

'05 JUN 3 AM 10:15

Vol M05 Page 41325

'05 JUN 3 AM 10:15

RECORDING REQUESTED BY:

GRANTOR: Dan H. Kinsman
GRANTOR: Cynthia L. Kinsman

GRANTEE: PACIFICORP

RETURN TO:

o/c
PACIFIC POWER
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

State of Oregon, County of Klamath
Recorded 06/03/05 10:15 AM
Vol M05 Pg 41325-28
Linda Smith, County Clerk
Fee \$ 36.00 # of Pgs 4

RIGHT OF WAY EASEMENT

RECEIVED
BY: VRB 8:57

36v

UNDERGROUND RIGHT OF WAY EASEMENT

41326

For value received, Dan H. Kinsman and Cynthia L. Kinsman ("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 350 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 therefore; 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 & B attached hereto and by this reference made a part hereof:

Said property generally located in the _____ of Section 06 Township 39S Range 11E of the Willamette Meridian and more specifically described in Volume M05 Page 01088 in the official records of Klamath County.

Assessor's Map No. R-3910-006D0-03400-000 Tax Parcel No. 3400

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 therefore) 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.

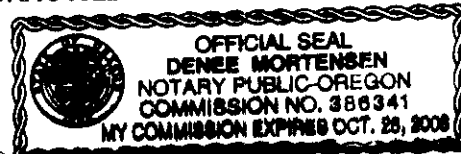
DATED this 31 day of January, 2005.

[Signature]
(Grantor)

[Signature]
(Grantor)

INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } ss



On Jan. 31, 2005 before me, [Signature]
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Dan & Cynthia Kinsman
Name(s) of Signer(s)

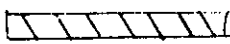
☐ personally known to me ~ OR ~ ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf which the person(s) acted, executed this instrument

WITNESS my hand and official seal.

[Signature]
SIGNATURE OF NOTARY

41327

Property Description

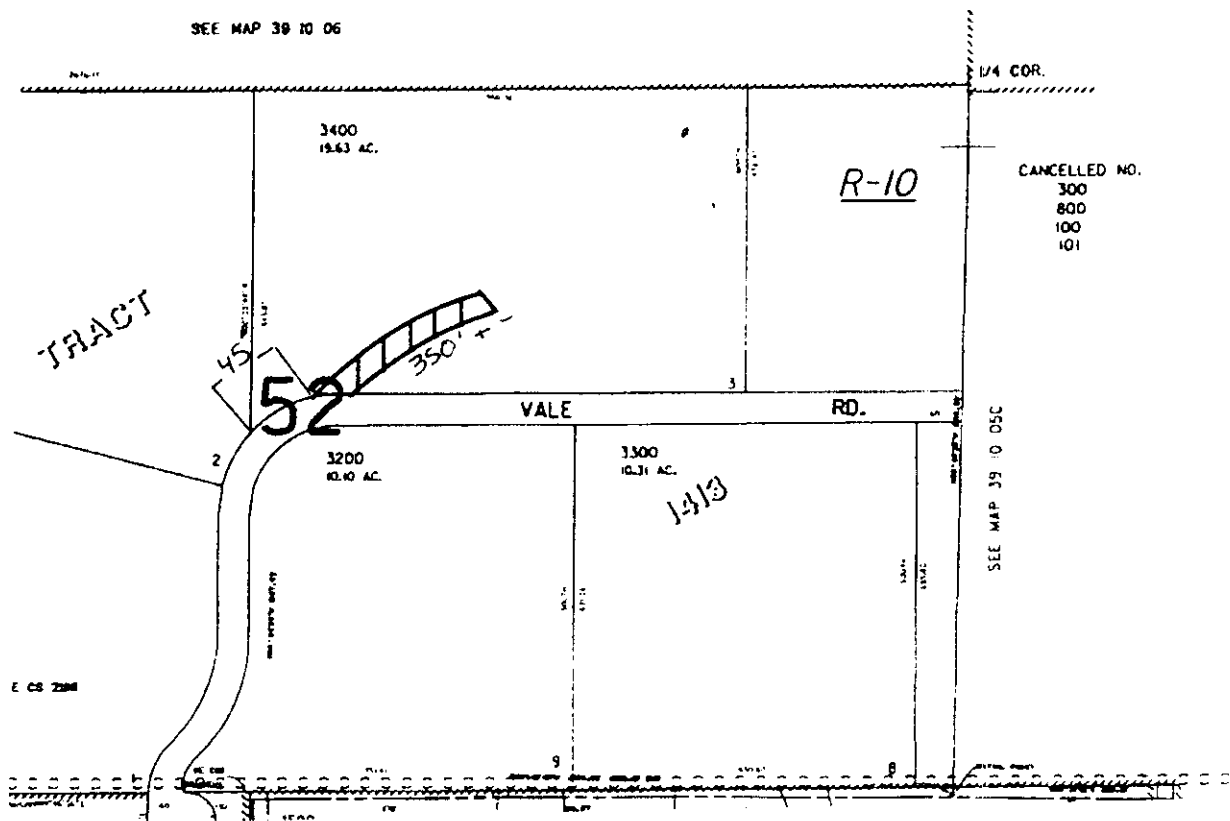
 = approx. location
R/W easement
10' x 350' + -

SE1/4 SEC. 06 T.39S. R.10E. W.M.
KLAMATH COUNTY

1"=200'

39 10 06D

SEE MAP 39 10 06



CC#: 11176

WO#: 002575294

NAME: DAN KINSMAN

DRAWN BY: Bill Alden

EXHIBIT A

This drawing 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 within the boundaries of the described easement area.

PacifiCorpSCALE:
NTS

SHEET 1 OF 2

41328

05 JAN 15 PM 2:13

Vol M05 Page 01088

Property Description

After recording return to:
 Dan H. Kinsman and Cynthia L.
 Kinsman
 808 3 Kings Way
 Klamath Falls, OR 97603
 until a change is requested all tax statements
 shall be sent to the following address:
 SAME

File No.: 7021-450013 (SAC)
 Date: December 13, 2004

State of Oregon, County of Klamath
 Recorded 01/05/2005 2:52 PM
 Vol M05 Pg 01088-89
 Linda Smith, County Clerk
 Fee \$ 26.00 # of Pgs 2

STATUTORY WARRANTY DEED

Robert A. Stewart and Marilyn J. Stewart, an estate in fee simple as tenants by the entirety, Grantor, conveys and warrants to **American Exchange Services, Inc.,** on behalf of **Dan H. Kinsman and Cynthia L. Kinsman,** Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

Lot 3 of Tract 1413, according to the official plat thereof on file in the office of the County Clerk, Klamath County, Oregon.

This property is free from liens and encumbrances, EXCEPT:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

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.

Page 1 of 2

CC#: 11176

WO#: 2575294

NAME: Dan Kinsman

DRAWN BY: Bill Olander

EXHIBIT B**PacifiCorp**

SCALE:

SHEET

OF