

04 MAR 11 PM 1:11

Return to: Pacific Power
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

Vol M04 Page 13985

State of Oregon, County of Klamath
Recorded 03/11/2004 1:12 p m
Vol M04 Pg 13985-87
Linda Smith, County Clerk
Fee \$ 31.00 # of Pgs 3

CC#: 11176 WO#: 02355855

REC 1-20-04

RIGHT OF WAY EASEMENT

For value received, WILLIAM R. AND PATRICIA JUNE MacDonald , ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), an easement for a right of way 20 feet in width and 1,070 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power transmission, 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:

Legal description

Assessor's Map No.M03- 35000

Tax Parcel No. R-3610-01500-02700-00

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 JANUARY, 2004.

William R. MacDonald
William R. MacDonald

Patricia June MacDonald
Patricia June MacDonald

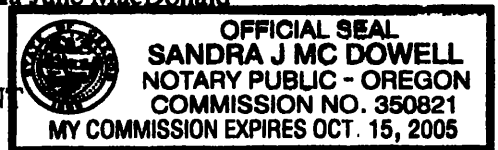
INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon
County of Klamath

ss.

This instrument was acknowledged before me on this 5th day of January 2004

2, by Sandra J McDowell



Notary Public

My commission expires: Oct. 15, 2005

31✓

NOV 23 01:00

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After Recording Return to:
WILLIAM H. MAC DONALD
PATRICIA JUNE MAC DONALD
 24140 Squaw Flat Road
 Sprague River, OR 97639
 Until a change is requested all tax statements
 Shall be sent to the following address:
WILLIAM H. MAC DONALD
PATRICIA JUNE MAC DONALD
 Same as Above

State of Oregon, County of Klamath
 Recorded 05/23/2003 11:00 A PM
 Vol M03 Pg 35000
 Linda Smith, County Clerk
 Fee \$ 21.00 # of Pgs 1

EXHIBIT A

WARRANTY DEED
 (INDIVIDUAL)

DONALD R. BELL and RACHEL V. BROCKETT-BELL, herein called grantor, convey(s) to **WILLIAM H. MAC DONALD and PATRICIA JUNE MAC DONALD, HUSBAND AND WIFE** all that real property situated in the County of **KLAMATH**, State of Oregon, described as:

That portion of the S 1/2 of the S 1/2 of the SE 1/4 of Section 15, Township 36 South, Range 10 East of the **Willaumette Meridian**, in the County of **Klamath**, State of Oregon, lying West of **Squaw Flat Road**.

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, contracts and/or liens for irrigation and/or drainage

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 **\$125,000.00**.
 (here comply with the requirements of ORS 93.900)

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 May 12, 2003.

Donald R. Bell
DONALD R. BELL

Rachel V. Brockett-Bell
RACHEL V. BROCKETT-BELL

Ms Josephine

STATE OF OREGON, County of **Klamath** ss.

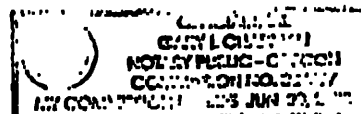
On 5-20-2003 personally appeared the above named **DONALD R. BELL and RACHEL V. BROCKETT-BELL** and acknowledged the foregoing instrument to be Their voluntary act and deed.

This document is filed at the request of:

Aspen
 TITLE & ESCROW, INC.
 525 Main Street
 Klamath Falls, OR 97601
 Order No.: 00056972

Before me: *Gregory A. Chapman*
 Notary Public for Oregon
 My commission expires: 6-23-03

