

'04 OCT 4 AM 10:10

Vol M04 Page 66743

RECORDING REQUESTED BY:

GRANTOR: David B. Oxley
GRANTOR: Marganne W. Oxley

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

State of Oregon, County of Klamath
Recorded 10/04/04 10:10a m
Vol M04 Pg 66743-47
Linda Smith, County Clerk
Fee \$ 4100 # of Pgs 5

RIGHT OF WAY EASEMENT

41✓

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

CC#: 11176 WO#: 02405946

66744

RIGHT OF WAY EASEMENT

For value received, DAVID B. OXLEY and MARGANNE W. OXLEY, ("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 840 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:

Said property generally located in The NE 1/4 of NW 1/4 and NW 1/4 of NE 1/4 of Section 2, Township 40 S, Range 11 E, of the Willamette (OR) Meridian, and more specifically described in Volume M92 Pages 19922 and 19923 in the Official Records of Klamath County.

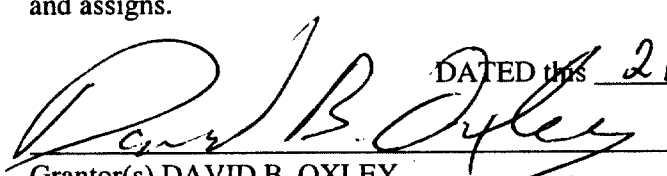
Assessor's Map No. R-4011-00200-00100 and R-4011-00200-00200

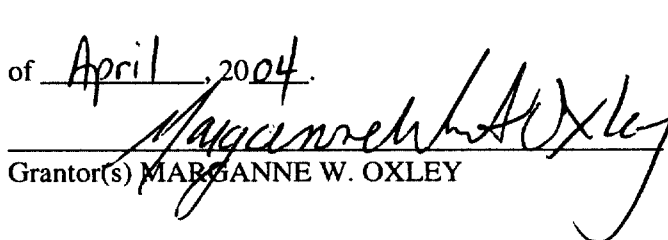
Tax Parcel No. 100 and 200

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 21st day of April, 2004.
Grantor(s) DAVID B. OXLEY


Grantor(s) MARGANNE W. OXLEY

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)
County of Klamath) ss.

This instrument was acknowledged before me on this 21 day of April, 2004, by
David B. Oxley & Marganne W. Oxley
K. Linville

RECEIVED
APR 29 2004
BY: J. P. B. JONES

Notary Public
My commission expires: 2-9-07





50047

KLAMATH COUNTY TITLE COMPANY

Vol 1992 Page 19922

K-44362

STATUTORY WARRANTY DEED
(Individual or Corporation)

HANS G. TAUSCHER AND EVELYN L. TAUSCHER

conveys and warrants to DAVID B. OXLEY AND MARGANNE W. OXLEY, husband and wife

the following described real property in the County of Klamath and State of Oregon

SEE ATTACHED EXHIBIT "A"

EXHIBIT A

This property is free of liens and encumbrances, EXCEPT:

Subject to reservations and restrictions of record, rights of way, and easements of record and those apparent upon the land, contracts and/or liens for irrigation and/or drainage.

The true consideration for this conveyance is \$ 425,000.00 (Here comply with the requirements of ORS 91.007)

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 THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

DATED this 1st day of September 19 92 If a corporate grantor, it has caused its name to be signed by resolution of its board of directors.

Hans G. Tauscher
HANS G. TAUSCHER

Evelyn L. Tauscher
EVELYN L. TAUSCHER

STATE OF OREGON, County of Klamath ss.
The foregoing instrument was acknowledged before me
this 1st day of September 19 92
by Hans G. Tauscher and
Evelyn L. Tauscher

Notary Public for Oregon
My commission expires: 12-19-92

CORPORATE ACKNOWLEDGEMENT
STATE OF OREGON, County of ss.
The foregoing instrument was acknowledged before me
this day of 19
by
by
of
a corporation, on behalf of the corporation

Notary Public for Oregon
My commission expires:

After recording return to:
Mr. & Mrs. David B. Oxley
24550 South Poe Valley Rd.
Klamath Falls, Oregon 97601

NAME, ADDRESS, ZIP

Send a check or money order for the fee to the following address:
Mr. & Mrs. David B. Oxley
24450 South Poe Valley Rd.
Klamath Falls, Oregon 97601

THIS SPACE RESERVED FOR RECORDER'S USE

66746

19923

The following property situate in Section 2, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Government Lots 1, 2, 3, 6, 7 and 10; N $\frac{1}{2}$ of Government Lot 11; Those portions of Government Lots 4, 5, and 12 described as follows: Beginning at a point on the North line of Government Lot 4, said Section 2, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, which bears West along the North line of said Section 2 a distance of 2356.4 feet from the Northeast corner of Government Lot 3 in said Section 2, said point being the Northwest corner of tract described in Deed from Melvin D. Fiegi, et ux, to Ben F. Smith, Inc., dated March 29, 1973, recorded March 30, 1973, in Volume M-73 on page 3700, Microfilm Records of Klamath County, Oregon; thence South 407 feet; thence West 50.0 feet; thence South 618.0 feet; thence East 537.0 feet; thence Southeasterly in a straight line 1008.0 feet, more or less, to the most Westerly point of tract described as Parcel 3 in Deed from Millet Ranch to Ben F. Smith, Inc., dated June 27, 1972, recorded July 7, 1972, in Volume M-72, page 7365, Microfilm Records of Klamath County, Oregon; thence South 01° 40' East a distance of 824.2 feet to a point; thence North 88°45' East to the West line of Government Lot 11, said Section 2; thence North along the West lines of Government Lots 11, 6, and 3 to the North line of Section 2 and the Northeast corner of Government Lot 4; thence West along the North line of said Government Lot 4 to the point of beginning. TOGETHER WITH that easement recorded Nov. 28, 1990 in M-90, page 23616; records of Klamath County, Oregon: SAVING AND EXCEPTING that portion contained in the right of way of South Poe Valley Road.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County Title Co. the 1st day of Sept. A.D., 19 92 at 1:04 o'clock P.M., and duly recorded in Vol. M92 of Deeds on Page 19922.

