

2007-007148

Klamath County, Oregon



00020513200700071480040042

04/18/2007 11:56:11 AM

Fee: \$36.00

RECORDING REQUESTED BY:

GRANTOR:THOMAS H. GASTALDI
GRANTOR:LU R. GASTALDI

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

RIGHT OF WAY EASEMENT

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, Thomas H. and Lu R. Gastaldi ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a non-exclusive easement for a right of way 20 feet in width and 20 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 SE 1/4 of the SE 1/4 of Section 16 Township 39S Range 9W of the Willamette Meridian and more specifically described in Volume MO4 Page66526 in the official records of Klamath County.

Assessor's Map No. R-3909-01600-01400 Tax Parcel No. 01400

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 29 day of NOV., 2006

Thomas H. Gastaldi
Thomas H. Gastaldi (Grantor)

Lu R. Gastaldi
Lu R. Gastaldi (Grantor)

INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } ss

On 11-29-06 before me, Stacy Collins
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Tom + Lu Gastaldi
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

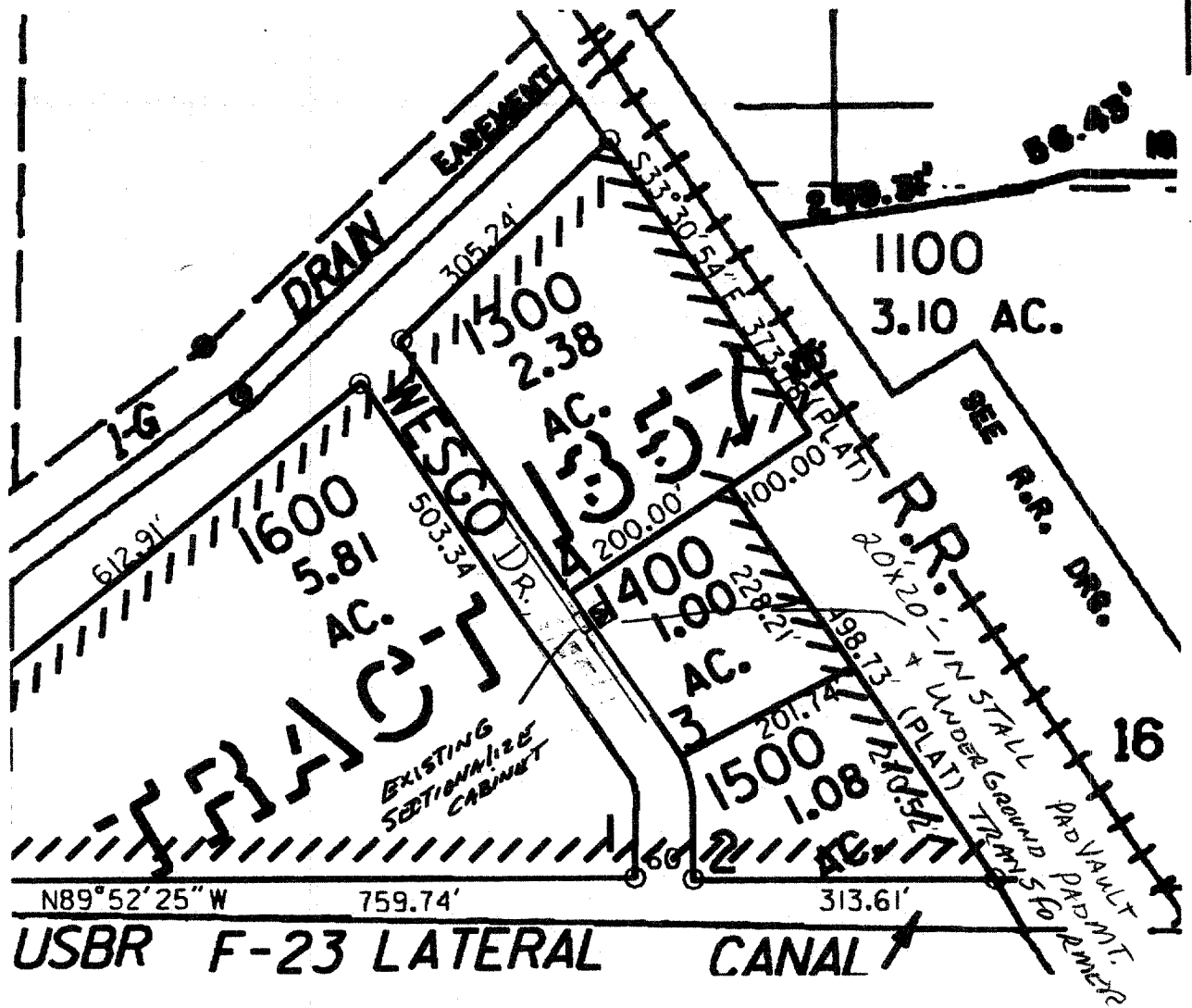


WITNESS my hand and official seal.

[Signature]
SIGNATURE OF NOTARY

Property Description

Section: 16 Township: 39 (N or S) Range: 9 (E or W) W Meridian
County: Klamath State: OR
Parcel Number: R-3909-016000-01400



WO#: 2743677
Landowner Name: GASTALDI
Drawn by: DM

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:



MTC - 66765K

Vol M04 Page 66526

State of Oregon, County of Klamath
 Recorded 10/01/04 3:13 PM
 Vol M04 Pg 66526-27
 Linda Smith, County Clerk
 Fee \$ 26.00 # of Pgs 2

THIS SPACE RESER

After recording return to:

Thomas H. Gastaldi
 12330 Lisa Road
 Klamath Falls, OR 97603

Until a change is requested all
 tax statements shall be sent to
 The following address:

Thomas H. Gastaldi
 12330 Lisa Road
 Klamath Falls, OR 97603

Escrow No. MT66765-KR

STATUTORY WARRANTY DEED

WESGO, a partnership, Grantor(s) hereby convey and warrant to Thomas H. Gastaldi and Lu R. Gastaldi, husband and wife, Grantee(s) the following described real property in the County of KLAMATH and State of Oregon, free of encumbrances except as specifically set forth herein:

Lot 3 of TRACT 1357, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

Tax Account No: 3909-01600-01400-000

Key No: 887360

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

The true and actual consideration for this conveyance is \$45,000.00.

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 this 21st day of Sept 2004

WESGO, a partnership

BY: Melvin L. Stewart
 Melvin L. Stewart, Partner

BY: Benjamin J. Menold
 Benjamin J. Menold, Partner

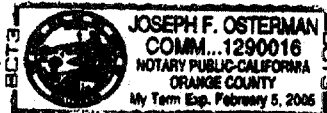
State of Calif
 County of Orange

This instrument was acknowledged before me on Sept 21, 2004 by Benjamin J. Menold as a partners for WESGO, a partnership.

EXHIBIT "B"

Joseph F. Osterman
 (Notary Public)

My commission expires 2-05-05



2600