

EASEMENT

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KNOW ALL MEN BY THESE PRESENTS, that the undersigned, **Michael and Erin Stacey** the record owner(s) of the real property located in **Klamath** County, State of Oregon, more particularly described as:

Portion: NE 1/4 of the SW 1/4

Section: 16, **Township:** 28 South, **Range:** 8 East, Willamette Meridian

Tax Lot: 3100 (Bear Flat Rd.)

Tax Map: 280816

for good and valuable consideration below listed, the receipt of which is acknowledged, do hereby grant unto Midstate Electric Cooperative, Inc., an Oregon cooperative corporation (hereinafter called the "Cooperative"), whose post office address is P.O. Box 127, La Pine, Oregon 97739, and to its successors and assigns, the following easement:

A 20-foot wide easement to install, modify and maintain **electrical facilities** along the West boundary line of the following described parcel:

The West 20 feet of the E 1/2, of the NE 1/4, of the NE 1/4, of the SW 1/4, of said Section 16, containing 0.31 acres, more or less;

(over)

**EASEMENT
BETWEEN**

Michael and Erin Stacey
HC 30 BOX 78
Chemult, Or. 97731
AND

Midstate Electric Cooperative, Inc.
P.O. Box 127
La Pine, Oregon 97739

After recording return to:

Midstate Electric Cooperative, Inc.
P.O. Box 127
La Pine, Oregon 97739

STATE OF OREGON,
County of _____ ss.

I certify that the within instrument was received for record on the ___ day of _____, 20___, at o'clock ___ M., and recorded in book/reel/volume No. _____ on page _____ or as fee/file/instrument/microfilm/reception No. _____, Record of _____ of said county. Witness my hand and seal of County affixed.

Name Title
By _____, Deputy

and to lay, construct, operate and maintain an electrical transmission and/or distribution line or system, electrical, cable, telecommunications and other utility facilities on or under the above-described real property and/or in, upon, or under all streets, roads or highways abutting said real property; to inspect and make such repairs, changes, alterations, improvements, removals from, or substitutions and additions to its facilities as Cooperative may from time to time deem advisable, including, by way of example and not by way of limitation, the right to increase or decrease the number of conduits, wires, cables, handholes, manholes, transformers, connection boxes, transformer enclosures, concrete pads, attachments, equipment, accessories and appurtenances thereto desirable in connection therewith, hereinafter referred to as the "facilities"; to cut, trim and control the growth by machinery or otherwise of trees and shrubbery located within the easement, or that may otherwise interfere with or threaten to endanger the operation and maintenance of said line or system (including any control of the growth of other vegetation in the right-of-way which may incidentally or necessarily result from the means of control employed); to keep the easement clear of all buildings, structures or other obstructions; and to license, permit or otherwise agree to the joint use of occupancy of the lines, poles, system or, if any said system is placed underground, of the trench related to underground facilities, by any other person, association or corporation.

The undersigned agree that all poles, wires or other facilities including any main service entrance equipment, installed in, upon or under the above-described lands at the Cooperative's expense shall remain the property of the Cooperative, removable at the option of the Cooperative.

The undersigned further covenant that they are the owners of the above-described real property and that the said real property is free and clear of encumbrances and liens of whatsoever character except those held by the following persons:

THE TRUE CONSIDERATION FOR THIS GRANT OF EASEMENT IS PROVISION FOR ELECTRIC SERVICE.

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 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.

WITNESS THE HAND OF SAID GRANTOR(S)
on this 23rd day of July, 2004

Michael D. Stacey
Grantor

Erin E. Stacey
Grantor

WITNESS THE HAND OF SAID GRANTOR(S)
on this ____ day of _____, 20__.

Grantor

Grantor

STATE OF OREGON; County of Deschutes) ss.

The foregoing instrument was acknowledged before me
this 23rd day of July, 2004

by ERIN E & Michael D Stacey.

Notary Public for Oregon
My Commission expires: August 22, 2007

STATE OF OREGON; County of _____) ss.

The foregoing instrument was acknowledged before me
this _____ day of _____, 20__.

by _____.

Notary Public for Oregon
My Commission expires: _____

