

03 NOV 4 PM 12:24

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

CC#: 11176 WO#: 02232040

**RIGHT OF WAY EASEMENT**

For value received, John T. Garee and Jann Garee, ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), an easement for a right of way 10 feet in width and 416 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: 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 6 day of 5, 2003

John T. Garee  
Grantor(s) John T. Garee

Jann Garee  
Jann Garee

**INDIVIDUAL ACKNOWLEDGMENT**STATE OF OregonCounty of Klamath ss.

This instrument was acknowledged before me on this 6 day of April, 2003, by  
John T. Garee & Jann Garee

Jenny J. Pearson  
Notary Public

My commission expires: Sept 22, 03

State of Oregon, County of Klamath  
Recorded 11/04/03 12:24 p.m.  
Vol M03 Pg 82038-41  
Linda Smith, County Clerk  
Fee \$ 36.00 # of Pgs 4

MTS 58529-1K2

THIS SPACE RESERVED FOR RECORDER'S USE



After recording return to:

JOHN T. GARRER  
8402 MC LAUGHLIN LANE  
KLAMATH FALLS, OR 97601

Until a change is requested all  
 tax statements shall be sent to  
 the following address:

JOHN T. GARRER  
8402 MC LAUGHLIN LANE  
KLAMATH FALLS, OR 97601

Escrow No. MTS5529-K2

Title No. \_\_\_\_\_

Vol M02 Page 57840

State of Oregon, County of Klamath

Recorded 10/09/2002 3:01 p.m.

Vol M02, Pg 57840-41

Linda Smith, County Clerk

Fee \$ 26.00 # of Pgs 2

02 OCT 9 4:50:01

## WARRANTY DEED

EXHIBIT A

CHAD M. RODRIGUES and SUZETTE L. RODRIGUES, as tenants by the entirety,  
 Grantor(s) hereby grant, bargain, sell, warrant and convey to:  
 JOHN T. GARRER and JANN GARRER, as tenants by the entirety  
 Grantee(s) and grantee's heirs, successors and assigns the following described  
 real property, free of encumbrances except as specifically set forth herein in  
 the County of Klamath and State of Oregon, to wit:

EXHIBIT A  
LEGAL DESCRIPTION

A tract of land in Lot 2, "PLAT OF JUNCTION ACRES," according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, situated in the NW 1/4 SW 1/4 of Section 6 and the NW 1/4 NE 1/4 of Section 7, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at the Southwest corner of Parcel 1, of said land Partition, from which the N1/16 corner on the North line of said Section 7 bears North 46 degrees 57' 28" East 639.56 feet; thence South 89 degrees 54' 00" East 472.77 feet to the Southwest corner of said Lot 2, thence North 80 degrees 01' 00" East 440.50 feet to the Northwest corner of said Lot 2, thence North 88 degrees 51' 00" East along the North line of said Lot 2, 460.89 feet to the Northwest corner of Parcel 1, thence South 16 degrees 56' 00" East 189.09 feet; thence South 14 degrees 01' 33" East 152.02 feet; thence South 40 degrees 39' 30" East 158.90 feet to the point of beginning with bearings based on recorded survey M. 4824. Together with the following described parcel: A tract of land being a portion of Parcel 1 of "Minor Land Partition 7-89" situated in the NW1/4 NE1/4 of Section 7, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a point on the line common to said Parcels 1 and 2 from which the East 1/16 corner common to Section 6 and said Section 7 bears North 57 degrees 44' 35" East 645.94 feet; thence along the line common to said Parcels 1 and 2, North 40 degrees 39' 30" East 37.92 feet, North 14 degrees 01' 33" East 152.02 feet, and North 16 degrees 56' 00" East 71.99 feet; thence leaving said common line South 64 degrees 53' 00" East 26.94 feet; thence South 13 degrees 49' 33" West 240.70 feet to the point of beginning.

KEY #885151

ACCT #3910-007A0-00305

SUBJECT TO: all those items of record and those apparent upon the land, if any, as of the date of this deed and those shown below, if any;  
 and the grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration for this conveyance is \$ 63,000.00.

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 TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Dated this 3 day of October, 2002.

(4) COO, M. P. 2  
CHAD M. RODRIGUES  
SUZETTE L. RODRIGUES

State of ~~Oregon~~ <sup>Colorado</sup>  
County of ~~Kiowa~~ <sup>Douglas</sup>

57841 82040

This instrument was acknowledged before me on October 3, 2002 by CHAD  
M. RODRIGUEZ & SUSAN L. RODRIGUEZ.



