

Parcel # OR-KL-0036
Permit # 95-19
M.P. # 524.2
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CONSENT TO COMMON USE

THIS AGREEMENT, entered into this 1st day of April, 1996 by and between PACIFIC GAS TRANSMISSION COMPANY, hereinafter called "Pacific", and United States of America, hereinafter called "Applicant".

WITNESSETH

WHEREAS Pacific has possession of a right-of-way for its natural gas pipelines in the County of Klamath, State of Oregon, described as follows:

A strip of land 100 feet in length and 66 feet in width and across a portion of the Southwest Quarter of the Southwest Quarter (SW 1/4 S/W1/4) of Section 7, Township 28 South Range 8 East of the Willamette Meridian.

Said right-of-way was granted to Pacific by that certain document dated September 12, 1960 and recorded September 30, 1996 in Vol. 324, at Page 295 of Deed Records of the Official Records of Klamath County, Oregon.

WHEREAS the United States of America has an interest in the real property by virtue of a right-of-way easement deed dated July 14, 1995, and recorded October 16, 1995, in Volume M95, Page 28190, in the records of Klamath County, Oregon, said portion being shown on the drawing attached hereto and hereby made a part hereof and being hereinafter called "area of common use", for the following purpose:

The use of an existing road.

Pacific hereby consents to the use of Applicant of said area of common use for the purposes hereinabove set forth, subject to the following terms and conditions:

1. Applicant shall obtain all necessary rights from owners of the lands crossed by Pacific's right-of-way in the event Applicant does not own said lands and rights.
2. Applicant shall use said area of common use in such a manner as will not interfere with Pacific's use thereof, endanger Pacific's facilities installed therein, or create an infraction of any statute, ordinance, rule, or regulation applicable to the operation and maintenance of Pacific's facilities installed in said area of common use or Applicant's use of said area of common use.

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3. Applicant shall use said area of common use at its sole risk and expense.
4. Except as expressly set forth herein, this agreement shall not alter, modify, or terminate Pacific's right to use said areas of common use for all of the purposes for which said right was acquired. Applicant acknowledges the priority of Pacific's right over the right of Applicant to use said area of common use pursuant to this agreement.
5. Nothing herein contained shall be construed to obligate the Forest Service beyond the extent of available funds allocated or programmed for this work, or contrary to applicable laws, rules, and regulations.

This agreement shall inure to the benefit of and be binding upon the heirs, successors, and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties have hereto caused this agreement to be executed in duplicate by their respective officials thereunto duly authorized.

UNITED STATES OF AMERICA

PACIFIC GAS TRANSMISSION COMPANY

By:

Bob Cartaneda

By:

W.G. Thomas

W.G. Thomas

Director of Land

Title:

WINEMA FOREST SUPERVISER

RETURN TO:

