

A-17208

A-17215

24587

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RIGHT OF WAY EASEMENT

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 Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 34, Township 40 South, Range 12 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

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 10 day of April, 1965.

First National Bank of Oregon

Michael Joseph McAuliffe (SEAL)

Mary L. McAuliffe Drake (SEAL)


Joan Joy Mc. Auliffe (SEAL)

Ray W. Drake (SEAL)

6400

FORM No. 645—ACKNOWLEDGMENT (INDIVIDUAL) (Uniform Acknowledgment Act.) 571 STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

STATE OF Oregon } ss.
 County of Klamath }
 On this the 31st day of May, 19 68, before me,
Richard N. Davis the undersigned
 officer, personally appeared Michael Joseph McAuliffe and Joan Joy McAuliffe, husband and
wife
 known to me (or satisfactorily proven) to be the persons whose name s. are subscribed to the
 within instrument and acknowledged that they executed the same for the purposes therein contained.
 In witness whereof I hereunto set my hand and official seal.


Richard N. Davis
 Notary Public for Oregon
 My commission expires 11/12/69
 (EXCERPT FROM UNIFORM ACKNOWLEDGMENT ACT.)
 (1) If the acknowledgment is taken within this state or is made without the United States by an officer of the United States, no authentication shall be necessary.
 (2) If the acknowledgment is taken without this state, but in the United States, a territory or insular possession of the United States, the District of Columbia, or the Philippine Islands, the certificate shall be authenticated by a certificate as to the official character of such officer, executed, or if the acknowledgment is taken by a clerk or deputy clerk of a court, by the presiding judge of the court or, if the acknowledgment is taken by a notary public, by a clerk of a court of record of the county, parish or district in which the acknowledgment is taken.
 (3) If the acknowledgment is made without the United States and by a notary or a judge or clerk of a court of record of the country where the acknowledgment is made, the certificate shall be authenticated by a certificate under the great seal of the state of the country, attested by the custodian of such seal, or by a certificate of a diplomatic, consular or commercial officer of the United States accredited to that country, certifying as to the official character of such officer.

State of Oregon, County of Klamath, ss.
April 10 A.D. 19 65.
 Personally appeared the above named Mary L. McAuliffe Drake and Ray W. Drake

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


Robert J. McQuinn
 Notary Public for Oregon
 My Commission expires: Nov. 12, 1965
April 23,

EXHIBIT A

6401

PARCEL NO:

OWNER: Mary L. McAuliffe Drake & Ray W. Drake, her husband,
and the First National Bank of Oregon, Trustee.

REAL PROPERTY DESCRIPTION

Parcel 1: Beginning at the Southeast corner of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 34, Township 40 South, Range 12 East of the Willamette Meridian; thence North along the East line of the Northeast Quarter of the Northeast Quarter to the Northeast corner thereof; thence West along the North line of the Northeast Quarter of the Northeast Quarter to the Northwest corner of said Northeast Quarter of the Northeast Quarter; thence in a Southeasterly direction in a straight line to the place of beginning, being a triangular tract of land described as the Northeast one-half of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 34, Township 40 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon.

RIGHT OF WAY DESCRIPTION

All that 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 staked on the ground over, across, and upon the above described property:

