

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, Don Miller

for a good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant unto Midstate Electric Cooperative, Inc., a cooperative corporation (hereinafter called the "Cooperative") whose post office address is Post Office Box 127, LaPine, Oregon 97739, and to its successors or assigns, the right to enter upon the lands of the undersigned, situated in the county of Klamath, state of Oregon, and more particularly described as follows: The E $\frac{1}{2}$  in Section 17, Township 25 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon. EXCEPTING THEREFROM the NE $\frac{1}{4}$ NW $\frac{1}{4}$ , containing a total of 120 acres, more or less.

and to construct, operate and maintain an electric transmission and/or distribution line or system on or under the above-described lands and/or in, upon or under all streets, roads or highways abutting said lands; to inspect and make such repairs, changes, alterations, improvements, removals from, substitutions and additions to its facilities as Cooperative may from time to time deem advisable, including, by way of example and not by way of limitation, the right to increase or decrease the number of conduits, wires, cables, handholes, manholes, connection boxes, transformers and transformer enclosures; to cut, trim and control the growth by chemical means, machinery or otherwise of trees and shrubbery located within 10 (ten) feet of the center line of said line or system, or that may interfere with or threaten to endanger the operation and maintenance of said line or system (including any control of the growth of other vegetation in the right-of-way which may incidentally and necessarily result from the means of control employed); to keep the easement clear of all buildings, structures or other obstructions; and to license, permit or otherwise agree to the joint use or occupancy of the lines, system or, if any of said system is placed underground, of the trench and related underground facilities, by any other person, association or corporation.

The undersigned agree that all poles, wires and other facilities including any main service entrance equipment, installed in, upon or under the above-described lands at the Cooperative's expense shall remain the property of the Cooperative, removable at the option of the Cooperative.

The undersigned covenant that they are the owners of the above-described lands and that the said lands are free and clear of encumbrances and liens of whatsoever character except those held by the following persons:

x Don Miller

DATED this 28<sup>th</sup> day of May, 1976, at LaPine, Oregon.

x Don Miller

STATE OF OREGON )

County of Deschutes ) ss.

May 28, 1976.

SUBSCRIBED and sworn to before me:

Midstate Elec  
PO Box 127  
LaPine

Dore L. Cooper  
NOTARY PUBLIC FOR OREGON

My Commission Expires: May 23, 1977

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 16th day of June A.D., 1976 at 2:31 o'clock P.M., and duly recorded in Vol. M 76, of DEEDS on Page 8911.

FEE \$ 3.00

WM. D. MILNE, County Clerk.

By Hazel Drayton Deputy