

8/23/2005 4:20

Vol M05 Page 58325

RECORDING REQUESTED BY:

GRANTOR: Hallet Breznik, Sr.
GRANTOR: Shirley Breznik

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

State of Oregon, County of Klamath
Recorded 07/28/05 9:23 Am
Vol M05 Pg 58325 28
Linda Smith, County Clerk
Fee \$ 30.00 # of Pgs 4

RIGHT OF WAY EASEMENT

UNDERGROUND RIGHT OF WAY EASEMENT

58326

For value received, Hallet Breznik, Sr. and Shirley Breznik ("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 400 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 SE of Section 29 Township 27S Range 11E of the Willamette Meridian and more specifically described in Volume M04 Page 88027 in the official records of Klamath County.

Assessor's Map No. R-3711-02900-02400-000

Tax Parcel No. 2400

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 22nd day of March, 2005.

Hallet Breznik, Sr.
Hallet Breznik, Sr. (Grantor)

Shirley Breznik
Shirley Breznik (Grantor)

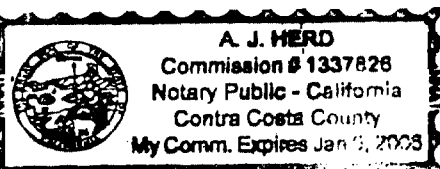
INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

State of Calif. }
County of Contra Costa } ss

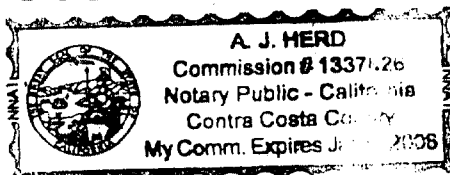
On March 22, 2005 before me, A. J. HERD
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Hallet Breznik, Sr. & Shirley Breznik
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