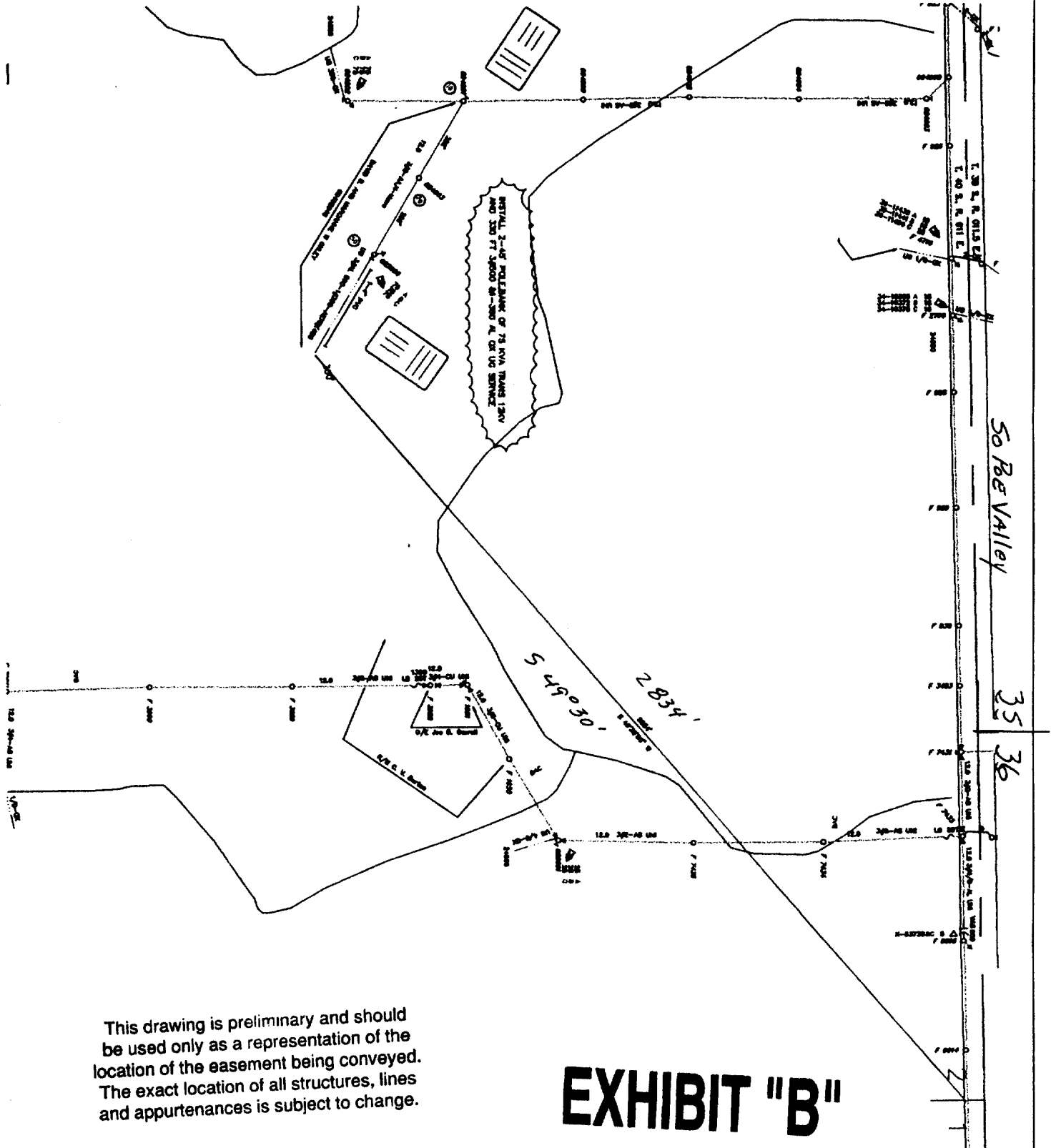
FEE \$35.00

Evelyn Biehn County Clerk

By Pauline Williams


EXHIBIT A

66747



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		 PACIFICORP
CC#	WO# / REQ#	Map String	Job Comp Date		
11176	002405946	01440011.0			2 of 2
CUSTOMER : DAVID OXLEY ADDRESS : 24550 SO POE VALLEY KLAMATH FALLS			Circuit 5L7	Post Jobs <input type="checkbox"/> RQH <input type="checkbox"/> Posted <input type="checkbox"/>	EST ID# 60177 Print Date 03/24/04 Scale 1=400'