

**M05-67160**

Klamath County, Oregon

10/21/2005 03:23:31 PM

Pages 4 Fee: \$36.00

RECORDING REQUESTED BY:

GRANTOR: Mark W. Green  
GRANTOR:

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER  
1950 MALLARD LANE  
KLAMATH FALLS, OR 97601

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**RIGHT OF WAY EASEMENT**

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**RECEIVED**

SEP 28 2005

BY: *R7C 1615*

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

CC#: 11176 WO#: 02698671

OVERHEAD RIGHT OF WAY EASEMENT

For value received, Mark. W. Green, ("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 410 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 NE 1/4 of Section 13, Township 38S, Range 8E, of the Willamette Meridian and more specifically described in Volume M05, Page 53967 in the official records of Klamath County.

Assessor's Map No. 3808-01300 Tax Parcel No. 00105

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 28<sup>th</sup> day of Sept., 2005.

Mark W. Green  
Grantor(s) Mark W. Green

\_\_\_\_\_  
Grantor(s)

INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }  
County of Klamath } ss

On September 28, 2005 before me, Rita F Collins  
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Mark W. Green  
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

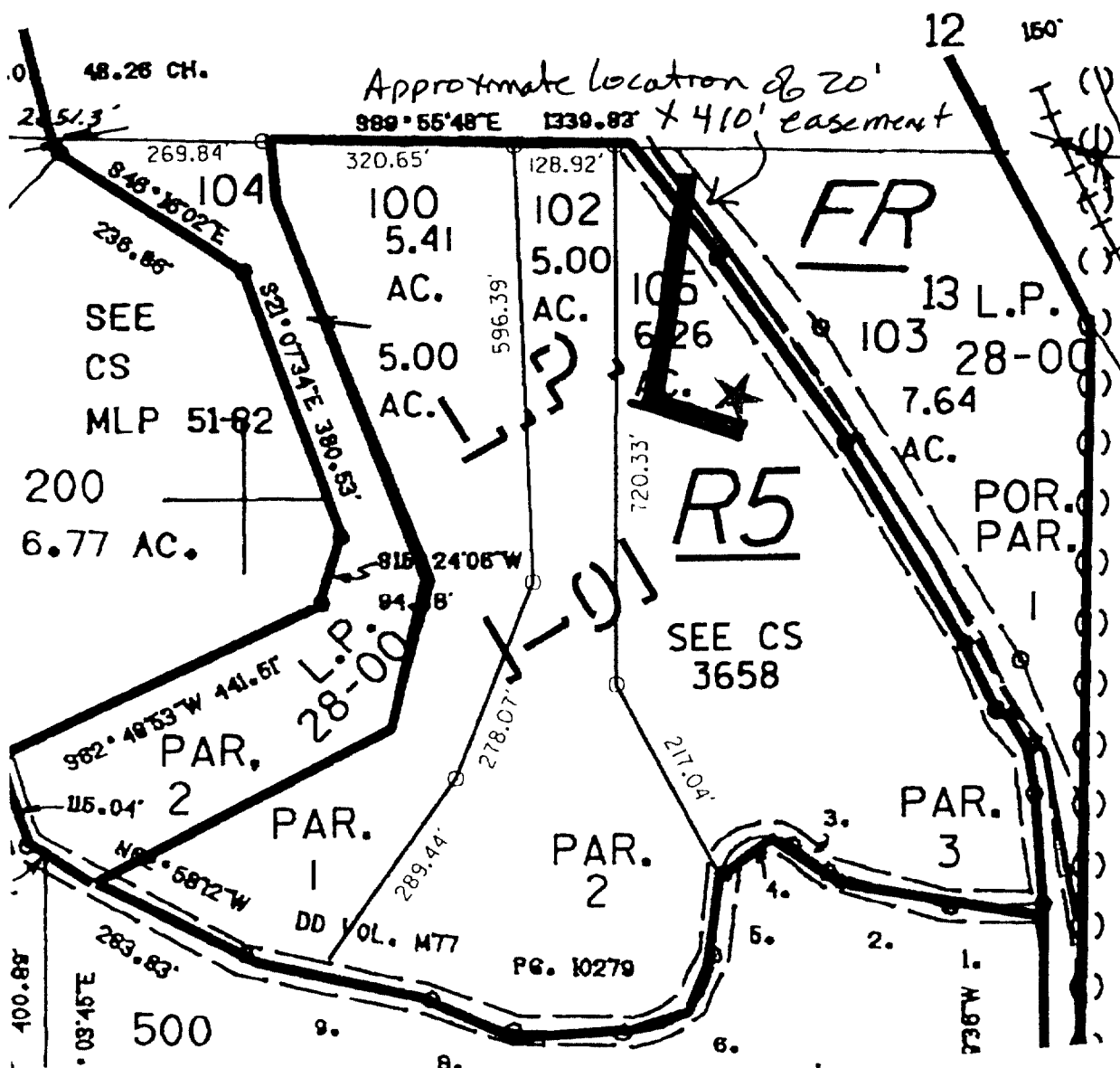
WITNESS my hand and official seal.



Rita F. Collins  
SIGNATURE OF NOTARY

My commission expires: 12-12-06

N



Drawn by: m. Collins

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.

# PacifiCorp

SCALE: *NONE*

Vol M05 Page 53967Property Description

05 JUL 14 PM 2:54

After Recording Return to:

MARK W. GREEN

2575 Campys Dr. #184  
Klamath Falls, OR 97601

State of Oregon, County of Klamath

Recorded 07/14/05 2:54 PMVol M05 Pg 53967

Linda Smith, County Clerk

Fee \$ 21.00 # of Pgs 1Until a change is requested all tax statements  
Shall be sent to the persons & address above.

Aspen 60579

**WARRANTY DEED**  
(INDIVIDUAL)

KRAIG B. WEIDER and LINDA L. WEIDER, husband and wife, husband and wife, herein called Grantor, convey(s) to MARK W. GREEN, herein called Grantee, all that real property situated in the County of KLAMATH, State of Oregon, described as:

Parcel 3 of Land Partition 38-04, being a Replat of Parcels 1, 2 and 3 of Land Partition 1-01, situated in the NE 1/4 of Section 13, Township 38 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

CODE 183 MAP 3808-01300 TL 00105 KEY #888164

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 \$42,500.00.  
(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: January 19, 2005

KRAIG B. WEIDER

By: LINDA L. WEIDER, his attorney in fact

LINDA L. WEIDER

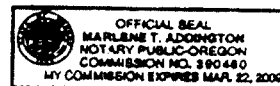
STATE OF OREGON, County of Klamath) ss

On July 14, 2005, personally appeared the above named KRAIG B. WEIDER and LINDA L. WEIDER and acknowledged the foregoing instrument to be their voluntary act and deed.

This document is filed at the request of

525 Main Street  
Klamath Falls, OR 97601  
Order No.: 00060579Before me: Marlene T. Adlington  
Notary Public for Oregon  
My commission expires March 22, 2009

Official Seal



CC#:

11176

WO#:

02498671

NAME:

Mark W. Green

DRAWN BY:

M. Collings

**EXHIBIT B**

008 - Vision Form 500630R Rev. 01/2/97

**PacifiCorp**

SCALE:

NO

SHEET

OF

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