

12741

EASEMENT DEED.

Vol. M92 Page 7564

KNOW ALL MEN BY THESE PRESENTS: That BRUSH CREEK COMPANY, a copartnership consisting of FRANCIS BACCHI and BETTY BACCHI, husband and wife, CHARLES BACCHI and JUDY BACCHI, husband and wife, HENRY F. BACCHI, JAMES BACCHI, NIKKI BACCHI BARI, and CHERI BACCHI LITTLE, and H. FRANCIS BACCHI, Trustee of the H. FRANCIS and BETTY BACCHI Marital Trust, aka H. FRANCIS and BETTY BACCHI Revocable Trust, H. FRANCIS BACCHI, CHARLES BACCHI, HENRY F. BACCHI, NIKKI ROSE BACCHI BARI, CHERI BACCHI LITTLE and JAMES PIO BACCHI, individually, hereinafter called Grantors, for the consideration hereinafter stated, do hereby grant, bargain, sell and convey the following easement unto MONTGOMERY DRILLING, INC., a corporation, hereinafter called Grantee, and unto Grantee's heirs, successors, and assigns, an easement for the purposes of extraction of water by whatever means from the property hereinafter described as Parcel A, at a point west of the centerline of Four-Mile Canal and South of the Bacchi diversion dam, located in Lot 1, Section 19, Township 34 S., R. 7½ E., W.M. The Grantee, or its assigns, by acceptance of this Deed, accepts full responsibility for the proper care of the above-described property and all levees affected by the extraction of said water and shall hold harmless the Grantors from any damages incurred by the Grantors with respect to water transmission facilities, construction, repair or removal of facilities for water extraction. Said easement affects that certain real property situated in the County of Klamath, State of Oregon, described as follows, to-wit:

See Exhibit A attached hereto and incorporated herein by this reference.

TO HAVE AND TO HOLD The same unto the said Grantee and Grantee's heirs, successors and assigns, pursuant to the terms of this document.

The true and actual consideration paid for this transfer stated in terms of dollars, is \$0 - Exchange.

IN WITNESS WHEREOF, The Grantors have executed this instrument this _____ day of _____, 1981.

BRUSH CREEK COMPANY, a copartnership

By

Francis Bacchi
Francis Bacchi

Betty Bacchi
Betty Bacchi

Charles Bacchi
Charles Bacchi

Judy Bacchi
Judy Bacchi

Henry F. Bacchi
Henry F. Bacchi

James Bacchi
James Bacchi

Nikki Bacchi Bari
Nikki Bacchi Bari

Cheri Bacchi Little
Cheri Bacchi Little.

Partners.

JUN 15 1981 3 17

H. Francis Bacchi
H. Francis Bacchi, Trustee of
the H. Francis and Betty
Bacchi Marital Trust, aka
H. Francis and Betty Bacchi
Revocable Trust.

H. Francis Bacchi
H. Francis Bacchi, Individually.

Charles Bacchi
Charles Bacchi, Individually.

Henry F. Bacchi
Henry F. Bacchi, Individually.

Nikki Rose Bacchi Bari
Nikki Rose Bacchi Bari,
Individually.

Cheri Bacchi Little
Cheri Bacchi Little, Individually.

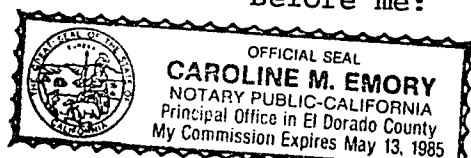
James Pio Bacchi
James Pio Bacchi.

Individually.

California El Dorado
STATE OF ~~OREGON~~, County of ~~Klamath~~.) ss.
March 18, 1982.

Personally appeared FRANCIS BACCHI and BETTY BACCHI, husband and wife, copartners in BRUSH CREEK COMPANY, a copartnership, H. FRANCIS BACCHI, Trustee of the H. FRANCIS and BETTY BACCHI Marital Trust, aka H. FRANCIS and BETTY BACCHI Revocable Trust, and H. FRANCIS BACCHI, individually, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:



Caroline M. Emory
Notary Public for ~~Oregon~~ California
My Commission Expires:

CALIFORNIA EL DORADO
STATE OF ~~OREGON~~, County of ~~Klamath~~.) ss.
March 19, 1982.

