

M05-65923

Klamath County, Oregon

10/06/2005 10:26:40 AM

Pages 4 Fee: \$36.00

RECORDING REQUESTED BY:

GRANTOR:Mike Marler
GRANTOR:Cheryl Marler

GRANTEE: PACIFICORP

RETURN TO:

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

RIGHT OF WAY EASEMENT

RECEIVED

BY: JB 11:00

3/2 ✓

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

CC#: 11176 WO#: 02661304

OVERHEAD RIGHT OF WAY EASEMENT

For value received, Mike Marler and Cheryl Marler, ("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 700 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, 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 NW 1/4 of Section 9, Township 38S, Range 11E, of the Willamette Meridian and more specifically described in Volume M04, Page 82937 in the official records of Klamath County.

Assessor's Map No. R-3811-009B0-02800-000

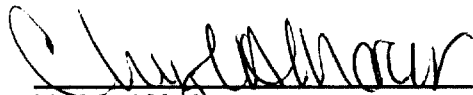
Tax Parcel No. 02800

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 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 16 day of August, 2005.


Grantor(s) Mike Marler


Grantor(s) Cheryl Marler

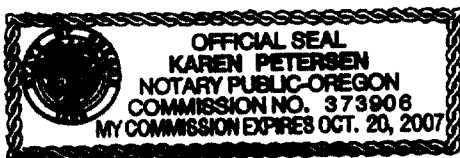
INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } ss


On August 16, 2005 before me, Karen Petersen
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Mike Marler and Cheryl Marler
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