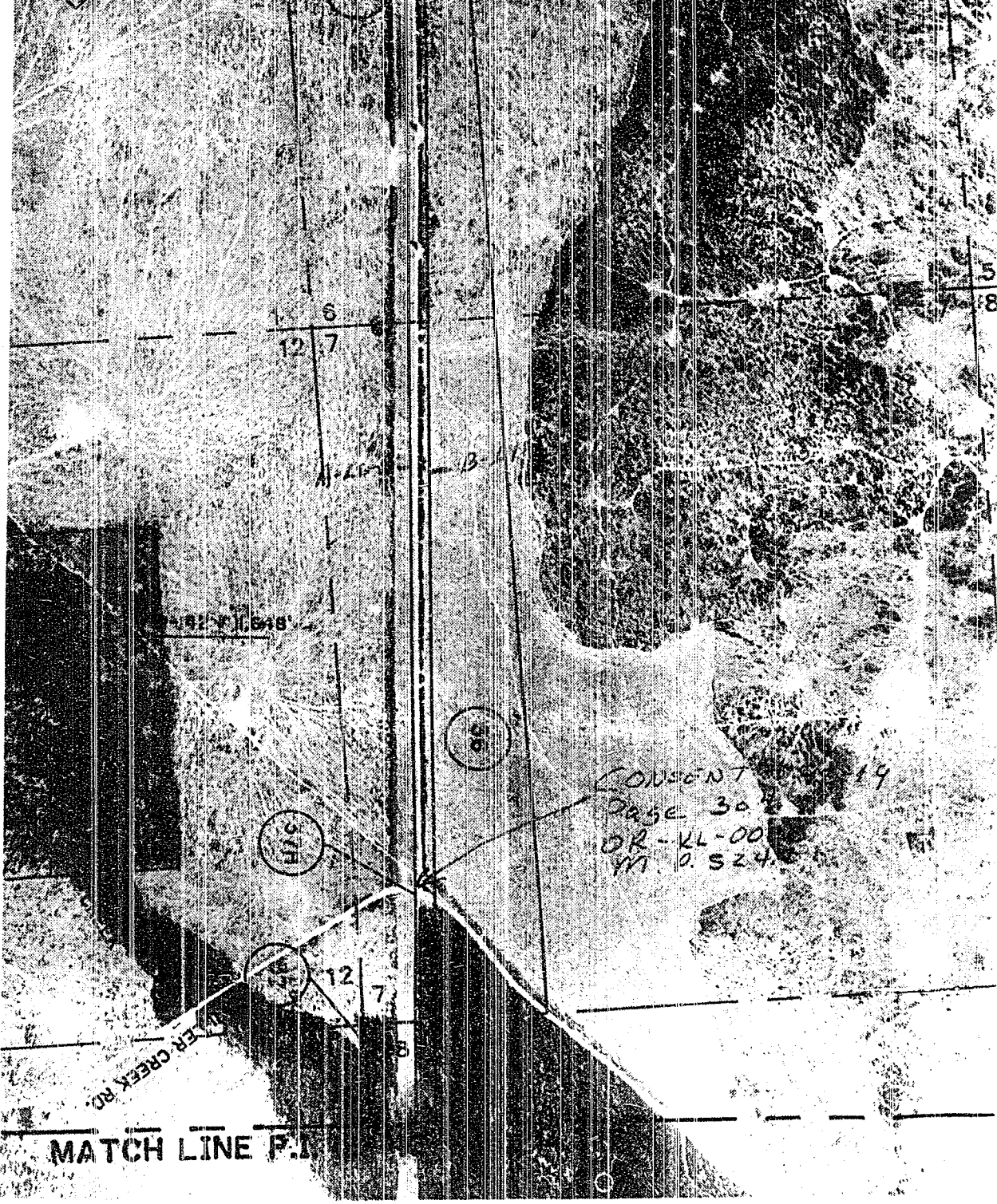
Carol A. Rogers

Winema NF

2819 Dahlia St.

Klamath Falls, Or 97601

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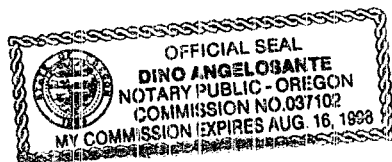
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ACKNOWLEDGMENT

State of Oregon)
) ss
 County of Multnomah)

On this 1st day of April, 1996, before me the undersigned, a notary public in and for said County and State, personally appeared Wil Thomas and _____ known to me to be the Director & Land and _____ of Pacific Gas Transmission Co., the corporation that executed the within instrument, known to me to be the persons who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument pursuant to its bylaws or a resolution of its Board of Directors.

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



Dino Angelosante
 Notary Public for the State
 of Oregon, Residing
 at Lake Oswego
 My Commission Expires 8-16-1998

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Winema National Forest the 30th day
 of April A.D., 1996 at 9:19 o'clock A M., and duly recorded in Vol. M96
 of Deeds on Page 12030

