

'05 APR 26 AM 10:07

Vol M05 Page 29276

RECORDING REQUESTED BY:

GRANTOR: Sally Abney, Trustee
GRANTOR: Robin Gaye Abney,
Trustee

GRANTEE: PACIFICORP

RETURN TO:

ok PACIFIC POWER
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

State of Oregon, County of Klamath
Recorded 04/26/2005 10:07a m
Vol M05 Pg 29276-81
Linda Smith, County Clerk
Fee \$ 46.00 # of Pgs 6

RIGHT OF WAY EASEMENT

RECEIVED
01/21/04

@1140

29277

Return to: Pacific Power
1950 mallard lane
klamath falls, or 97601

CC#: 11176 WO#: 10005599-02350419

RIGHT OF WAY EASEMENT

For value received, Sally Abney trustee and Robin Gaye Abney trustee, ("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 51 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 "A " AND "B" attached hereto and by this reference made a part hereof:

Legal description VOL M03 PAGE 44847 AND 44848
Assessor's Map No. R-4110-011AB-01000 Tax Parcel No. 1000

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 11 day of 25, 2003.

Sally Abney

SALLY ABNEY TRUSTEE OF
SALLY ABNEY TRUST

Robin Gaye Abney

ROBIN GAYE ABNEY TRUSTEE OF
Grantor(s)

SALLY ABNEY TRUST

29278

REPRESENTATIVE ACKNOWLEDGMENT

STATE OF OREGON

ss.

County of KLAMATH

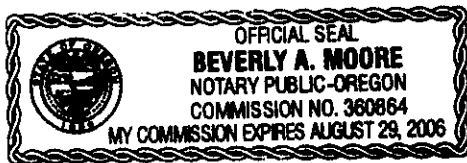
This instrument was acknowledged before me on this 25th day of NOV, 2003, by

Sally Abney & Robin Gage Abney as TRUSTEE'S of
SALLY ABNEY TRUST

Beverly A. Moore

Notary Public

My commission expires: Aug 29, 2006



29279

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EXHIBIT A

State of Oregon, County of Klamath
 Recorded 06/30/2003 3:04 p.m.
 Vol M03 Pg 44847-48
 Linda Smith, County Clerk
 Fee \$ 26.00 # of Pgs 2

BARGAIN AND SALE DEED

Grantor: Sally Abney, also known as Arbutis Marie Abney, and Robin Gaye Abney, Trustees of the Robert Abney and Sally Abney Trust dated June 23, 1995

Grantee: Sally Abney and Robin Gaye Abney, Trustees of the Sally Abney Trust dated 6/27/03, 2003

After recording, return & send tax stubs to:

RE: Sally Abney
 P.O. Box 167
 Merrill OR 97633

Consideration: TRANSFER VESTING OF TITLE

KNOW ALL MEN BY THESE PRESENTS, That Sally Abney, also known as Arbutis Marie Abney, and Robin Gaye Abney, Trustees of the Robert Abney and Sally Abney Trust dated June 23, 1995, hereinafter called Grantors, for the consideration hereinafter stated, do hereby grant, bargain, sell and convey unto Sally Abney and Robin Gaye Abney, Trustees of the Sally Abney Trust dated 2003, hereinafter called Grantee, and unto Grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Klamath, State of Oregon, described as follows, to-wit:

As shown on attached Exhibit A

To Have and to Hold the same unto the said Grantee and Grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is TRANSFER OF VESTING OF TITLE,

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

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.

In Witness Whereof, the Grantors have executed this instrument this 27 day of June 2003.

Sally Abney
 Sally Abney, Trustee

Robin Gaye Abney
 Robin Gaye Abney, trustee

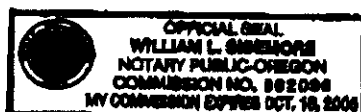
STATE OF OREGON)

) SS

County of Klamath

On this 27 day of June, 2003, before me, the undersigned Notary Public, personally appeared Sally Abney, aka Arbutis Marie Abney, and Robin Gaye Abney, to me known to be the persons described in the foregoing instrument and acknowledged that they executed the same in the capacity therein stated and for the purposes therein contained. IN WITNESS WHEREOF, I hereunto set my hand and official seal.

William L. Swenson
 Attorney at Law
 803 Main St., Ste 201
 Klamath Falls, OR 97601
 541-842-7219
 O.S.B. #70133



William L. Swenson
 Notary Public for
 My Commission Expires: Oct 18, 2008

EXHIBIT A

29280

44848

Exhibit A

Parcel I:

Lot 10, LOST RIVER COURT ADDITION TO THE TOWN OF MERRILL, OREGON, according to the official plat thereof on file in the office of the Clerk of Klamath County, Oregon.

Parcel II:

That portion of Lot 9, LOST RIVER COURT ADDITION TO THE TOWN OF MERRILL, OREGON, according to the official plat thereof on file in the office of the Clerk of Klamath County, Oregon, described as follows:

Beginning at a point 1493.5 feet West and 535.1 feet South of the corner common to Sections 1, 2, 11 and 12 of Township 41 South, Range 10 East of the Willamette Meridian, extending thence Westerly 124.7 feet to the true point of beginning; thence North 28 feet; thence West parallel to the South line of said Lot 9 to a point on the West line of said Lot 9; thence Southerly along the West line of said Lot 9 to the Southwest corner thereof; Thence East along the South line of said Lot 9 to the true point of beginning.

