

Name of Document For Recording:
Property Owner:
Other Party:
Consideration:
Tax Statement to be mailed to:

Easement for Access

Beaver Slough Drainage District
\$0.00, other consideration
Beaver Slough Drainage District
60196 Old Wagon Road, Coos Bay OR 97420
Beaver Slough Drainage District
60196 Old Wagon Road, Coos Bay OR 97420



00017502201400100520030034

Terri L. Turi, Coos County Clerk

After Recording, Return To:

EASEMENT

This easement is made between Fred Messerle & Sons, Inc., as grantor, and the **Beaver Slough Drainage District, a public body organized and operated under the authority of ORS Chapter 547**, as grantee.

RECITALS:

The Grantor owns property described in Instrument No. 72-67310, Deed
Records of Coos County, Oregon, located in Section 3, Township 28S, Range 13W, and Section
34+35, Township 27S, Range 13W, Willamette Meridian, in Coos County, Oregon.

The Grantee intends and is obligated by its purpose as the drainage district to provide reasonable water control measures through the installation, inspection, maintenance and control of dikes and other water control measures. Grantee will require reasonable access to areas on Grantor's real property for ingress and egress for required work to perform water control measures, repair and construction.

It is the intent of the parties that the Grantor grant a perpetual easement to Grantee onto areas of for ingress, egress and access to the Grantor's property for the purposes of the construction, maintenance, and repair of certain water control systems including, but not limited to dikes, water control devices and other necessary measures for water control. Access, ingress and egress shall be reasonable and not a hindrance to the grantor. Grantor shall, at all times have access to all of its real property.

NOW, THEREFORE, Grantor, in consideration of the covenants herein contained and of other good and valuable consideration, conveys to the Beaver Slough Drainage District, a domestic drainage district organized pursuant to ORS Chapter 547, Grantee, together with its heirs and assigns forever, rights-of-way and easements for the purposes of creation, constructing, maintaining, and repairing water control systems, dikes and other water control devices, over, through and upon a strip of land described in Exhibit "A" attached hereto and incorporated herein by this reference.

The Grantee of the rights herein granted shall have the right at all reasonable times to go upon the property under and upon which said easement right is granted by Grantor for the purposes of constructing, maintaining and repairing the water control devices, together with all the privileges necessary and incidental to the enjoyment of the rights herein granted.

Grantor agrees that it will not place any structure over or upon property where the easement is hereby granted, store unmovable items upon said easement area, nor change the grade of the existing easement area which should cause any damage to Grantee's necessary water control devices.

By acceptance of this Grant, Grantee herein agrees to maintain and preserve any area it uses for the use and benefit of its access and the use and benefit of the owner. Grantee shall reasonably use the most direct and least disruptive access point for ingress and egress onto Grantor's property.

The easement herein granted shall be a perpetual easement and exclusive for the use of Grantee.

The agreements by the respective Grantor and Grantee by them to be performed, shall be binding upon not only them and each of them, but upon their administrators, executors, heirs, devisees, successors, and assigns.

DATED: December 15, 2014

Fred Messerle & Sons, Inc

By: Fred R. Messerle

Name: Fred R. Messerle

Title: Secretary-Treasurer

STATE OF OREGON) ss
County of Coos)

The foregoing instrument was acknowledged before me this 15th day of December, 2014, by Fred R. Messerle, as (title:) Secretary-Treasurer.

