

M06-13359

Klamath County, Oregon

06/30/2006 11:19:18 AM

Pages 4 Fee: \$36.00

RECORDING REQUESTED BY:

GRANTOR: ELVIS RICHARD HARVEY
AND PATRICIA ANN HARVEY, CO-
TRUSTEES FOR THE HARVEY FAMILY
TRUST 3/22/89

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

RIGHT OF WAY EASEMENT

CA
36-

o/c Raul Ramirez

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, ELVIS RICHARD HARVEY AND PATRICIA ANN HARVEY, CO-TRUSTEES FOR THE HARVEY FAMILY TRUST 3/22/89 ("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 120 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 NE1/4 of Section 23 Township 35S Range 6E of the Willamette Meridian and more specifically described in Volume M91 Page20083 in the official records of Klamath County.

Assessor's Map No. R-3506-02300

Tax Parcel No. 500

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 30th day of June, 2006.

Elvis Richard Harvey
ELVIS RICHARD HARVEY, TRUSTEE (Grantor)

Patricia Ann Harvey
PATRICIA ANN HARVEY, TRUSTEE (Grantor)

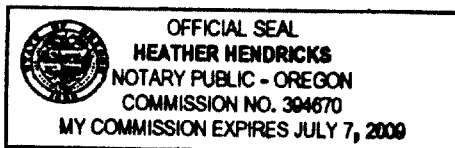
INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } ss

On 6-30-2006 before me, Heather Hendricks, Notary Public
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Elvis Richard Harvey & Patricia Ann Harvey
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.

Heather Hendricks
SIGNATURE OF NOTARY

Property Description

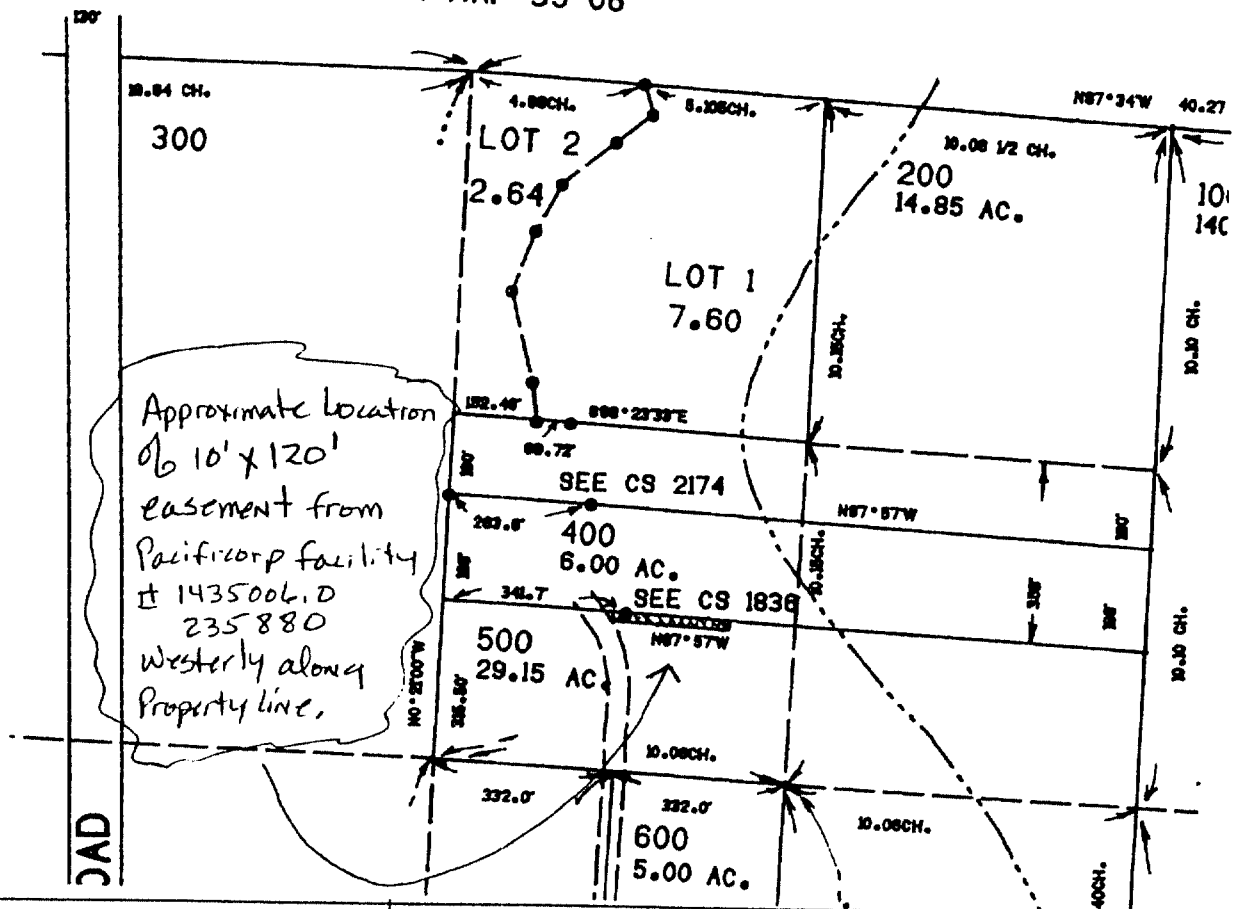
Section: 23 Township: 35 (N or S) Range: 6 (E or W) Willamette Meridian
County: Klamath State: OR
Parcel Number: 500