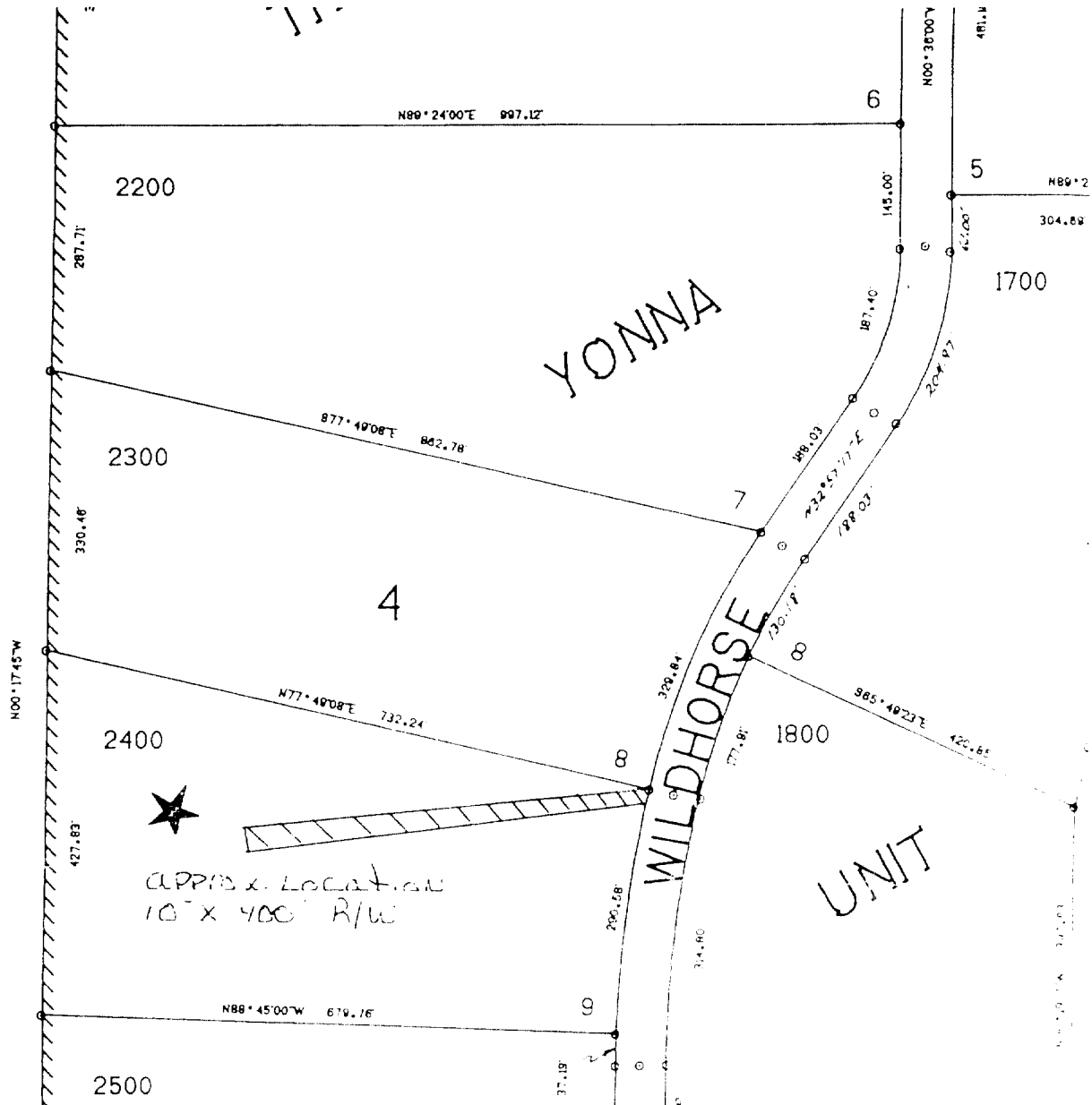


WITNESS my hand and official seal.



A. J. Herd
SIGNATURE OF NOTARY

58327

Property DescriptionSection: 29 Township: 37s (N or S), Range: 11E (E or W) Willamette MeridianCounty: Klamath State: ORParcel Number: 2400CC#: 11176 WO#: 0258641Landowner Name: H. BreznikDrawn by: B. Olden

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.

EXHIBIT A**PacifiCorp**SCALE NTS

Property Description

04 DEC 23 PM 2:41

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After Recording Return to:
 HALLET BREZNIK SR. and SHIRLEY BREZNIK
3703 Gladstone Dr.
Pittsburg, CA 94565

State of Oregon, County of Klamath
 Recorded 12/23/04 2:41 P m
 Vol M04 Pg 88027-27
 Linda Smith, County Clerk
 Fee \$ 26.00 # of Pgs 2

Until a change is requested all tax statements
 Shall be sent to the persons & address above

Aspen 60380 HA

WARRANTY DEED
 (INDIVIDUAL)

LUCINDA A. RUSS and JANE TOWNSEND, herein called Grantors, convey(s) to HALLET BREZNIK SR. and SHIRLEY BREZNIK, husband and wife, herein called Grantees, all that real property situated in the County of KLAMATH, State of Oregon, described as:

Lot 9, Block 4, Tract No. 1039, YONNA WOODS UNIT 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 \$12,000.00
 (here comply with the requirements of ORS 93.930)

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.

Dated November 17, 2004

Lucinda A. Russ
 LUCINDA A. RUSS

Jane Townsend
 JANE TOWNSEND

STATE OF _____ County of _____

On 12/20, 2004, personally appeared the above named LUCINDA A. RUSS and JANE TOWNSEND and acknowledged the foregoing instrument to be a voluntary act and deed.

This document is filed at the request of



525 Main Street
 Klamath Falls, OR 97601
 Order No: 00060180

Before me: Lucinda A. Russ
 Notary Public for Klamath County, OR
 My commission expires 02-21-13

Official Seal



CC#: 11176

WO#: 0258641

NAME: H-BREZNIK

DRAWN BY: B. C. Holden

EXHIBIT B

PacifiCorp

SCALE:

NOTES

SHEET OF

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