

4967

## RIGHT OF WAY EASEMENT

M-66-2624

For value received the undersigned, hereinafter referred to as "Grantors" do hereby grant to PACIFIC POWER & LIGHT COMPANY, a corporation, Grantee, its successors and assigns, an easement and right of way for electric transmission and distribution lines of one or more wires and all necessary or desirable appurtenances, including telephone and telegraph wires, towers, poles, props, guys and other supports, and the right to place all or any part of such lines in underground conduits, over, across and upon a strip of land 125 feet in width on the following described real property in Klamath County, State of Oregon, to wit:

A portion of the East Half of the West Half of Section 17, Township 41 South, Range 13 East, W.M.

as more particularly described and shown on Exhibits A & B, attached hereto and made a part hereof:

INCLUDING the right to clear said right of way and keep the same clear of brush, trees, timber and structures; the right to clear and cut away all trees outside of said right of way which might endanger said transmission lines; the right to construct, reconstruct, operate, maintain and remove said lines; the right in the future to construct, reconstruct, operate, maintain and remove additional lines, wires and all necessary or desirable poles, structures and appurtenances thereto within said right of way.

TOGETHER WITH the right of ingress and egress over the adjacent lands of the Grantors for the purposes of constructing, reconstructing, stringing new wires or maintaining and removing such lines and appurtenances, and exercising other rights hereby granted.

The Grantee shall pay to the Grantors reasonable compensation for any damage caused by Grantee, or its agents, to any property or crops (growing or to be grown) on the above described real property, arising out of the construction, reconstruction, operation and maintenance of said transmission and distribution lines.

At no time shall any building or anything flammable be erected or placed within the boundaries of said right of way, nor shall any equipment or material of any kind or nature that exceeds twenty (20) feet in height be placed or used thereon by Grantors, or by Grantors' heirs, successors or assigns.

Subject to the foregoing limitations, said right of way may be used by the Grantors for roads, agricultural crops, or other purposes not inconsistent with said easement.

All such rights hereunder shall cease if and when such lines shall have been abandoned.

Dated this 9<sup>th</sup> day of March, 1966.

Loyal H. Loveness  
Loyal H. Loveness

(SEAL)

Vinton H. Loveness  
Vinton H. Loveness

(SEAL)

Mildred H. Loveness  
Mildred H. Loveness

(SEAL)

Fern L. Loveness  
Fern L. Loveness

(SEAL)

(KF-M 230)

24 Lillian M. Davis

Witness

STATE OF CALIFORNIA )  
County of Siskiyou ) ss.

On this 16th day of March, A.D. 19 66, before me  
Irene Milligan a Notary Public in and for said County,  
personally appeared Richard N. Davis personally known to me to be the same  
person whose name is subscribed to the within instrument as a witness thereto,  
who, being by me duly sworn, deposed and said that he was present and saw  
Vinton H. Loveness and Fern L. Loveness, husband and wife,  
personally known to him to be the same persons  
described in and who executed the said instrument as a party thereto, sign, seal  
and deliver the same, and that the said Vinton H. Loveness and Fern L. Loveness  
duly acknowledged in the presence of  
said affiant that they executed the same, and that Richard N. Davis  
the said affiant, thereupon and at their request,  
subscribed his name as a witness thereto.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official  
seal the day and year in this certificate first above written.

Irene Milligan  
Irene Milligan  
Notary Public in and for the County of  
Siskiyou, State of California

My commission expires:  
May 22, 1966

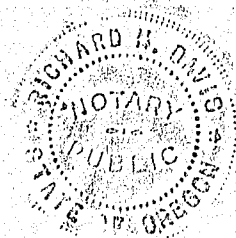


State of Oregon, County of Klamath, ss.

~~February~~ March 9 A.D. 1966.

Personally appeared the above named Loyal H. Loveness and Mildred H. Loveness,  
husband and wife, and acknowledged the foregoing instrument to be their voluntary act  
and deed.

Before me:



Richard N. Davis  
Notary Public for Oregon  
My Commission expires:  
November 12, 1969

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EXHIBIT A

PROPERTY DESCRIPTION:

PARCEL NO:

OWNER: Loyal H. Loveness et al

The East One-Half of the Northwest One-Quarter, the Northeast Quarter of the Southwest Quarter and the West One-Half of the Southeast Quarter of Section 17 in Township 41 South, Range 13 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING that portion of said Section 17 described in deed to Pacific Power & Light Company dated March 8, 1965 and recorded in Volume 360, Page 105, deed records of Klamath County, Oregon.

