brunton
 Notary Public for Oregon

My Commission Expires 10-11-80

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STATE OF OREGON
 County of Deschutes

I hereby certify that the within instrument of writing was received for Record the 24 day of May A.D. 77 at 3:06 o'clock P M., and recorded in Book 250 on Page 931 Records of Deschutes

ROSEMARY PATTERSON
 County Clerk

By Debbie L. Linder Deputy