## **EASEMENT**

M05-70627

Klamath County, Oregon 12/08/2005 09:10:21 AM

Pages 2 Fee: \$26.00

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, \_Scott Lee & Marg Runels\_ the record owner(s) of the real property located in Klamath County, State of Oregon, being situated in:

Portion: E1/2 of the SW 1/4

Section: 31, Township: 30 South, Range: 8 East, Willamette Meridian

Subdivision: Lot: Block:

Tax Lot: 1100

Tax Map: 31 08 31

for good and valuable consideration below listed, the receipt and sufficiency of which is acknowledged, do hereby grant unto Midstate Electric Cooperative, Inc., an Oregon cooperative corporation (hereinafter called the "Cooperative"), whose post office address is P.O. Box 127, La Pine, Oregon 97739, and to its successors and assigns, the following easement:

A 30-foot wide easement to install, modify and maintain **electrical facilities** more particularly described as follows:

The West 30 feet of that portion of the East Half of the Southwest Quarter of Section 31, Township 30 South, Range 8 East of the Willamette Base and Meridian lying easterly of the Burlington Northern – San Francisco Railroad Right of Way, containing 1.82 acres, more or less;

(over)

EASEMENT BETWEEN		STATE OF OREGON, County of ) ss.
SCOTT LEE+ MARGIE BRUNG P.O. BOX 6 RILEY, OR 97758	Ls	l certify that the within instrument was received for record on the day of, 20, at o'clockM., and recorded in
Midstate Electric Cooperative, Inc. P.O. Box 127 La Pine, Oregon 97739		book/reel/volume No on page or as fee/file/instrument/ microfilm/reception No, Record of of said county. Witness my hand and seal of County affixed.
After recording return to:  Midstate Electric Cooperative, Inc. P.O. Box 127 La Pine, Oregon 97739		Name Title  By, Deputy

and to lay, construct, operate and maintain an electrical transmission and/or distribution line or system, electrical, cable, telecommunications and other utility facilities on or under the above-described real property and/or in, upon, or under all streets, roads or highways abutting said real property; to inspect and make such repairs, changes, alterations, improvements, removals from, or substitutions and additions to its facilities as Cooperative may from time to time deem advisable, including, by way of example and not by way of limitation, the right to increase or decrease the number of conduits, wires, cables, handholes, manholes, transformers, connection boxes, transformer enclosures, concrete pads, attachments, equipment, accessories and appurtenances thereto desirable in connection therewith, hereinafter referred to as the "facilities"; to cut, trim and control the growth by machinery or otherwise of trees and shrubbery located within the easement, or that may otherwise interfere with or threaten to endanger the operation and maintenance of said line or system (including any control of the growth of other vegetation in the right-of-way which may incidentally or necessarily result from the means of control employed); to keep the easement clear of all buildings, structures or other obstructions; and to license, permit or otherwise agree to the joint use of occupancy of the lines, poles, system or, if any said system is placed underground, of the trench related to underground facilities, by any other person, association or corporation.

The undersigned agree that all poles, wires or other facilities including any main service entrance equipment, installed in, upon or under the above-described lands at the Cooperative's expense shall remain the property of the Cooperative, removable at the option of the Cooperative.

The undersigned further covenant that they are the owners of the above-described real property and that the said real property is free and clear of encumbrances and liens of whatsoever character except those held by the following persons:

THE TRUE CONSIDERATION FOR THIS GRANT OF EASEMENT IS PROVISION FOR ELECTRIC

ARM CREDIT WEST

SERVICE.

INSTRUMENT IN VIOLATION OF APPLICABLE LAN OR ACCEPTING THIS INSTRUMENT, THE PERS CHECK WITH THE APPROPRIATE CITY OR COUN USES AND TO DETERMINE ANY LIMITS ON LAWS	W USE OF THE PROPERTY DESCRIBED IN THIS ID USE LAWS AND REGULATIONS. BEFORE SIGNING ON ACQUIRING TITLE TO THE PROPERTY SHOULD NTY PLANNING DEPARTMENT TO VERIFY APPROVED BUITS AGAINST FARMING OR FOREST PRACTICES AS
DEFINED IN ORS 30.930.	
WITNESS THE HAND OF SAID GRANTOR(S on this <u>28</u> day of <u>NOV</u> , 2005	WITNESS THE HAND OF SAID GRANTOR(S on this, 20
Marle B" Runels Grantor	Grantor
STATE OF OREGON; County of HAT NEW) ss.	STATE OF OREGON; County of) ss.
The foregoing instrument was acknowledged before me this, 20,	The foregoing instrument was acknowledged before me this day of, 20,
by A	by
Notary Public for Oregon (0 # 373470) My Commission expires: 110 mmby 7-2007	Notary Public for Oregon
OFFICIAL SEAL  KIM PERLOT  NOTARY PUBLIC-OREGON  COMMISSION NO. 373670  O:\Englage in VEX. COMMISSION POPER A COMMISSION PROPERT 7, 2007.	doc