

'04 OCT 7 AM 10:00

Vol M04 Page 67962

RECORDING REQUESTED BY:

GRANTOR: Harry Pfitzer  
GRANTOR: Shawna Pfitzer

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER  
1950 MALLARD LANE  
KLAMATH FALLS, OR 97601

State of Oregon, County of Klamath  
Recorded 10/07/04 10:00a m  
Vol M04 Pg 67962-66  
Linda Smith, County Clerk  
Fee \$ 4100 # of Pgs 5

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## RIGHT OF WAY EASEMENT

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H/V

67963

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

CC#: 11176 WO#: 02406396

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, Harry J. Pfitzer and Shawna M. Pfitzer ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a non-exclusive easement for a right of way 10 feet in width and 460 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of an underground electric distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults on, across, 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 attached hereto and by this reference made a part hereof:

Said property generally located in the NE 1/4 of Section 04, Township 38S, Range 11E of the Willamette Meridian, and more specifically described in Volume M03 Page 78106 in the official records of Klamath County

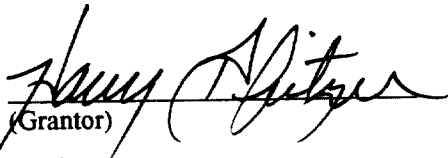
Assessor's Map No. R-3811-004A0-00200-000 Tax Parcel No. 200

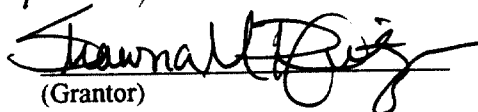
Together with the right of access to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefor) the future right to keep the right of way clear of all brush, trees, timber, structures, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place, 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 14 day of JUNE, 2004.

  
(Grantor)

  
(Grantor)

INDIVIDUAL ACKNOWLEDGMENTSTATE OF Oregon )County of Klamath )

ss.

This instrument was acknowledged before me on this 14 day ofJune, 2004, by Harry Pfitzer and  
Shawna PfitzerRita F. Collins

Notary Public

My commission expires: 12-12-06

08 OCT 21 10:54

Vol M03 Page 78106

After Recording Return to:  
**HARRY J. PFITZER and SHAWNA M. PFITZER**  
3703 Gladstone Drive  
Pittsburg, CA 94565

State of Oregon, County of Klamath  
 Recorded 10/21/03 10:54 AM  
 Vol M03 Pg 78106  
 Linda Smith, County Clerk  
 Fee \$ 21.00 # of Pgs 1

Until a change is requested all tax statements  
 Shall be sent to the address shown above.

67965

ATE 57991  
**WARRANTY DEED**  
 (INDIVIDUAL)

**BRC FUNDING CORPORATION**, a Nevada corporation, hereto called Grantor, convey(s) to **HARRY J. PFITZER and SHAWNA M. PFITZER**, husband and wife, hereto called Grantees, all that real property situated in the County of **KLAMATH**, State of Oregon, described as:

**Lot 2, Block 26, KLAMATH FALLS FOREST ESTATES HIGHWAY 66 UNIT, PLAT NO. 2**, according to the official plat thereof on file in the office of the Clerk of Klamath County, Oregon.

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 **\$12,900.00**.  
 (here comply with the requirements of ORS 33.030)

**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 30.334.**

Dated October 13, 2003.

**BRC FUNDING CORPORATION**, a Nevada corporation

*Colleen P. Brewer*  
 By: **Colleen P. Brewer**  
 President

STATE OF OREGON, County of Klamath) ss.

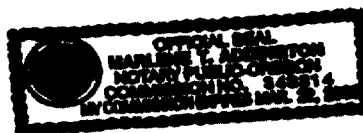
On October 20, 2003, personally appeared **Colleen P. Brewer** as President of **BRC FUNDING CORPORATION**.