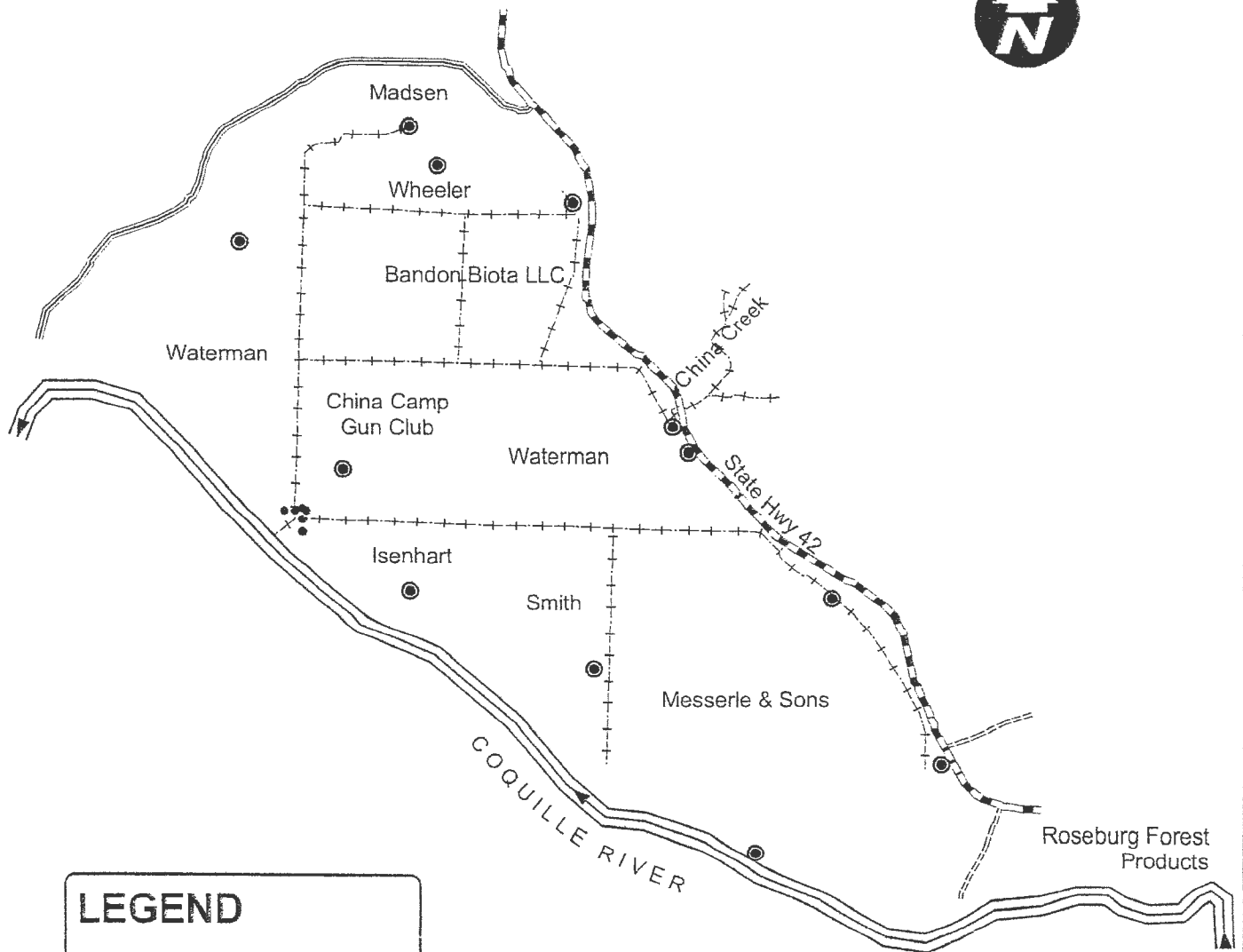
Shannon R Mache

NOTARY PUBLIC

(Seal:)



EXHIBIT "A" EASEMENT FOR ACCESS ACCESS POINTS



LEGEND

- Access Points
- ... Tidegate/Outlet
- ⋮ Tidegate/Outlet
- +--+ Waterways / Ditches
- ▬▬▬ Coquille River
- Cedar Point Road
- +--+ State Highway 42
- ===== North Bank Road

Map Scale



EASEMENT FOR ACCESS ACCESS POINTS

BEAVER SLOUGH DRAINAGE DISTRICT
COOS COUNTY, OREGON
MAY 2008