Parcel III:

That portion of the Northwest quarter of the Northeast quarter of Section 11, Township 41 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at a point 1493.5 feet West and 535.1 feet South of the corner of Sections 1, 2, 11 and 12, Township 41 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, extending thence Westerly 208.7 feet; thence South to Lost River; then down Lost River to a point due South of the point of beginning; thence North 208.7 feet to the point of beginning.

EXCEPTING THEREFROM the following described parcel of land heretofore conveyed to Frank A. Collins, single, by deed dated April 26, 1961, recorded April 28, 1961, in Deed Volume 329 at page 179; beginning at a point 1493.5 feet West and 535.1 feet South of the corner of Sections 1, 2, 11 and 12, Township 41 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, extending thence Westerly 124.7 feet; thence Southerly 11 feet; thence Easterly 124.7 feet; thence Northerly to the point of beginning.

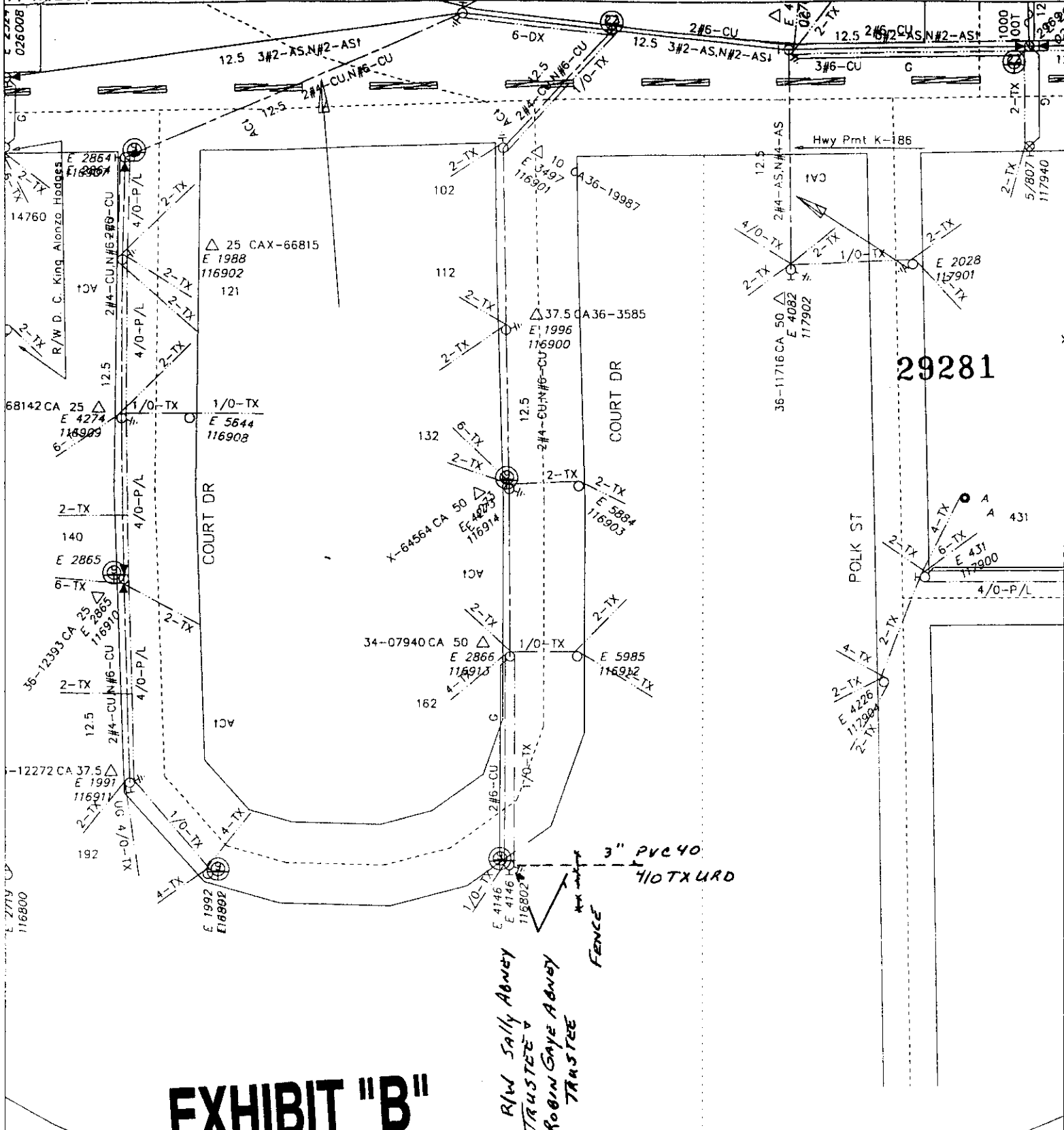


EXHIBIT "B"

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.