

'03 OCT 7 PM2:36

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

CC#: 11176 WO#: 02233454

RIGHT OF WAY EASEMENT

For value received, David D. Wilson and Judith A. Wilson, ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), an easement for a right of way 20 feet in width and 300 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, C 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 5 day of May, 2003.

David D. Wilson
Grantor(s) David D. Wilson

Judith A. Wilson
Judith A. Wilson

INDIVIDUAL ACKNOWLEDGMENT

State of Oregon, County of Klamath
Recorded 10/07/03 2:36 p m
Vol M03 Pg 74949-53
Linda Smith, County Clerk
Fee \$ 41.00 # of Pgs 5

STATE OF Oregon)
ss.County of Klamath)This instrument was acknowledged before me on this 5 day of May, 2003, by

David D. Wilson & Judith A. Wilson
Karen Rigo

Notary Public

My commission expires: September 24, 2006

The Earl W. Mack and Dorothea A. Mack Trust

David D. Wilson and Judith A. Wilson

David D. Wilson

Until a change is requested, all tax statements shall be sent to the following address:
David D. Wilson

Escrow No. K53815C
Title No. K-53815-C

Vol m49 Page

15344

74950

K53815

For Records Use

STATUTORY WARRANTY DEED

C. Earl Mack, Trustee, and Marilyn M. McCobb, Successor Trustee, Earl W. Mack and Dorothea A. Mack Trust w/d September 5, 1988, Grantor, conveys and warrants to David D. Wilson and Judith A. Wilson, husband and wife, Grantee, the following described real property:

See legal description marked Exhibit "A" attached hereto and by this reference made a part hereof as though fully set forth herein.

The liability and obligation of the Grantor to Grantee's heirs and assigns under the warranties and covenants contained herein or provided by law shall be limited to the amount, nature and terms of any right of indemnification available to Grantor under any title insurance policy, and Grantor shall have no liability or obligation except to the extent that reimbursement for such liability or obligation is available to Grantor under any such title insurance policy.

The property is free from encumbrances except for those of record.

The true consideration for this conveyance is: \$110,000.00

Dated this 23 day of April, 1999.

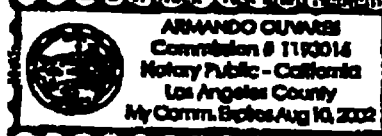
THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATION. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING TO VERIFY APPROVED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

C. Earl Mack
C. Earl Mack, Trustee

Marilyn M. McCobb
Marilyn M. McCobb, Successor Trustee

STATE OF California, County of Los Angeles

This instrument was acknowledged before me on April 23, 1999, by C. Earl Mack, Trustee, Earl V. Mack and Dorothea A. Mack Trust w/d September 5, 1988.



Armando Chavez
Notary Public for California
My commission expires: Aug 10 2002

STATE OF OREGON, County of Multnomah.

This instrument was acknowledged before me on April 21, 1999, by Marilyn M. McCobb, Successor Trustee, Earl V. Mack and Dorothea A. Mack Trust w/d September 5, 1988.



Don Wilson
Notary Public for Oregon
My commission expires: Nov. 1, 1999

"Utilities shall have the right to install, maintain, and operate their equipment above and below ground and all other related facilities within the Public Utility Easements identified on this plat map as may be necessary or desirable in providing utility services within and without the lots identified herein, including the right of access to such facilities and the right to require removal of any obstructions including structures, trees and vegetation that may be placed within the PUE. The utility may require the lot owner to remove all structures within the PUE at the lot owner's expense, or the utility may remove such structures at the lot owner's expense. At no time may any permanent structures be placed within the PUE or any other obstruction which interferes with the use of the PUE without the prior written approval of the utilities with facilities in the PUE."

EXHIBIT A

EXHIBIT A

74951

3907-34-110000
1200
1300
1900

Exhibit A

The West one-half of the Southeast quarter of Section 34, Township 39 South, Range 9 East of the Willamette Meridian, saving and excepting the following parcels:

Parcel One: Beginning on the West right-of-way line of Spring Lake Road at a point which is West 30 feet and North 0°7'48" East, 1365.67 feet from the Southeast corner of the SW ¼ SE ¼ of said Section 34; thence North 0°7'48" East along said right-of-way, 387.56 feet; thence North 89°52'12" West, 40.26 feet to the centerline of USBR C-4(E-5) canal; thence South 17°37'44" West along said center line 260.00 feet; thence along said center line on a 37° curve right, 96.88 feet and a 19°25' curve right, 113.99 feet to a point of tangency; thence along said center line South 75°38'44" West, 52.01 feet; thence South 89°52'12" East, 328.32 feet to the point of beginning.