FEE \$25.00

By Bernetha G. Letsch, County Clerk
Cherry Russell

ORIGINAL

PO Box 833
Williams, CA 95987

COUNTY of SUTTER

HEALTH DEPARTMENT
YUBA CITY, CALIFORNIA 95991

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STATE FILE NUMBER		CERTIFICATE OF DEATH		3-95-51-000049	
STATE OF CALIFORNIA		VITAL RECORDS SECTION		LOCAL REGISTRATION NUMBER	
1. NAME OF DECEASED—FIRST (GIVEN)		2. MIDDLE		3. LAST (FAMILY)	
Clarence		Truman		Jennings	
4. DATE OF BIRTH MM/DD/CCYY		5. AGE YRS.		6. SEX	
11/06/1918		76		M	
9. STATE OF BIRTH		10. SOCIAL SECURITY NO.		7. DATE OF DEATH MM/DD/CCYY	
MO		493-07-1287		02/03/1995	
11. RACE		12. MARITAL STATUS		13. EDUCATION—YEARS COMPLETED	
White		Married		12	
14. OCCUPATION		15. USUAL EMPLOYER		16. USUAL EMPLOYER	
Proprietor		Self		Self	
17. RESIDENCE—STREET AND NUMBER OR LOCATION		18. YEARS IN OCCUPATION		19. YEARS IN OCCUPATION	
220 8th St.		10		10	
20. CITY		21. COUNTY		22. ZIP CODE	
Williams		Colusa		95987	
23. NAME OF DECEASED—LAST		24. YEAR IN COUNTY		25. STATE OR FOREIGN COUNTRY	
Williams		29		CA	
26. NAME OF SURVIVOR—FIRST		27. MARITAL ADDRESS (STREET AND NUMBER OR RURAL ROUTE NUMBER, CITY OR TOWN, STATE, ZIP)		28. LAST DISEASE	
Marguerite Jennings - Wife		P.O. Box 833, Williams, CA 95987		Marguerite	
29. NAME OF SURVIVOR—LAST		30. LAST DISEASE		31. LAST DISEASE	
Marguerite		Marguerite		Marguerite	
32. NAME OF FATHER—FIRST		33. NAME OF FATHER—LAST		34. NAME OF FATHER—LAST	
William		Virgil		Jennings	
35. NAME OF MOTHER—FIRST		36. NAME OF MOTHER—LAST		37. NAME OF MOTHER—LAST	
Frances		Margaret		Moore	
38. DATE OF BIRTH MM/DD/CCYY		39. PLACE OF BIRTH		40. PLACE OF BIRTH	
02/08/1995		Williams Cemetery, Williams, CA		Williams Cemetery, Williams, CA	
41. TYPE OF DEATH		42. SIGNATURE OF REGISTRAR		43. LICENSE NO.	
BU		D. H. Beard, MD		7599	
44. NAME OF FUNERAL DIRECTOR		45. LICENSE NO.		46. DATE OF DEATH MM/DD/CCYY	
McNary-Moore Funeral Service		FD-410		02/06/1995	
47. PLACE OF DEATH		48. HOSPITAL		49. COUNTY	
Fremont Medical Center		Sutter		Sutter	
50. STREET ADDRESS—STREET AND NUMBER OR LOCATION		51. CITY		52. COUNTY	
970 Plumas St.		Yuba City		Yuba City	
53. DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR A, B, C, AND D)		54. DEATH REPORTED TO CORONER		55. DEATH REPORTED TO CORONER	
(A) Chronic Renal Failure		5 yrs.		RCO-042-95	
(B) Diabetic Nephropathy		5 yrs.		RCO-042-95	
(C)					
(D)					
56. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE OF DEATH		57. SIGNATURE AND TITLE OF CERTIFIER		58. LICENSE NO.	
Diabetes		Robert E. Polhemus		G034246	
Coronary Artery Disease		119. TYPE ATTENDING PHYSICIAN'S NAME, ADDRESS, AND ZIP		120. DATE MM/DD/CCYY	
121. SIGNATURE AND TITLE OF CERTIFIER		122. LICENSE NO.		123. DATE MM/DD/CCYY	
Robert E. Polhemus		G034246		02/06/1995	
124. SIGNATURE AND TITLE OF CERTIFIER		125. LICENSE NO.		126. DATE MM/DD/CCYY	
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