

50040

RIGHT OF WAY EASEMENT

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MELVIN S. SPEARS, as Trustee of the ELIZABETH ROBIN WEINBERG TRUST created on August 12, 1971 of Beverly Hills, California (Grantor), for good and valuable consideration, hereby grants to PACIFICORP, a Maine corporation, doing business as PACIFIC POWER & LIGHT COMPANY, its successors and assigns (Grantee), an easement for a right of way 50 feet in width for electric transmission and distribution lines 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:

A strip of land 50 feet wide, 25 feet left and right of the following described centerline located in the South Half of the Southeast Quarter of Section 5, Township 39 South, Range 9 East, W.M.:

Beginning at a point on the north-south center-of-section line of said Section 5 from which the south quarter corner of said Section bears South 01° 28' 10" West 345 feet;
thence South 44° 28' 30" East 365 feet;
thence North 89° 48' 05" East 115 feet.

as more particularly described on attached Exhibit A by this reference made a part hereof.

The within grant shall include: the right to place all or any part of such lines underground; 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 lines; the right to construct, reconstruct, operate, maintain, replace, enlarge, repair and remove any of said facilities; the right in the future to construct, reconstruct, operate, maintain and remove

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additional lines, wires and all necessary or desirable poles, structures and appurtenances thereto, 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 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 15 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 and other purposes not inconsistent with said easement.

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

EXECUTED this 14th day of June, 1985.

MELVIN S. SPEARS, as Trustee of the
ELIZABETH ROBIN WEINBERG Trust

Melvin S. Spears

STATE OF CALIFORNIA)
County of Los Angeles) ss.

9261

On this day personally appeared before me the above named MELVIN S. SPEARS, as Trustee of the ELIZABETH ROBIN WEINBERG Trust, known to me to be the identical person who subscribed the within instrument, and acknowledged that he freely executed the same as his voluntary act and deed.

June Given under my hand and official seal this 14th day of 1985.



E. Sheila Brant
Notary Public for California
Residing at Los Angeles, Ca.
My Commission Expires: 12/14/85

SEND TO:
C. SCOTT
P. O. BOX 728
KLAMATH FALLS, OR 97601

9262

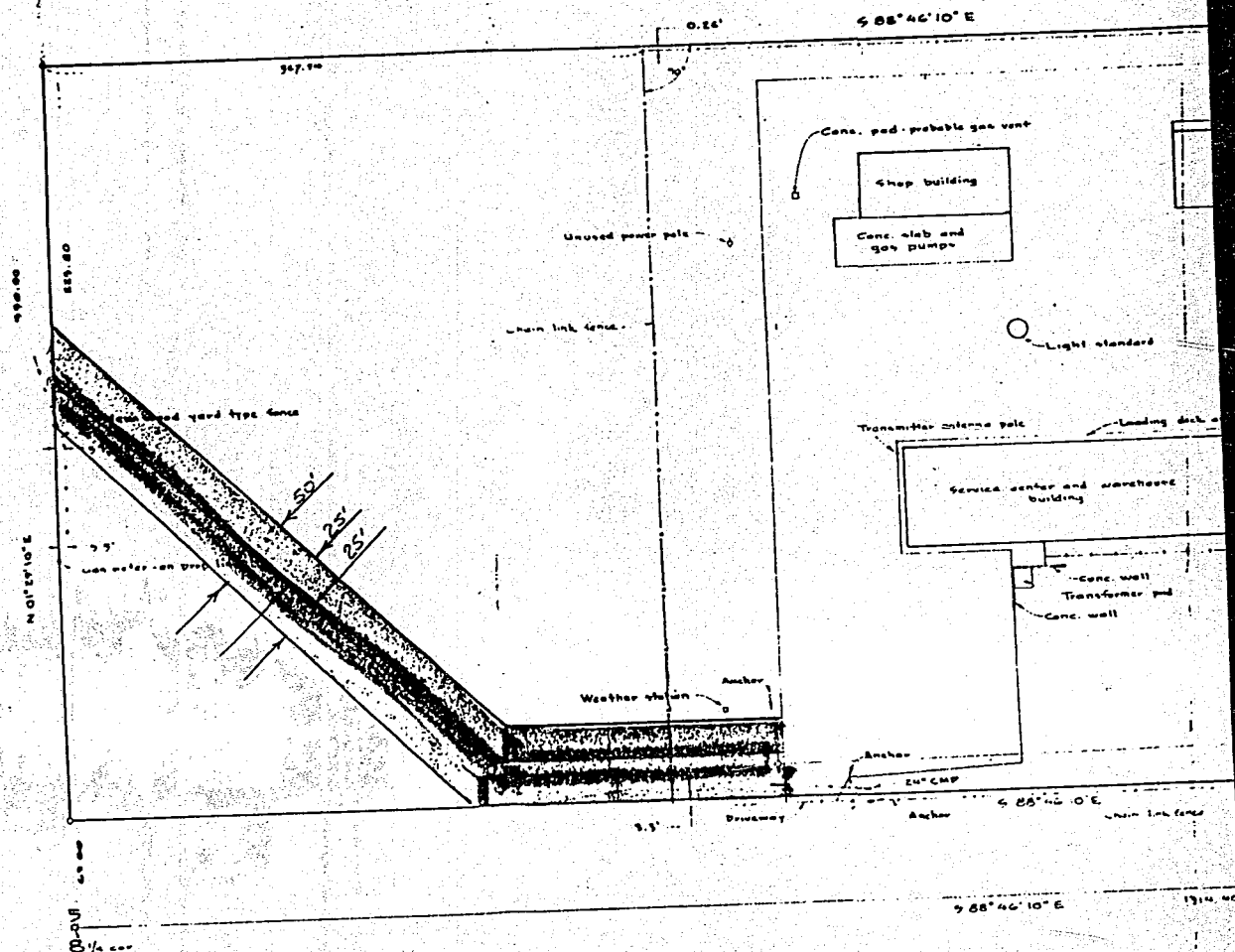
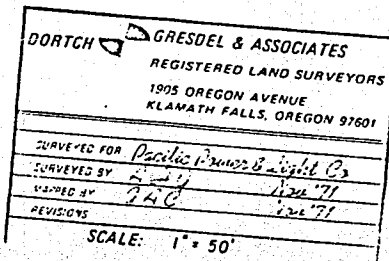


EXHIBIT A

9264

Scale: 1" = 50'



STATE OF OREGON: COUNTY OF KLAMATH:ss
I hereby certify that the within
record on the

and duly recorded in Vol. 185 of June A.D., 1985 at 10.57 and filed for

Deeds _____ 10:57 _____ o'clock A M,
_____ on page 9259

Fee: \$ 25.00

EVELYN BIEHN, COUNTY CLERK

by: William J. Smith, Deputy

REDUCED
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