RIGHT OF WAY DESCRIPTION:

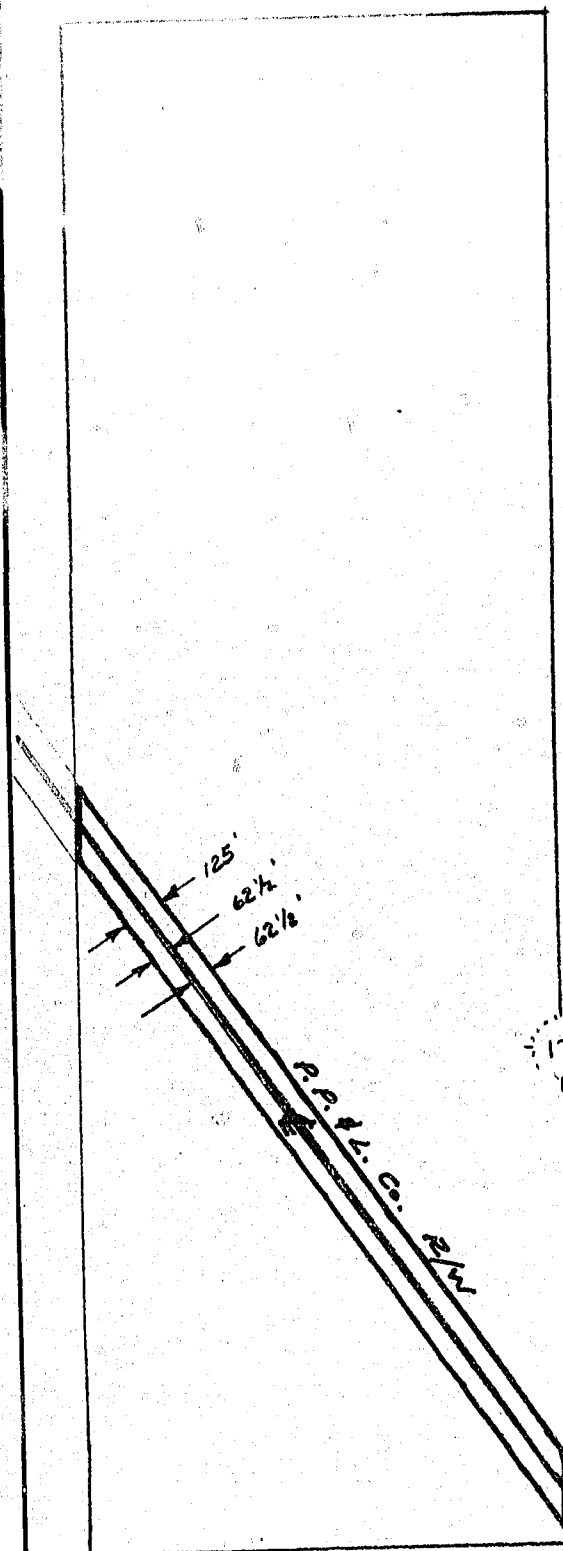
All that portion of the above described real property which lies within a strip of land 125 feet in width, the boundaries of which lie 62.5 feet EASTERLY and 62.5 feet WESTERLY from, when measured at right angles to and parallel with the following described survey line as now located and staked on the ground, over, upon and across the above described property. ~~ALSO: Anchors and guys outside said strip of land as shown on Exhibit B, p. 2~~

SURVEY LINE DESCRIPTION:

Said survey line is more particularly described as beginning at a point on the survey center line, said point being S. 67°15'00"W. 1,595.7 ft. from the section corner common to Sections 5, 6, 7 & 8, Township 41 South, Range 13 East, W.M., Klamath County, Oregon; continuing thence on survey center line S. 18°42'00" E. 5,731.58 ft. to a point; thence on survey center line S. 35°35'30"E. 3,972.59 ft. to a point which bears N. 2°41'00" E. a distance of 1,378.38 ft. from the South 1/4 corner of Section 17, Township 41 South, Range 13 East, W.M., Klamath County, Oregon.

Option/Leasehold date 3-9-66  
Exhibit APP&L Co. 200  
Grantor(s) WHL

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# SUBSTATION SITE

STATE OF OREGON, } ss  
County of Klamath }

Filed for record at request of:

*Klamath County Title Co.*  
on this 25 day of March A.D. 1966

at 2:37 P.M. and duly

recorded in Vol. 466 of Records

Page 2624

*W. H. GERS*, County Clerk

Fee 6.00 by *W. H. GERS* Deputy

**PACIFIC POWER & LIGHT CO.**

LOVELL'S PROPERTY

SECTION 17 T. 41S, R. 13E, W. 1M.

KLAMATH COUNTY, OREGON

DATE 3-9-66 GRANTORS W.H.

SCALE 1" = 400' EXHIBIT "B"  
C.L. LENGTH ACRES

Return KLAMATH COUNTY TITLE CO.  
P.O. Box 151