Parcel Two: Beginning at a 5/8" x 30" iron pin marking the southeast corner of the SW ¼ SE ¼ of said Section 34; thence North 00°07'48" East along the East line of the W ¼ SE ¼ of said Section 34, said line being the centerline of the County Road, a distance of 259.87 feet to the true point of beginning of this description; thence continuing North 00°07'48" East along the East line of the W ¼ SE ¼ of said Section 34 and the centerline of the County Road a distance of 1126.00 feet; thence North 89°52'12" West at right angles to said line a distance of 30.00 feet to a 5/8" x 30" iron pin on the Westerly right of way line of said County Road; thence continuing North 89°51'12" West a distance of 218.32 feet to a 5/8" x 30" iron pin; thence continuing North 89°52'12" West a distance of 106.00 feet to the centerline of the USBR c-4 canal; thence Southerly and Westerly along the centerline of said irrigation canal to a point that is North 89°26'49" East a distance of 982.02 feet from the true point of beginning of this description; thence South 89°26'49" East a distance of 62.00 feet to the Northwest corner of that tract of land described in Deed Volume 299, page 209, Klamath County Deed Records; thence continuing South 89°26'49" East along the North line of said tract of land a distance of 900.02 feet to the Northeast corner thereof, said point being on the Westerly right-of-way line of the County Road; thence continuing South 89°26'49" East a distance of 30.00 feet to the true point of beginning.

Parcel Three: Beginning at a 5/8" x 30" iron pin marking the Southeast corner of the SW ¼ SE ¼ of said Section 34; thence North 00°07'48" East along the East line of W ¼ SE ¼ of said Section 34, said line being the centerline of the County Road, a distance of 259.87 feet to a point; thence North 89°52'12" West a distance of 30.00 feet to 5/8" x 30" iron pin on the Westerly right of way line of said County Road to the true point of beginning; thence North 00°07'48" East along the West line of the County Road a distance of 240 feet; thence North 89°51'12" West a distance of 800.5 feet, more or less to the centerline of the U.S.B.R. c-4 Canal; thence Southerly and Westerly along the centerline of said irrigation canal to a point that is North 89°26'49" West a distance of 982.02 feet from the true point of beginning of this description; thence South 89°26'49" East a distance of 62.00 feet to the Northwest corner of that tract of land described in Deed Volume 299 at page 209; thence continuing South 89°26'49" East along the North line of said tract of land a distance of 900.02 feet to the true point of beginning.

Parcel Four: Beginning at the Southwest corner of the SE ¼ SE ¼ of Section 34, Township 39 South, Range 9 E.W.M., and running thence West 30 feet to a point, thence North 30 feet to the true point of beginning; thence West 900 feet; thence North a distance of 240 feet; thence Easterly 900 feet, more or less, to a point 230 feet North of the point of beginning; thence South 230 feet to said true point of beginning.

"Utilities shall have the right to install, maintain, and operate their equipment above and below ground and all other related facilities within the Public Utility Easements identified on this plat map as may be necessary or desirable in providing utility services within and without the lots identified herein, including the right of access to such facilities and the right to require removal of any obstructions including structures, trees and vegetation that may be placed within the PUE. The utility may require the lot owner to remove all structures within the PUE at the lot owner's expense, or the utility may remove such structures at the lot owner's expense. At no time may any permanent structures be placed within the PUE or any other obstruction which interferes with the use of the PUE without the prior written approval of the utilities with facilities in the PUE."

EXHIBIT "B"

IT "B"

74952

The Southwest quarter of Section 34, Township 39 South, Range Nine East of the Willamette Meridian, saving and excepting the Westerly 467 feet thereof, and the following described parcels:

Parcel One: Beginning at a point on the South line of said Section 34, said point lying South $89^{\circ}13'52''$ East a distance of 467.00 feet from the Southwest corner thereof, said point also lying on the centerline of the existing County road; thence North $0^{\circ}40'15''$ East a distance of 2646.67 feet, to a point on the North line of said Southwest quarter; thence South $89^{\circ}17'31''$ East, along the North line thereof, a distance of 999.50 feet; thence South $0^{\circ}40'36''$ West, a distance of 1044.81 feet; thence South $89^{\circ}18'43''$ East, a distance of 510.50 feet; thence South $0^{\circ}40'05''$ West, a distance of 1603.86 feet, to a point on the South line of said Section 34 and centerline of said County road; thence North $89^{\circ}13'52''$ West, along said line a distance of 1510.00 feet to the point of beginning.

Parcel Two: Commencing at the section corner common to Sections 33 and 34 of Township 39 South, Range 9 East of the Willamette Meridian, and Sections 3 and 4 of Township 40 South, Range 9 East of the Willamette Meridian, and running thence North $89^{\circ}54'05''$ East along the South line of said Section 4, 1977.00 feet to a point; thence North $0^{\circ}05'25''$ West 30.00 feet to the true point of beginning, said true point of beginning being on the Northerly right of way line of Midland Road; from said true point of beginning thence North $0^{\circ}05'25''$ West 1400.00 feet to a point; thence South $37^{\circ}36'30''$ East 542.20 feet to a point; thence South $0^{\circ}04'55''$ East 970.00 feet to a point on the Northerly right-of-way line of said Midland Road; thence South $89^{\circ}54'05''$ West along said right-of-way line, 330.00 feet to the true point of beginning.