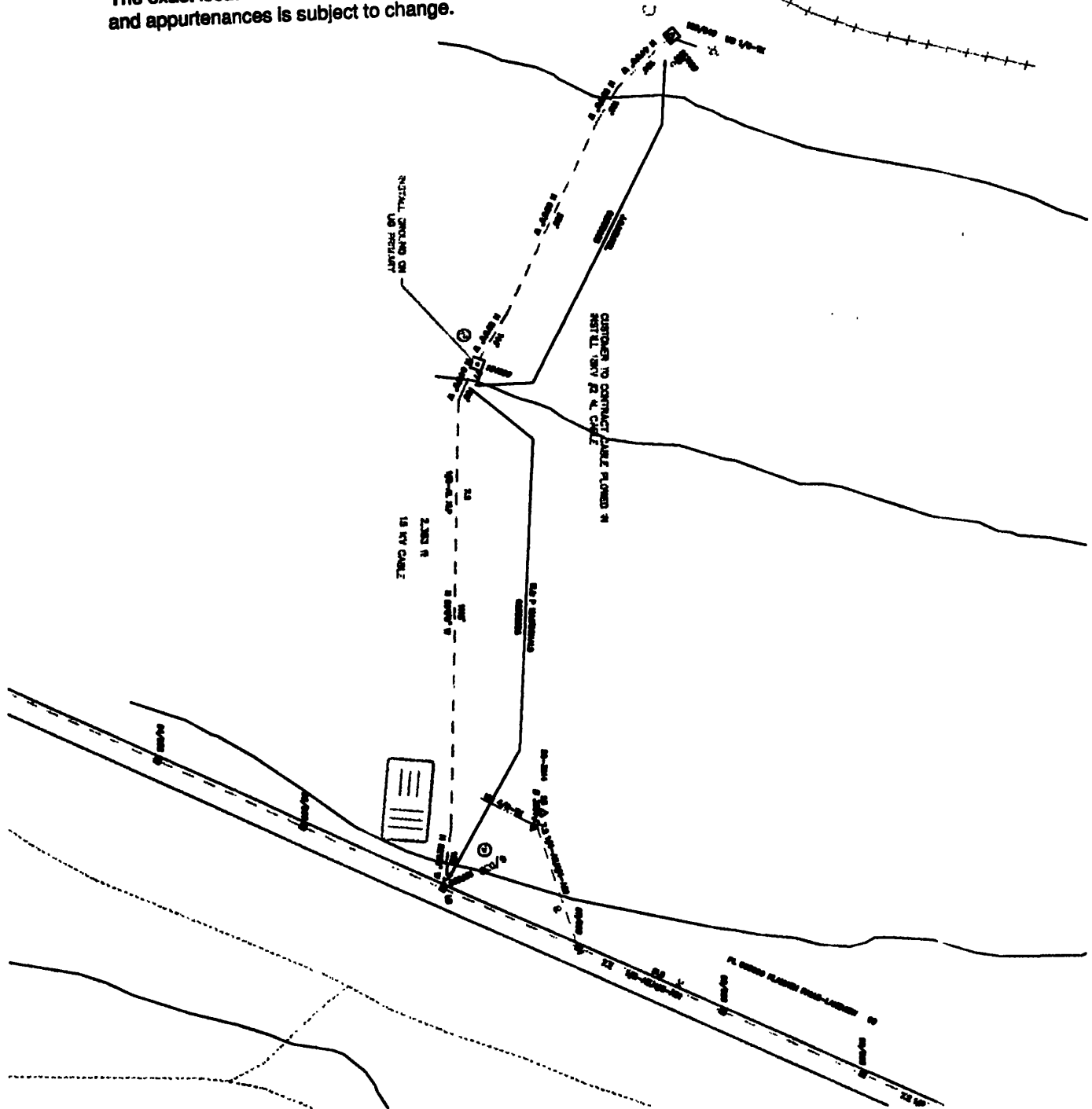
Official Seal




13987

EXHIBIT "B"

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.



Foreman		Emp #	Job Start Date		 PACIFICORP
CC#	WO# / REQ#	Map String	Job Comp Date		
11176	002355855	01436010.0			1 of 1
CUSTOMER : MARGERY BRICK ADDRESS : SQUAW FLAT RD SPRAGUE RIVER			Circuit 5L8	Post Jobs <input type="checkbox"/> RQM <input type="checkbox"/> Posted <input type="checkbox"/>	EST ID# 60177 Print Date 12/12/03 Scale 1=400'