

61608

RIGHT-OF-WAY OPTION

Vol. 79 Page

2047

The undersigned, Grantor, for and in consideration of \$ 179.00, hereby grants to PACIFIC POWER & LIGHT COMPANY, a corporation, its successors and assigns, Grantee, until midnight April 11, 1980, the exclusive option to purchase for the total sum of \$ 1,190.00, including said sum paid herewith, an easement for a right-of-way 145 feet in width for an electric transmission line of one or more wires and all necessary or desirable appurtenances, including towers, poles, props, guys and other supports, upon, over and across those certain premises situated in Township 36 S., Range 12 E., W.M., Section 25, County of Klamath, State of Oregon, along the course more particularly described and shown on the attachment hereto marked Exhibit "A", together with the further rights set forth in the form of easement attached hereto marked Exhibit "B", each by this reference made a part hereof.

This option shall be deemed duly exercised if Grantee shall within said option period or any extension thereof give written notice of Grantee's election to exercise this option. Such notice may be delivered to Grantor personally, or by letter duly directed and mailed to Grantor at the address hereinafter shown.

Grantee shall, within fifteen (15) days after giving such notice, tender to Grantor the balance of said purchase price by Grantee's check payable to the order of Grantor, and Grantor shall simultaneously execute, acknowledge and deliver to Grantee a good and sufficient easement substantially in said form attached hereto; or Grantee may within such time deposit said balance of the purchase price in escrow with a duly qualified title insurance company, Agent, and cause written notice of such deposit to be given Grantor, in which case, Grantor shall within thirty (30) days thereafter deliver such easement duly executed and acknowledged to said Agent for Grantee.

Grantee may, at its own risk, enter upon said premises at all times during said option period or any extension thereof for any purpose; provided, however, that if Grantee fails to exercise this option within said option period, then all of Grantee's rights hereunder shall terminate and Grantee shall remove all of its personal property from said premises and shall reimburse Grantor for any damages caused by Grantee to said premises or to any crops growing thereon.

Dated this 11th day of APRIL, 19 78.

X Samuel Bailey
 X Harold J. Lass
 X Gary R. Wilson
 X Jean S. Bailey
 State of Oregon)
 County of _____) ss

X Leroy G. Hartman By Oma J. Hartman
 X Oma J. Hartman
 Address: Box 40
Anchorage, Alaska 99509

On this day personally appeared before me the above named OMA J. Hartman known to me to be the identical person(s) who subscribed the within instrument, and acknowledged that she (he, she or they) freely executed the same as her (his, her or their) voluntary act and deed.

Given under my hand and official seal this 11th day of APRIL, 19 78.

When Recorded Return To
 PACIFIC POWER & LIGHT COMPANY
 RIGHT OF WAY DEPARTMENT
 Public Service Bldg., Portland, OR 97204
 ATTN: Gary Cusick

Notary Public for ALASKA
 Residing at ANCHORAGE, ALASKA
 My Commission Expires February 23, 1978

7-3-74 (oregon)

Pacific's Copy - Please Sign & Return

Sec. 24, 25 and 26, T. 36 S., R. 12 E., W. 11.
Klamath County, Oregon

a Rezendes
Carole E. Royle

Oma J. Hartman c/o Daniel Bailey
c/o Jean S. Bailey c/o Harold J.
Sass & Gary R. Wilson

Oma J. Hartman c/o
Daniel Bailey c/o
Bonnie B. Burns

Edwin & Rosa Rezendes
c/o Jon F. & Carol E. Royle

To Grizzly
Edwin & Rosa Rezendes
c/o Jon F. & Carol E. Royle

PACIFIC POWER & LIGHT COMPANY

Oma J. Hartman c/o Daniel Bailey
OWNER c/o Jean S. Bailey c/o Harold
J. Sass & Gary R. Wilson
SECTION 25 T. 36 S., R. 12 E., W. 11.