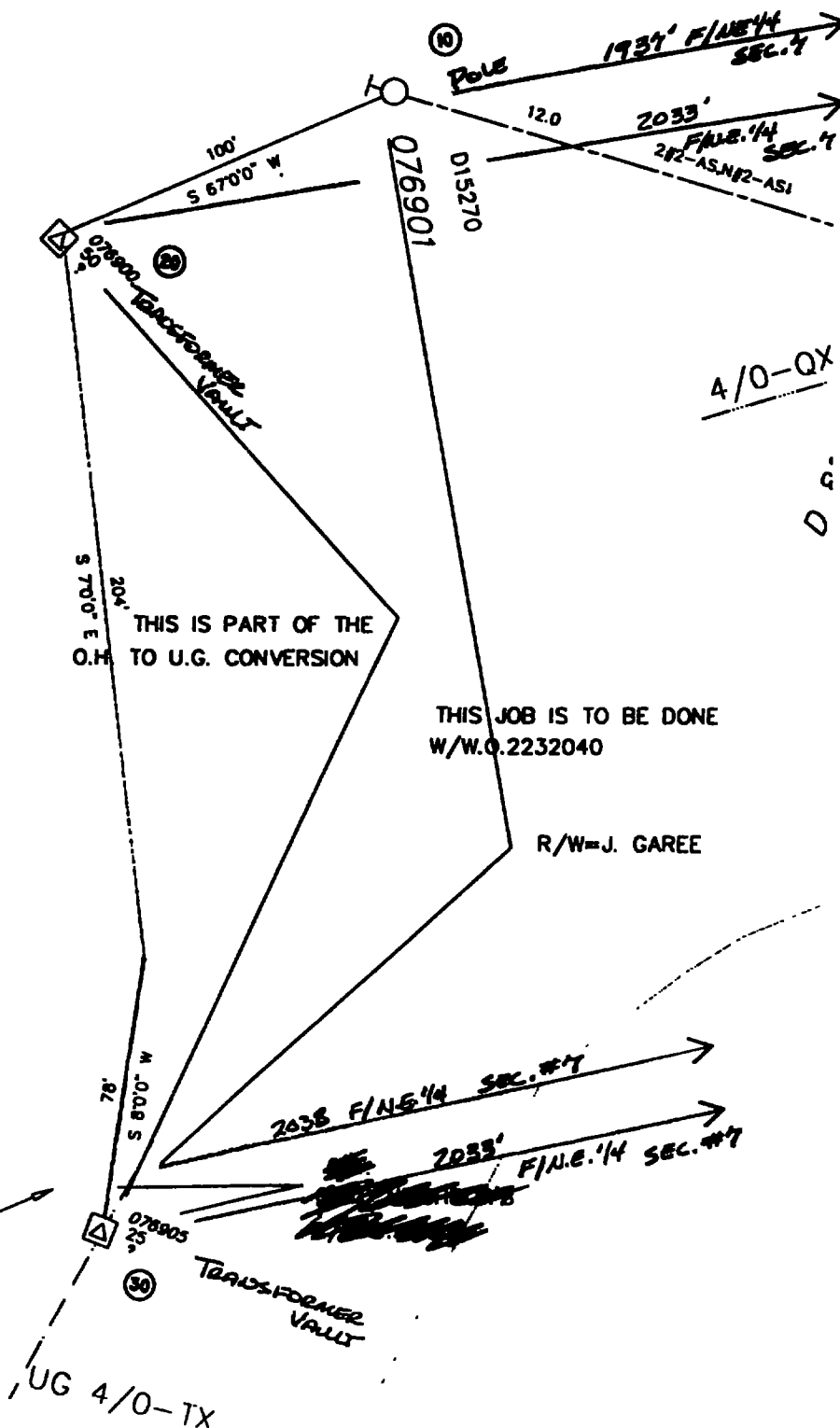
Jo Ann Byrne  
(Notary Public for Oregon)  
My commission expires \_\_\_\_\_

My Commission Expires  
03/06/2004

**EXHIBIT A**



This document contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is the policy of the Department of Justice to make all information available to the public unless it is determined that disclosure would be harmful to the national defense, the national security, or the national interest. It is the policy of the Department of Justice to make all information available to the public unless it is determined that disclosure would be harmful to the national defense, the national security, or the national interest.

# EXHIBIT "B"



J. &amp; R. Larson

9-1088

Foreman		Emp #	Job Start Date		 		
CC#	WO# / REQ#	Map String	Job Comp Date				
11176	02232040A	01439010.0			1 OF 1		
CUSTOMER : JOHN GAREE—PAGE 2 ADDRESS : 3006 1/2 VALE RD.—K.F.			Circuit 5L45	Post Jobs <input type="checkbox"/> RON <input type="checkbox"/> Posted <input type="checkbox"/>	EST ID# 12950	Print Date 03/28/03	Scale 1=50'