

Return to: Pacific Power
1950 Mallard Ln
Klamath Falls, OR 97601

CC#: 11176 WO#: 02244419

RIGHT OF WAY EASEMENT

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03 JUN 7 PM 2:35

For value received, Bernard L. Simonsen and Rhea E. Simonsen, ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), an easement for a right of way 5 feet in width and 25 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchor, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over or under the surface of the real property of Grantor in Klamath County, State of Oregon, more particularly described as follows and as more particularly described and/or shown on Exhibit(s) A & B attached hereto and by this reference made a part hereof:

Together with the right of access to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefor) the future right to keep the right of way and adjacent lands clear of all brush, trees, timber, structures, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place, use or permit any equipment or material of any kind that exceeds twelve (12) feet in height, light any fires, place or store any flammable materials (other than agricultural crops), on or within the boundaries of the right of way. Subject to the foregoing limitations, the surface of the right of way may be used for agricultural crops and other purposes not inconsistent, as determined by Grantee, with the purposes for which this easement has been granted.

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns.

DATED this 27 day of June, 2003.

Bernard L. Simonsen
Grantor(s) Bernard L. Simonsen

Rhea E. Simonsen
Grantor(s) Rhea E. Simonsen

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon

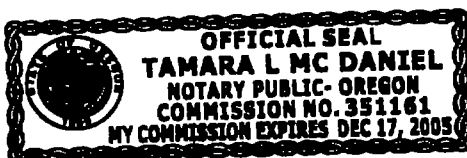
County of Klamath ss.

This instrument was acknowledged before me on this 27 day of June, 2003, by
Bernard L. Simonsen & Rhea Ellen Simonsen

Tamara L. McDaniel

Notary Public
My commission expires: 12/17/05

State of Oregon, County of Klamath
Recorded 10/07/03 2:35 p. m
Vol M03 Pg 74942-45
Linda Smith, County Clerk
Fee \$ 36 # of Pgs 4



#01038448
WARRANTY DEEDVol. ma Page 12955

74943

AFTER RECORDING RETURN TO:
SIMONSEN FAMILY TRUST DATED 3-20-86
9390 Hwy 140 East
Klamath Falls, OR 97603

UNTIL A CHANGE IS REQUESTED ALL TAX
STATEMENTS TO THE FOLLOWING ADDRESS:
SAME AS ABOVE

TERRY D. SHERRILL and JANET R. SHERRILL, husband and wife,
hereinafter called GRANTOR(S), convey(s) to BERNARD L. SIMONSEN
AND RHEA E. SIMONSEN, TRES SIMONSEN FAMILY TRUST DATED 3-20-86,
hereinafter called GRANTEE(S), all that real property situated
in the County of Klamath, State of Oregon, described as:

SEE LEGAL DESCRIPTION MARKED EXHIBIT "A" ATTACHED HERETO AND BY
THIS REFERENCE MADE A PART HEREOF AS THOUGH FULLY SET FORTH
HEREIN.

"THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN
THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND
REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE
PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE
APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY
APPROVED USES."

and covenant(s) that grantor is the owner of the above described
property free of all encumbrances except covenants, conditions,
restrictions, reservations, rights, rights of way and easements
of record, if any, and apparent upon the land,

and will warrant and defend the same against all persons who may
lawfully claim the same, except as shown above.

The true and actual consideration for this transfer is
\$555,000.00.

In construing this deed and where the context so requires, the
singular includes the plural.

IN WITNESS WHEREOF, the grantor has executed this instrument
this 8th day of June, 1992.

Terry D. Sherrill
TERRY D. SHERRILL

Janet R. Sherrill
JANET R. SHERRILL

STATE OF OREGON, County of Klamath)ss.

On June 12, 1992, personally appeared the above named TERRY
D. SHERRILL and JANET R. SHERRILL and acknowledged the foregoing
instrument to be their voluntary act and deed.

Before me, Robert J. Addington
Notary Public for Oregon
My Commission Expires: March 22, 1993.

This drawing is preliminary and should
be used only as a representation of the
location of the easement being conveyed.
The exact location of all structures, lines
and appurtenances is subject to change.

EXHIBIT A

EXHIBIT "A"

12956

74944

All that portion of the NW 1/4 SW 1/4 of Section 8, Township 39 South, Range 10 East of the Willamette Meridian, in the County of Klamath, State of Oregon, lying Southerly of the Southerly right of way line of State Highway 140, as the same is presently located and constructed, and Easterly of the following described line:

Beginning at a point on the Southerly right of way line of State Highway 140, from which point the quarter section corner common to Sections 5 and 8, Township 39 South, Range 10 East of the Willamette Meridian, bears North 32 degrees 03' 15" East, 3316.9 feet distant; thence South 30 degrees 04' 55" West, 724.50 feet to a point; thence South 531.50 feet, more or less, to a point on the South line of said NW 1/4 SW 1/4 of Section 8.

CODE 162 MAP 3910-SCO TL 500

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Amgen Title Co.
of Idaho A.D. 19 92 at 10:35 o'clock A.M. and duly recorded in Vol. 1524 day
of Deeds on Page 12955
By Evelyn Biehn County Clerk
By [Signature]

FEE \$35.00

EXHIBIT A

This drawing is preliminary and should be used only as a representation of the location of the easement being conveyed. The exact location of all structures, lines and appurtenances is subject to change.

KLAMATH FALLS LAKE HWY. 140 EAST

UG 4/0-QX1#

Hwy Pmt K-368401

CF # 10188

R/W-SIMONSEN

PERMIT C.D.O.T.

*DIP U.G. SRVC.

SET XTMR BAND ON UTBLD.



This drawing is to be used only for location of the ...
The exact loc... and appurtenances

Handwritten notes:
2665
From Sect. B
Tip-385
R-100
W.P.

Legend box:

This drawing is preliminary and should be used only as a representation of the location of the easement being conveyed. The exact location of all structures, lines and appurtenances is subject to change.

EXHIBIT "B"

Foreman		Emp #	Job Start Date		 
CC#	WO# / REQ#	Map String	Job Comp Date		
11176	002244419	01439010.0			1 of 2
CUSTOMER : ENTERPRISE IRRIGATION ADDRESS : HWY 140 E.			Circuit	Post Jobs <input type="checkbox"/> RQT <input type="checkbox"/> Posted <input type="checkbox"/>	EST ID# 12950
			5L45		Print Date 04/29/03
					Scale 1=50'