

Re-recorded to correct Exhibit "A"

3320

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RIGHT OF WAY EASEMENT

44-1314
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:

The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) and the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 28, Township 39 South, Range 9 East of the Willamette Meridian.

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

Grantors further grant to Grantee the right to install and maintain anchors and guys outside the boundaries of said strip of land at or near the locations now surveyed and staked on the ground by Grantee and shown on said Exhibit B.

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 23rd day of April, 1965.

(SEAL) A. M. Ager (SEAL)
Audrey M. Ager

(SEAL) Clarice M. Ager (SEAL)
Clarice M. Ager

39

46

399
5327

State of Oregon, County of Klamath, ss.

April 23 A.D. 19 65.

Personally appeared the above named A. M. Ager and Clarice M. Ager, husband and
wife,

and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Leland M. Davis

Notary Public for Oregon

My Commission expires: Nov. 12, 1965

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EXHIBIT APAPERS NO:OWNER: Audrey M. Ager and Clarice M. AgerREAL PROPERTY DESCRIPTION

The following described real property in Klamath County, Oregon:

The Northwest Quarter of the Southwest Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) and the Southwest Quarter of the Northwest Quarter ($SW\frac{1}{4}NW\frac{1}{4}$) of Section 28, Township 39 South, Range 9 East of the Willamette Meridian.

RIGHT OF WAY DESCRIPTION

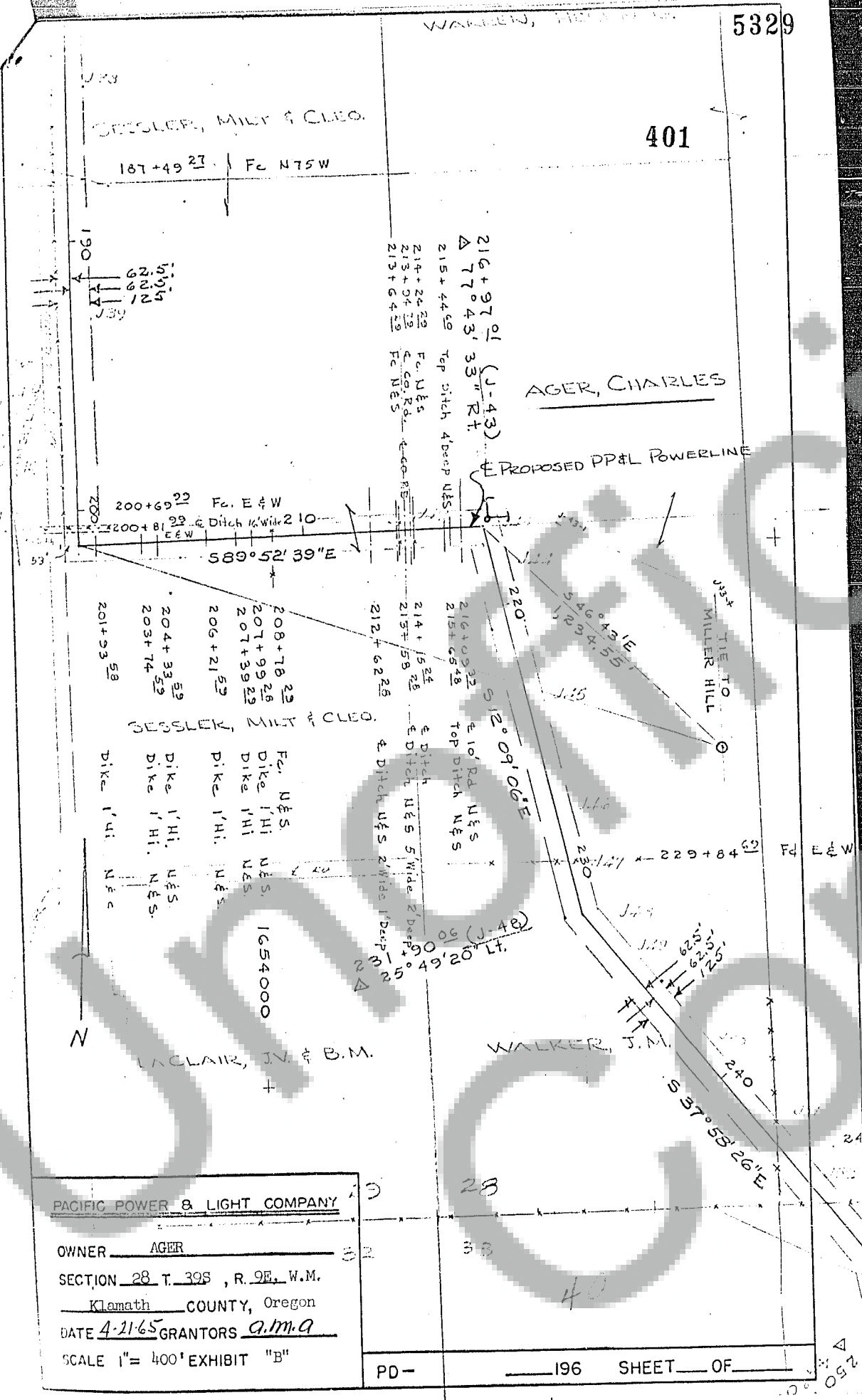
A portion of the above described property which lies within a strip of land 125 feet in width, the boundaries of which lie 62.5 feet on each side, when measured at right angles to and parallel with the following described survey line as now located and marked on the ground over, across, and upon the above described property, TOGETHER with anchors and guys located outside of said strip of land as shown on Exhibit "B".