Klamath COUNTY, Oregon

DATE _____ GRANTORS _____

SCALE 1"=400' EXHIBIT "A"

PD-

19

SHEET 1 OF 1

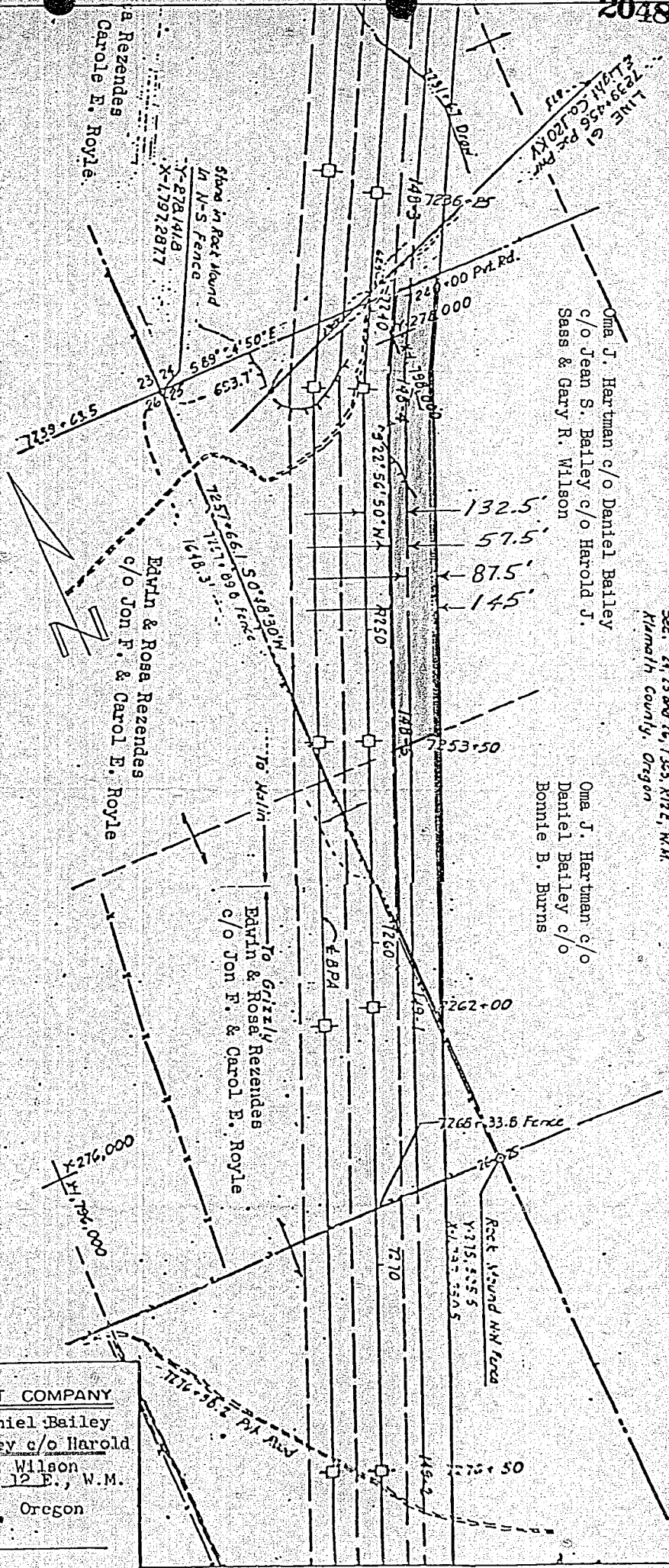


EXHIBIT B
RIGHT-OF-WAY EASEMENT

2049

The undersigned, Grantor, in consideration of \$ _____, and other valuable consideration, hereby grants to PACIFIC POWER & LIGHT COMPANY, a corporation, its successors and assigns, Grantee, an easement for a right-of-way _____ feet in width for an electric transmission line of one or more wires and all necessary or desirable appurtenances, including towers, poles, props, guys and other supports, along the general course now located by Grantee over the following described property located in _____ County, State of Oregon, to wit:

As more particularly described on attached Exhibit(s) _____ by this reference made a part hereof.

