

2006-016647

Klamath County, Oregon

RECORDING REQUESTED BY:

GRANTOR: Walter R. Jones  
GRANTOR: Genevieve B. Jones



00001512200600166470040044

08/18/2006 10:30:28 AM

Fee: \$36.00

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  
DEC 14 2005

BY: OW 1439

26MS  
36

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

CC#: 11176 WO#: 02716172

OVERHEAD RIGHT OF WAY EASEMENT

For value received, WALTER R JONES & GENEVIEVE B JONES, ("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 1100 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 N2SE4SW4, SE4NW4 and the NE4SW4 of Section 31, Township 38S, Range 9E, of the Willamette Meridian and more specifically described in Volume M75, Page 15438 in the official records of Klamath County.

Assessor's Map No. R-3809-03100 Tax Parcel No. 300

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 7 day of December, 2005.

Walter Jones  
Grantor(s) WALTER R JONES

Genevieve B Jones  
Grantor(s) GENEVIEVE B JONES

INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

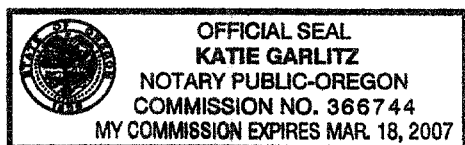
State of Oregon }  
County of Klamath } ss

On 7<sup>th</sup> December 2005 before me, Katie Garlitz  
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Walter and Genevieve Jones  
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

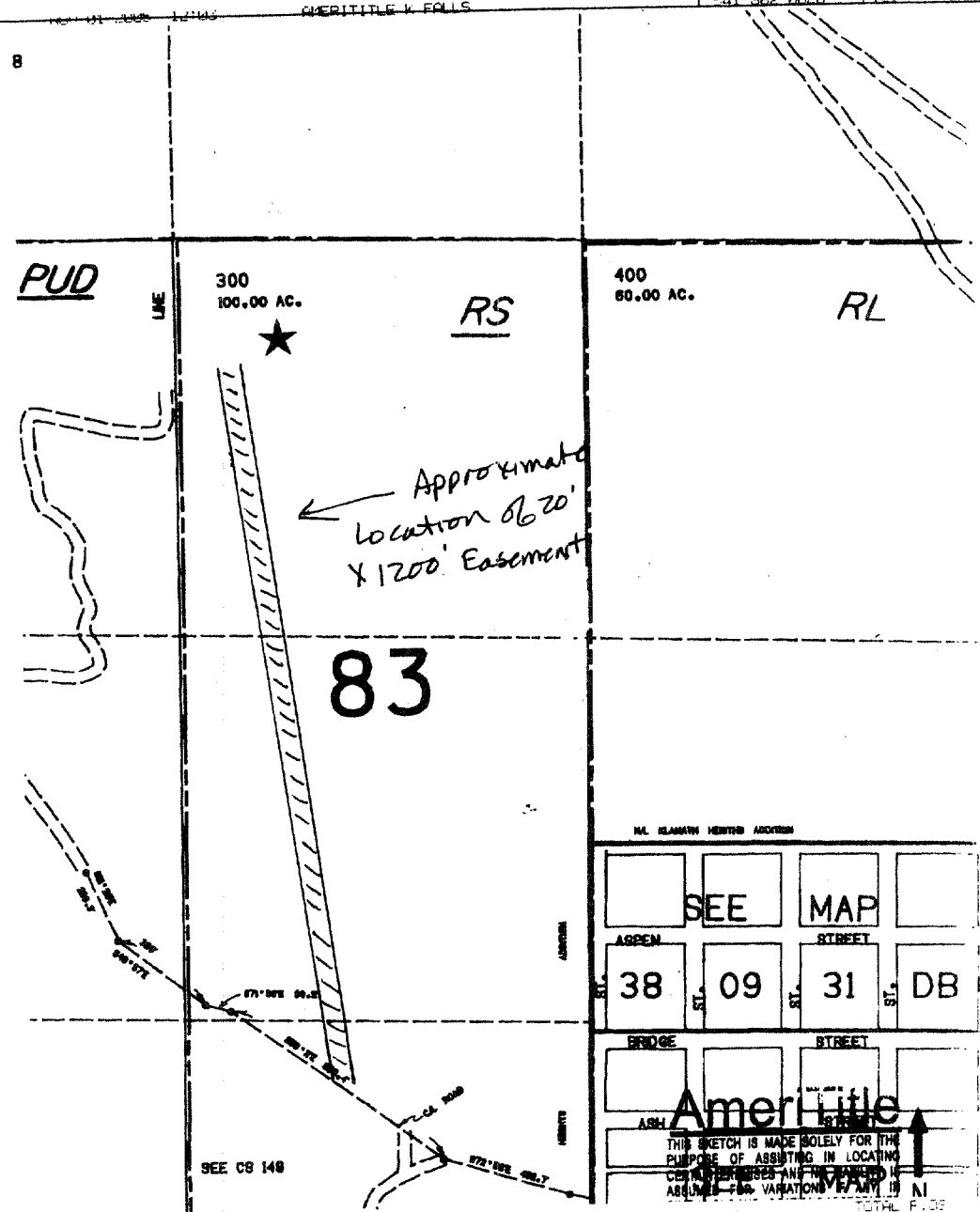
WITNESS my hand and official seal.