This document is filed at the request of:

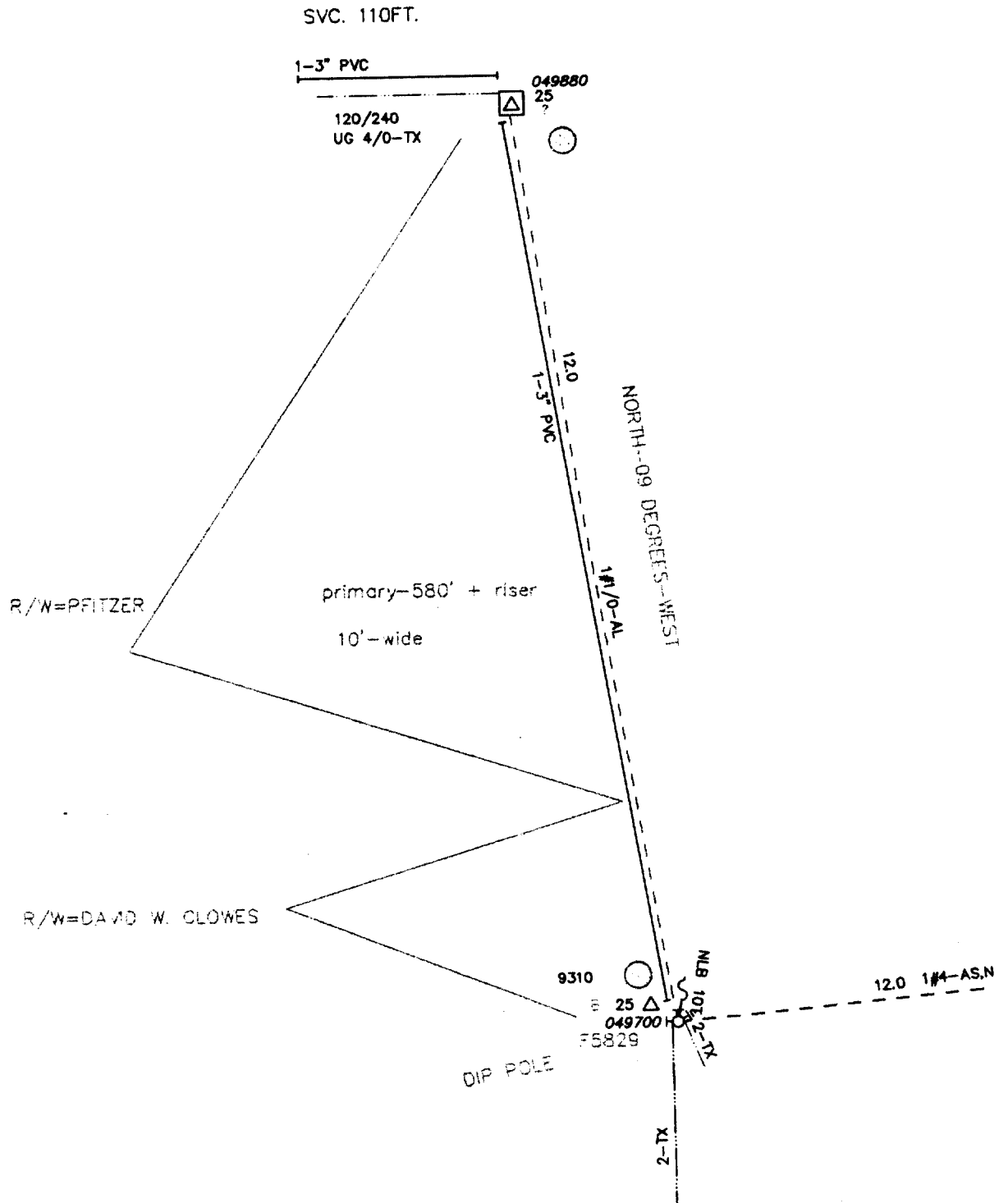
**Aspen**  
 TITLE & ESCROW, INC.  
 525 Main Street  
 Klamath Falls, OR 97601  
 Order No.: 00057991


Before me: *Harold L. Addington*  
 Notary Public for Oregon  
 My commission expires: March 22, 2005

Official Seal



67966



Foreman		Emp #	Job Start Date		 <b>PACIFICORP</b>
CC#	WO# / REQ#	Map String	Job Comp Date		
11176	002406396	01438011.0			1 OF 1
CUSTOMER : PFITZER--EXHIBIT ADDRESS : PARAKEET DR.--BLY MT.			Circuit 4L16	Post Jobs <input type="checkbox"/> RQII <input type="checkbox"/> Posted <input type="checkbox"/>	EST ID# 12950 Print Date 06/11/04 Scale 1=100'