The within grant shall include: the right to install and maintain guys and anchors outside said right-of-way; the right to clear said right-of-way and keep the same clear of brush, trees, timber and structures; the present and future right to clear and cut away all trees outside of said right-of-way which might endanger said transmission line; the right to construct, reconstruct, operate, maintain, replace, enlarge, repair and remove any of said facilities, and the right of ingress and egress over adjacent lands of Grantor for all said purposes.

Grantee shall pay to Grantor reasonable compensation for any damage caused by Grantee to any property or crops on the above described real property arising out of the use thereof by Grantee.

At no time shall any flammable material or any building of any kind be placed or erected within the boundaries of said right-of-way, nor shall any equipment or material of any kind that exceeds _____ feet in height be placed or used thereon by Grantor or by Grantor's heirs, successors or assigns.

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

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

Executed this _____ day of _____, 19____.

State of Oregon)
County of _____) ss

On this day personally appeared before me the above named _____ known to me to be the identical person(s) who subscribed the within instrument, and acknowledged that _____ (he, she or they) freely executed the same as _____ (his, her or their) voluntary act and deed.

Given under my hand and official seal this _____ day of _____, 19____.

Notary Public for _____
Residing at _____
My commission expires: _____

ACKNOWLEDGMENTS

STATE OF Oregon)
COUNTY OF Klamath) ss

On this 2nd day of November, 1978, personally appeared before me, a notary public in and for said State, the within named Daniel Bailey to me known to be the identical person described therein and who executed the same freely and voluntarily for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year above written.

Gary Cusick
Notary Public for Oregon
My Commission Expires: 11-11-79

STATE OF Oregon)
COUNTY OF Klamath) ss

On this 2nd day of November, 1978, personally appeared before me, a notary public in and for said State, the within named Havold J. Sasso to me known to be the identical person described therein and who executed the same freely and voluntarily for the uses and purposes therein mentioned.

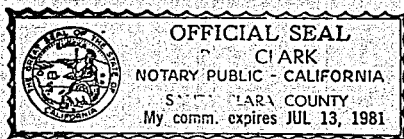
IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year above written.

Gary Cusick
Notary Public for Oregon
My Commission Expires: 11-11-79

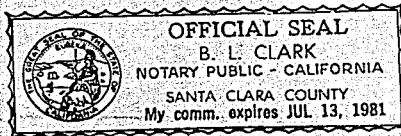
STATE OF California)
COUNTY OF Santa Clara) ss

On this 25th day of November, 1978 personally appeared before me, a notary public in and for said State, the within named Jean S. Bailey to me known to be the identical person described therein and who executed the same freely and voluntarily for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year above written.



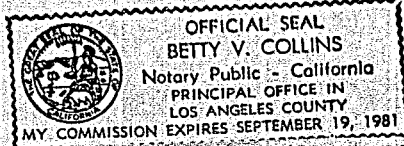
B. L. Clark B. L. Clark
Notary Public for Allstate Savings-Calif.
My Commission Expires: July 13, 1981



STATE OF California)
COUNTY OF Los Angeles) ss

On this 12 day of January, 1979, personally appeared before me, a notary public in and for said State, the within named R. W. Wilson to me known to be the identical person described therein and who executed the same freely and voluntarily for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year above written.



Betty V. Collins Betty V. Collins
Notary Public for Long Beach California
My Commission Expires: Sept. 19, 1981

STATE OF OREGON, COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 24th day of January A.D., 1979 at 12:03 o'clock P. M., and duly recorded in Vol. M79, of Deeds on Page 2047.

WM. D. MILNE, County Clerk
By Dorothea Bletsch Deputy