Katie Garlitz  
SIGNATURE OF NOTARY

# Property Description

Section: 31 Township: 38 (N or S) Range: 9 (E or W) Willamette Meridian  
 County: Klamath State: OREGON  
 Parcel Number: R-3809-03100 Tax parcel no. 300



#: 11176 WO#: 02716172  
 Landowner Name: Jones  
 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

Property Description

8030

WARRANTY DEED TO CREATE ESTATE BY THE ENTIRETY

Vol. 15 Page 15438

This Indenture Witnesseth, THAT A. D. DeVORE and M. HENRIETTA DeVORE,

husband and wife, hereinafter known as grantors, for the consideration hereinafter stated have bargained and sold, and by these presents do grant, bargain, sell and convey unto

WALTER R. JONES and GENEVIEVE JONES, husband and wife, grantees, the following described premises, situated in Klamath County, Oregon, to-wit:

The SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$  and the N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 31, Township 38 South, Range 9 East of the Willamette Meridian.

Subject to: Reservations, restrictions, easements and rights of way of record or apparent on the land; and to real property taxes for fiscal year commencing July 1, 1974, which are now a lien but not yet payable.

75 DEC 9 PM 9 08

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 21,714.28. However, the actual consideration includes other property which is part of the consideration. (Strike out the above when not applicable)

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said grantees as an estate by the entirety. And the said grantors do hereby covenant, to and with the said grantees, and their assigns, that they are the owners in fee simple of said premises; that they are free from all incumbrances, except those above set forth, and that they will warrant and defend the same from all lawful claims whatsoever, except those above set forth.

IN WITNESS WHEREOF, they have hereunto set their hand and seal this 9th day of September 19 74

(SEAL) *A. D. DeVore* (SEAL)  
(SEAL) *M. Henrietta DeVore* (SEAL)

STATE OF OREGON, County of Klamath ) ss. September 10<sup>th</sup> 19 74  
Personally appeared the above named A. D. DeVore and M. Henrietta DeVore, husband and wife,  
and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:  
*Heleen D. Euechner*  
Notary Public for Oregon  
My commission expires 4/25/76

After recording return to:  
M/Sgt Walter R. Jones  
1956 Comm. Gp PSC Box 3293  
APO San Francisco, Ca. 96328

Until a change is requested, all tax statements shall be sent to the following name and address:  
Walter R. Jones

824 Kincheloe, Klamath Falls, Oregon 97601

STATE OF OREGON,  
County of Klamath ) ss.  
I certify that the within instrument was received for record on the 10th day of December, 1975, at 2:00 o'clock A. M., and recorded in book N-75 on page 15438. Record of Deeds of said County.

Witness my hand and seal of County affixed.

From the Office of  
CLAYTON A. SIMMONS  
538 Main Street  
Klamath Falls, Oregon 97601

W. R. SIMMONS  
County Clerk-Recorder  
By *Hazel K. Prange*  
Deputy  
FEE \$ 3.00

CC#: WO#: 1176 02716172  
Landowner Name: Walter R. & Genevieve Jones

**EXHIBIT B**

**PACIFIC POWER**  
A PACIFICORP COMPANY