SECTION 23 T.35S. R.06E. W.M. KLAMATH COUNTY

1"=400'



SEE MAP 35 06



#11176 WO#: 02276696

Landowner Name: Harvey Family Trust

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.

EXHIBIT A

PacifiCorp

SCALE: NONE

35452



KLAMATH COUNTY TITLE COMPANY

Vol. m 91 Page 20083

Property Description

 K-43619
 STATUTORY WARRANTY DEED
 (Individual or Corporation)

DAVID C. REED

 conveys and warrants to ELVIS RICHARD HARVEY AND PATRICIA ANN HARVEY, CO-TRUSTEES FOR THE
HARVEY FAMILY TRUST 3/22/89

 the following described real property in the County of KLAMATH

 All of the S[1/4]NW[1/4], Excepting the North 350 feet thereof; the E[1/4]SW[1/4];
 the E[1/4]NW[1/4] all in Section 23, Township 35 South, Range 6 East of
 the Willamette Meridian.

The property is free of liens and encumbrances, EXCEPT:

 Subject to reservations and restrictions of record, rights of way, and
 easements of record and those apparent upon the land, contracts and/or
 liens for irrigation and/or drainage.

 The true consideration for this conveyance is \$ 250,000.00

(Here comply with the requirements of ORS 91.001)

 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 THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO
 VERIFY APPROVED USES.

 DATED this 2nd day of October 19 91 If a corporate grantor it has caused its name to be signed by
 resolution of its board of directors.

DAVID C. REED

 STATE OF OREGON, County of Klamath

 The foregoing instrument was acknowledged before me
 this 2nd day of October 19 91

by

David C. Reed
David C. Reed
 My commission expires 12-17-93

 After recording return to:
 Mr. & Mrs. Elvis Richard Harvey
 1292 Highland Rd.
 Santa Ynez, California 93460

NAME, ADDRESS, ETC.

Same As Above

CORPORATE ACKNOWLEDGEMENT

STATE OF OREGON, County of

 The foregoing instrument was acknowledged before me
 this 2nd day of October 19 91

by

David C. Reed

of

a corporation, on behalf of the corporation.

 STATE OF OREGON,
 County of Klamath

Filed for record at request of:

Klamath County Title Co.

 on this 2nd day of Oct. A.D. 19 91

 at 9:17 o'clock P.M. and duly recorded

 in Vol. 911 of Books Page 20083

Evelyn Diehn, County Clerk

 By David C. Reed Deputy.

Fee \$28.00

CC# 11176

WO# 02276696

NAME: Harvey Family Trust

DRAWN BY: M. Collins

EXHIBIT B

PacifiCorp

SCALE:

NONE

SHEET

OF

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