

71383

## RIGHT-OF-WAY EASEMENT

Vol. 19 Page 17885

The undersigned, Grantor, in consideration of \$ 10.00 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 175 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 real property located in Klamath County, State of Oregon, to wit:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SECTION 12, TOWNSHIP 39 S., RANGE 8 E., W.M.

as more particularly described on attached Exhibit(s) "A" & "B" 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 20 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 23 day of July, 1979.

Frank K. Toliver  
Frank K. Toliver

Vera M. Toliver  
Vera M. Toliver

GRANTOR

GRANTOR

State of Oregon )  
County of Klamath ) ss

On this day personally appeared before me the above named Frank K. Toliver and Vera M. Toliver

known to me to be the identical person(s) who subscribed the within instrument, and acknowledged that they (he, she or they) freely executed the same as their (his, her or their) voluntary act and deed.

Given under my hand and official seal this 23 day of July, 1979.

Ladd Hoyt  
Notary Public for Oregon  
Residing at Beaverton  
My Commission expires: January 11, 1980

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

SCALE 1"=400' EXHIBIT "A"  
Length-1320'± Acres-5.3

19

SHEET 1 OF 1

17887

## EXHIBIT "B"

Grantor does not desire to sell above described power line right-of-way, but in view of the imminence of condemnation thereof by Grantee, Grantor will convey and Grantee does hereby accept an easement for electrical power lines; and Grantee is willing to compensate Grantor for the easement so taken; all upon and in accordance with the terms and conditions hereintofore set forth.

STATE OF OREGON, )

County of Klamath )

Filed for record ~~at record book~~

on this 27th day of JULY A.D. 19 79  
at 1:57 o'clock PM and duly  
recorded in Vol. M 79 of DEEDS

Page 17885

Wm D. MILNE, County Clerk

By G. Hazel DeputyFee \$9.00