Personally appeared the above-named CHARLES BACCHI and JUDY BACCHI, husband and wife, copartners in BRUSH CREEK COMPANY, a copartnership, and CHARLES BACCHI, individually, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:



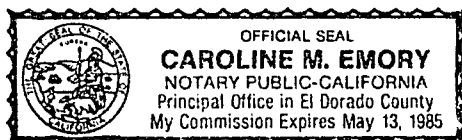
Caroline M. Emory
Notary Public for ~~Oregon~~ California
My Commission Expires:

7566

STATE OF CALIFORNIA, County of El Dorado.) ss
March 18, 1982.

Personally appeared the above-named HENRY F. BACCHI, as a copartner in BRUSH CREEK COMPANY, a copartnership, and HENRY F. BACCHI, individually, and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:



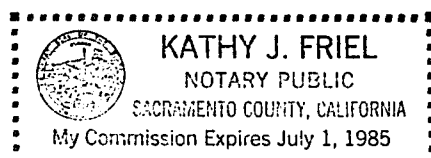
Caroline M. Emory
 Notary Public in and for said County
 and State.

My Commission Expires:

STATE OF CALIFORNIA, County of Sacramento.) ss
March 22, 1982, K98K,

Personally appeared the above-named JAMES BACCHI, as a copartner in BRUSH CREEK COMPANY, a copartnership, and JAMES PIO BACCHI, individually, and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:



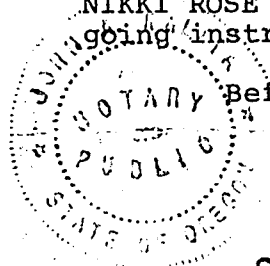
Kathy J. Friel
 Notary Public in and for said County
 and State.

My Commission Expires: 7-1-85

~~STATE OF CALIFORNIA~~ ^{OREGON}, County of Klamath.) ss
April 1, 1982, 1981,

Personally appeared the above-named NIKKI BACCHI BARI, as a copartner in BRUSH CREEK COMPANY, a copartnership, and NIKKI ROSE BACCHI BARI, individually, and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:



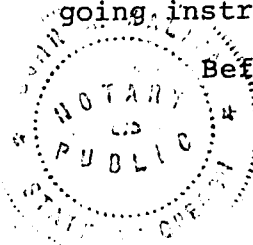
John A. Kalita
 Notary Public for said County and
 State.

My Commission Expires: JULY 16, 1984

~~STATE OF CALIFORNIA~~ ^{OREGON}, County of Klamath.) ss
April 1, 1982, 1982,

Personally appeared the above-named CHERI BACCHI LITTLE, as a copartner in BRUSH CREEK COMPANY, a copartnership, and CHERI BACCHI LITTLE, individually, and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:



John A. Kalita
 Notary Public in and for said County
 and State.

My Commission Expires: JULY 16, 1984

7567

EXHIBIT A

A parcel of land situated in Government Lots 20, 21, 22 and 25 of Section 6, T.34S., R.7½E., W.M. Said parcel is more particularly described as "Parcel 2" in that Deed recorded October 2, 1980 in Book M80 of Deeds at Pages 19107 through 19111 of Klamath County Records. Said facilities to be installed along and adjacent to a Northwesterly-Southeasterly roadway, as it exists, located in the Northerly and Easterly portions of said parcel.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record .

this 15 day of June A.D. 1982 at 3:17 o'clock p.m., and
duly recorded in Vol. M 82, of Deeds on Page 7564

Fee \$16.00

EV. LYN BIEHN, County Clerk

By Joyce McQuinn

Return:

Montgomery Dulling Co.
P.O. Box 2508
Lakewood, CA 93303