

2007-001893

Klamath County, Oregon



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02/05/2007 08:58:54 AM

Fee: \$31.00

RECORDING REQUESTED BY:

GRANTOR: Alfred Voegels and  
Michelle Voegels

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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Unofficial  
Copy

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, Alfred Voegels and Michelle Voegels ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a non-exclusive easement for a right of way 8 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 attached hereto and by this reference made a part hereof:

Said property generally located in the NW ¼ of Section 28 Township 38S Range 09E of the Willamette Meridian and more specifically described in Volume M-84 Page9059 in the official records of Klamath County.

Said easement to be 8 feet in width along the entire westerly property line. Geothermal line will be located and marked by current property owner just prior to construction. PacifiCorp will be responsible to the owners of the geothermal line for the repair of any damage caused to the geothermal line providing it is accurately located and marked. PacifiCorp will also restore to its condition prior to any construction, re-construction, operation, maintenance, repair, replacement, enlargement, or removal of any PacifiCorp facilities located within the easement, any permanent landscaping that is damaged. Both Grantor and Grantee will make every effort to coordinate the construction of the underground power line prior to any permanent landscaping installation.

Assessor's Map No. R-3809-028DB-02600-000 Tax Parcel No. 2600 Lot 8, block 2 of Loma Linda Heights – 1<sup>st</sup> Addition


Together with the right of access to the right of way 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 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 1<sup>st</sup> day of January, 2007.

  
Alfred Voegels (Grantor)

  
(Grantor) Michelle Voegels

INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon }  
County of Klamath } ss

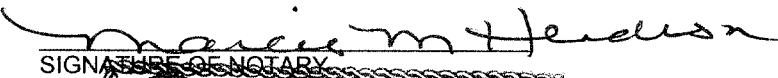
On Jan 16, 2007 before me, Marcie M. Henderson  
Name, Title or Officer (eg Jane Doe, Notary Public)

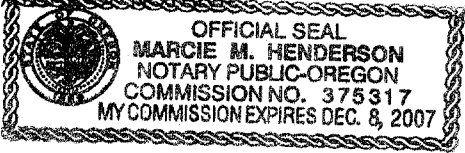
personally appeared Alfred Voegels + Michelle Voegels  
Name(s) of Signer(s)

☐ 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

after recording  
return to  
Jenny Molatore  
2325 Linda Vista  
Klamath Falls, Oreg  
97601

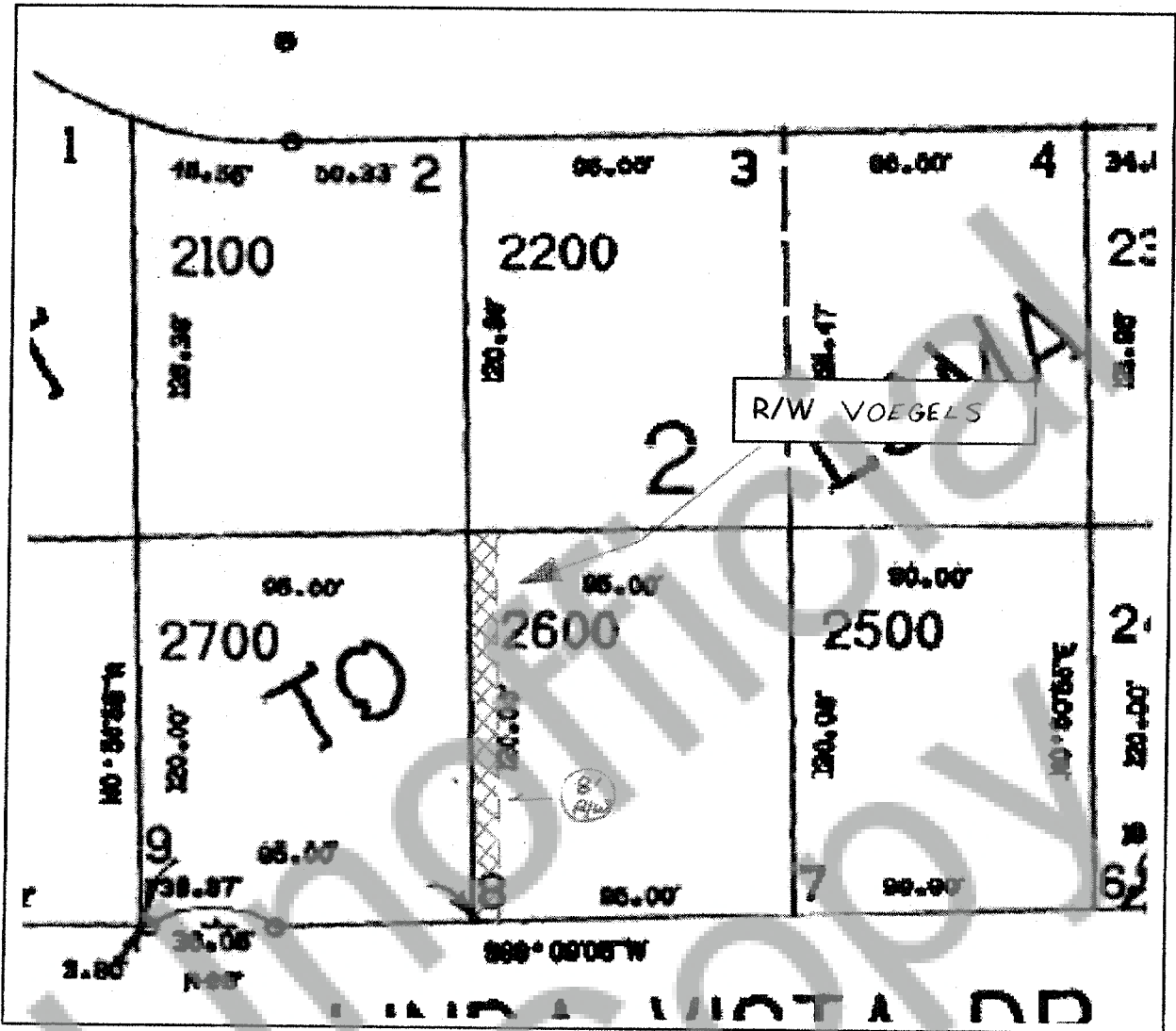
WITNESS my hand and official seal.

  
SIGNATURE OF NOTARY



Property Description

Section: SE ¼ S28 Township: 38S Range: 9E  
WILLAMETTE Meridian  
County: KLAMATH State: OREGON  
Parcel Number: LOT 8 BLOCK 2 FIRST ADDITION TO LOMA LINDA HEIGHTS



CC#:11176	WO#:2862443
Landowner Name: <u>VOEGELS</u>	
Drawn by: BABB	
<b>EXHIBIT A</b>	

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: NTS