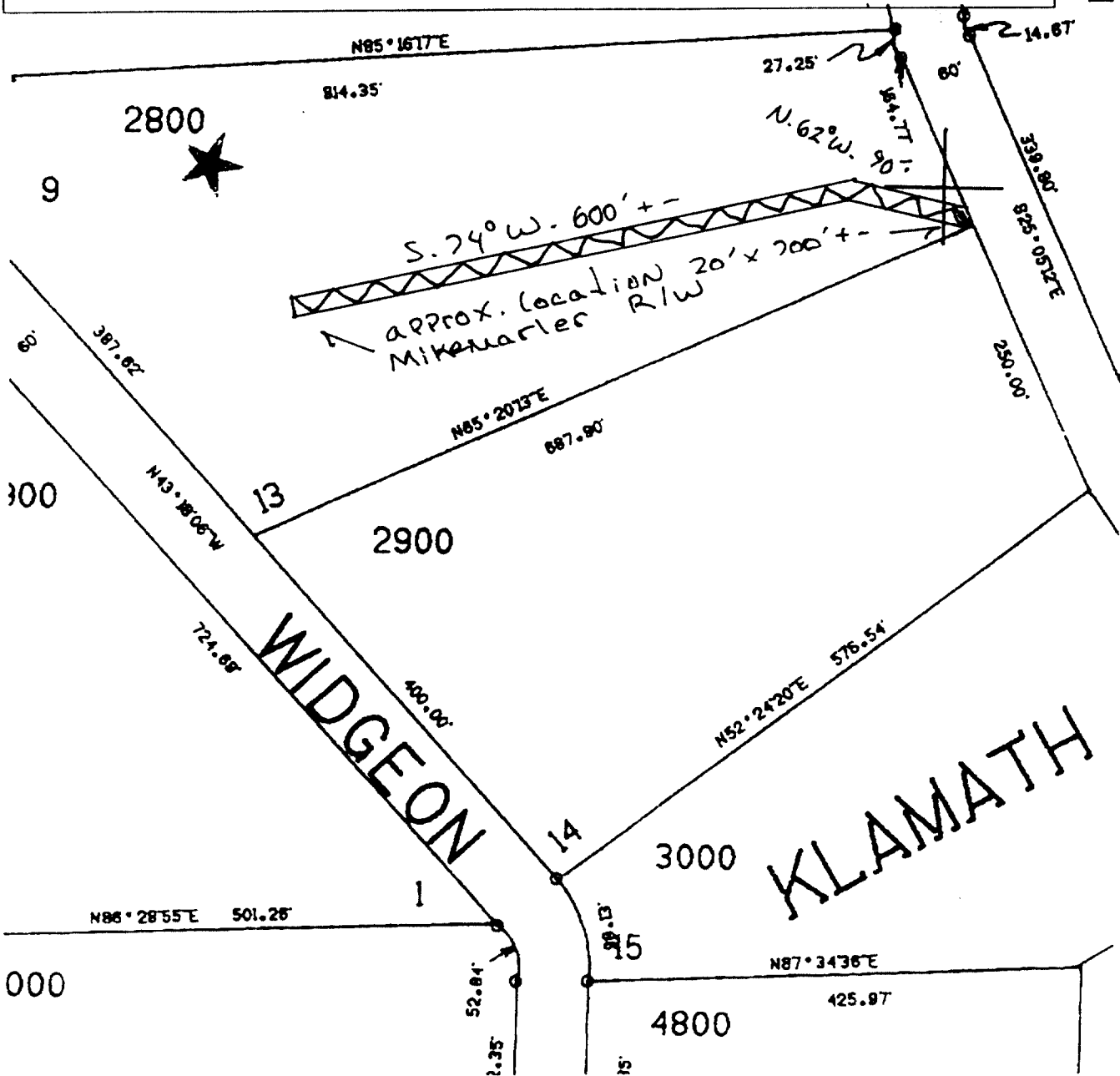


WITNESS my hand and official seal.


SIGNATURE OF NOTARY

Property Description

Section: N/4 Township: 38 S (N or S), Range: 11 E (E or W) Willamette Meridian
County: Klamath State: OR
Parcel Number: 2-3811-009 B0-02800-000



CC#: 11176 WO#: 002661304

Lar. owner Name: M. Marler

Drawn by: Bill 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 2 PM 2:53



MT67279 SM

Vol M04 Page 82937

State of Oregon, County of Klamath
Recorded 12/02/04 2:53 p m
Vol M04 Pg 82937
Linda Smith, County Clerk
Fee \$ 21.00 # of Pgs 1

THIS SPACE RES

After recording return to:

MIKE MARLER

38169 MONTAZUMA VALLEY RD.

RANCHITA, CA 92066

Until a change is requested all
tax statements shall be sent to
The following address:

MIKE MARLER

38169 MONTAZUMA VALLEY RD.

RANCHITA, CA 92066

Escrow No. MT67279-SM

STATUTORY WARRANTY DEED

DANIEL BENSON, Grantor(s) hereby convey and warrant to MIKE MARLER and CHERYL MARLER, as
tenants by the entirety, Grantee(s) the following described real property in the County of KLAMATH and State of
Oregon, free of encumbrances except as specifically set forth herein:

Lot 13, Block 37, KLAMATH FALLS FOREST ESTATES HIGHWAY 66 UNIT, PLAT NO.
2, according to the official plat thereof on file in the office of the
County Clerk of Klamath County, Oregon.

Tax Account No: 3811-009B0-02800-000

Key No: 463965

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those
shown below, if any:

The true and actual consideration for this conveyance is \$12,000.00.

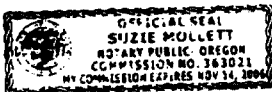
THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION
OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT,
THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR
COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON
LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Dated this 29th day of November 2004

DANIEL BENSON

State of Oregon
County of KLAMATH

This instrument was acknowledged before me on Nov. 29, 2004 by DANIEL BENSON.



Suzie Mullett
(Notary Public for Oregon)
My commission expires 11/14/2006

CC#: 11176

WO#: 002661304

NAME: Mike Marler

DRAWN BY: Bin Orden

EXHIBIT B

PacifiCorp

SCALE:
NTS

SHEET OF
2 2