SURVEY LINE DESCRIPTION

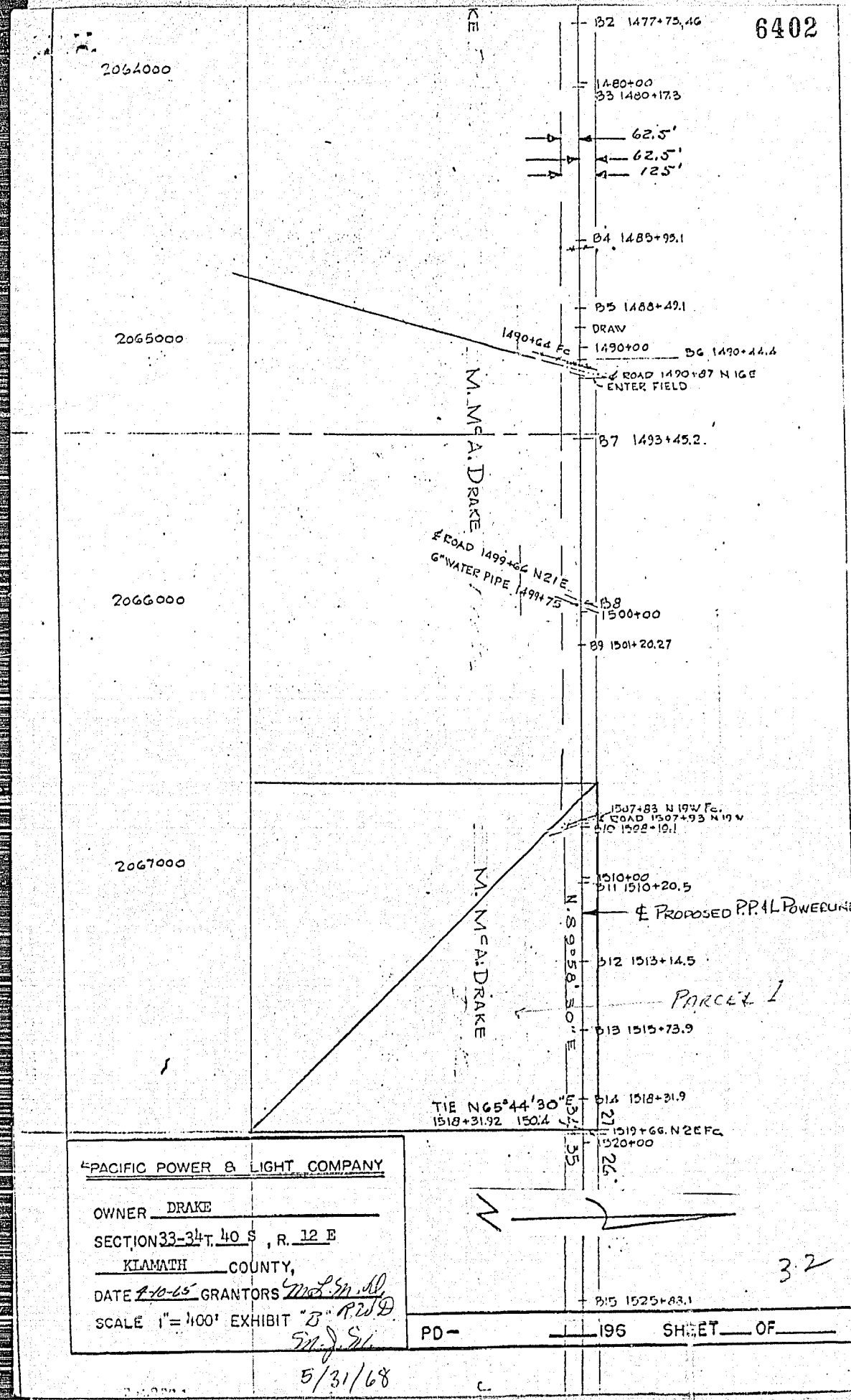
Said survey line is more particularly described as beginning at a point on the survey center line, said point bearing S. 18° 06' 00" E. 60.0 feet from the section corner common to Sections 28, 29, 32 & 33, Township 40 South, Range 12 East, W.M., Klamath County, Oregon; continuing thence N. 89° 45' 00" E. 5,536.37 feet to a point; thence N. 89° 52' 30" E. 430.51 feet to a point; thence N. 89° 58' 30" E. 4,487.05 feet to a point bearing S. 65° 44' 30" W. 150.4 feet from the Northeast corner of Section 34, Township 40 South, Range 12 East, W.M., Klamath County, Oregon; continuing thence N. 89° 58' 30" E. 3,436.94 feet to a point; thence S. 51° 41' 00" E. 3,487.92 feet to a point bearing N. 13° 10' 30" E. 3,115.68 feet from the Southwest corner of Section 36, Township 40 South, Range 12 East, W.M., Klamath County, Oregon; continuing thence S. 51° 41' 00" E. 4,863 feet more or less to the South line of said Section 36, Township 40 South, Range 12 East, W.M., Klamath County, Oregon.

KLAMATH FALLS TO MALIN 230 KV LINE
PD-20-CE(T)-7

M.L.M.D. Michael J. McAuliffe
R.W.D.
4-10-65

31

5/31/68



STATE OF OREGON, } ss
County of Klamath }

6403

Filed for record at request of

Klamath County Title Co

on this 15 day of July A. D. 19 68

at 3:13 o'clock P. M. and duly

recorded in Vol. M-68 of Deeds

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DOROTHY ROGERS, County Clerk

By *[Signature]* Deputy

Fee \$7.50

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