SURVEY LINE DESCRIPTION

Said survey center line is more particularly described as commencing at a point which is S. 22° 30' 30" W. a distance of 1,466.68 feet from the North 1/16 corner of the Northeast quarter of Section 8, Township 39 South, Range 9 East, Willamette Meridian, Klamath County, Oregon; thence S. 52° 19' 30" E. for 1,475.60 feet; thence S. 34° 29' E. for 1,036.2 feet; thence S. 4° 27' 30" E. for 989.97 feet; thence S. 0° 03' W. for 1,663.48 feet; thence S. 34° 17' W. for 3,603.08 feet; thence S. 31° 55' E. for 1,215.47 feet; thence S. 0° 16' 30" E. for 1,772.04 feet; thence S. 4° 11' E. for 1,511.50 feet; thence S. 0° 39' 30" W. for 5,616.5 feet; thence S. 89° 52' 30" E. for 1,564.42 feet; thence S. 12° 09' E. for 1,493.05 feet; thence S. 37° 58' 30" E. for 1,895.82 feet; thence S. 82° 02' E. for 2,193.51 feet; thence S. 0° 18' W. for 675.92 feet to a point which is N. 89° 49' W. a distance of 1,385.93 feet from the East 1/16 corner of the Northeast quarter of Section 33, Township 39 South, Range 9 East, Willamette Meridian, Klamath County, Oregon.

Assessment date 4-23-65 corrected 5-12-66
 FARM ANCHOR Co. R.D.
 Owner(s) A.M. Ager

Clarice Ager



PACIFIC POWER & LIGHT COMPANY
OWNER AGER
SECTION 28 T. 39S, R. 9E, W.M.
Klamath COUNTY, Oregon
DATE 4-21-65 GRANTORS a.m.a
SCALE 1"= 400' EXHIBIT "B"

PD- 196 SHEET OF 200

402

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Oregon Title Insurance Co.
 this 13 day of January A. D. 1966 at 3:33 o'clock P.M., and
 duly recorded in Vol. M-66 of Deeds on Page 398

Fee \$7.50

L.R.

DOROTHY ROGERS, County Clerk

By *Jane Means*

5330

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Oregon Title Insurance Co.
 this 18 day of May A. D. 1966 at 3:43 o'clock P.M., and
 duly recorded in Vol. M-66 of Deeds on Page 5326

DOROTHY ROGERS, County Clerk

By *La. General*

Fee 7.50 pd.