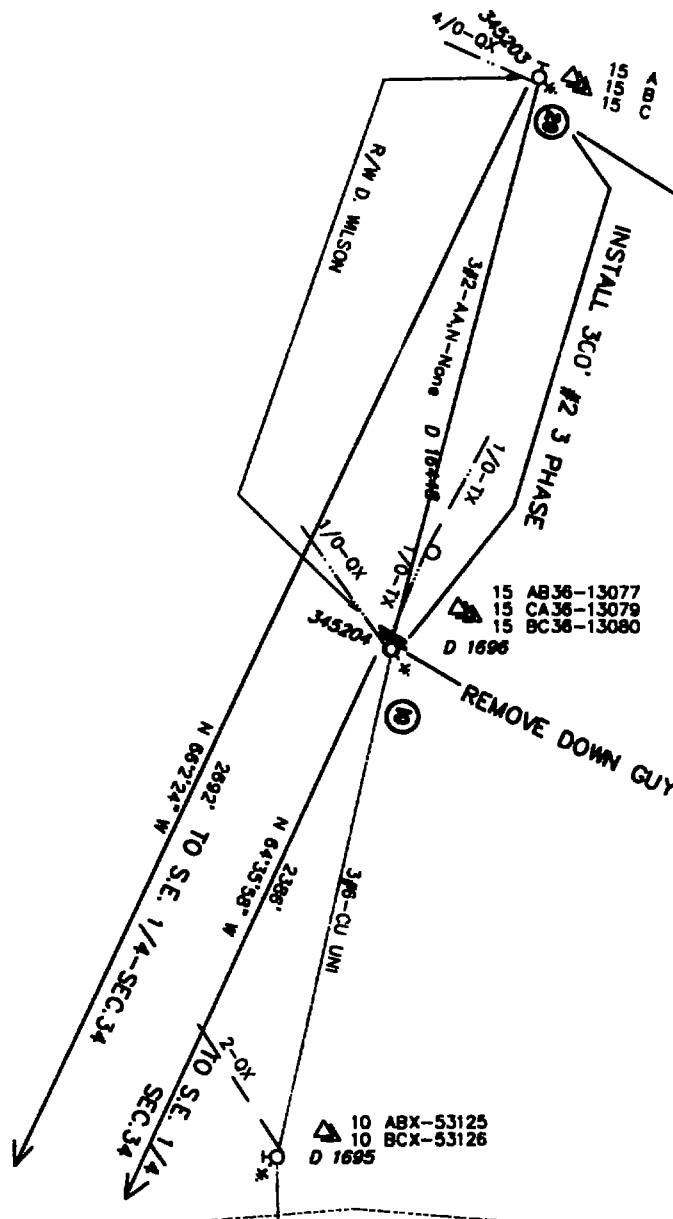
Further excepting any portions lying within any roads or highways.

EXHIBIT "B"

"Utilities shall have the right to install, maintain, and operate their equipment above and below ground and all other related facilities within the Public Utility Easements identified on this plat map as may be necessary or desirable in providing utility services within and without the lots identified herein, including the right of access to such facilities and the right to require removal of any obstructions including structures, trees and vegetation that may be placed within the PUE. The utility may require the lot owner to remove all structures within the PUE at the lot owner's expense, or the utility may remove such structures at the lot owner's expense. At no time may any permanent structures be placed within the PUE or any other obstruction which interferes with the use of the PUE without the prior written approval of the utilities with facilities in the PUE."

74953

EXHIBIT "C"



INSTALL 45' DEAD END POLE
 3-15KVA 12000-277/480 XFMRs
 ANCHOR, AND 25' 4/0 OVRD SERVICE

"Utilities shall have the right to install, maintain, and operate their equipment above and below ground and all other related facilities within the Public Utility Easements identified on this plat map as may be necessary or desirable in providing utility services within and without the lots identified herein, including the right of access to such facilities and the right to require removal of any obstructions including structures, trees and vegetation that may be placed within the PUE. The utility may require the lot owner to remove all structures within the PUE at the lot owner's expense, or the utility may remove such structures at the lot owner's expense. At no time may any permanent structures be placed within the PUE or any other obstruction which interferes with the use of the PUE without the prior written approval of the utility."

Foreman		Emp #	Job Start Date		 PACIFICORP
CC#	WO# / REQ#	Map String	Job Comp Date		
11176	002233454	01439009.0			1 of 2
CUSTOMER : DAVID WILSON ADDRESS : 10714 SPRINGLAKE RD.			Circuit 5L59	Post Jobs ☐ RCM ☐ Posted ☐	EST ID# 12950 Print Date 04/09/03 Scale 1=100'