

2007-009096

Klamath County, Oregon



00022793200700090960040048

05/18/2007 11:25:23 AM

Fee: \$36.00

RECORDING REQUESTED BY:

GRANTOR:James and Teresa
Marie MacDonald

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

RIGHT OF WAY EASEMENT

RECEIVED
JUL 2 - 2006

BY: *JP*

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, James and Teresa Marie MacDonald ("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 750 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 NE 1/4 of Section 36 Township 35 Range 12E of the Willamette Meridian and more specifically described in Volume M05 Page63307 in the official records of Klamath County.

Assessor's Map No. R-3512-03600-00502-000

Tax Parcel No. 00502

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 11 day of July, 2006.

James MacDonald
(Grantor)

Teresa MacDonald
(Grantor)

INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

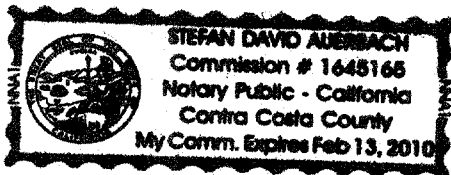
State of California }
County of Contra Costa } ss

On July 11, 2006 before me, Stefan David Auerbach
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared James MacDonald Teresa MacDonald
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.



Stefan David Auerbach
SIGNATURE OF NOTARY

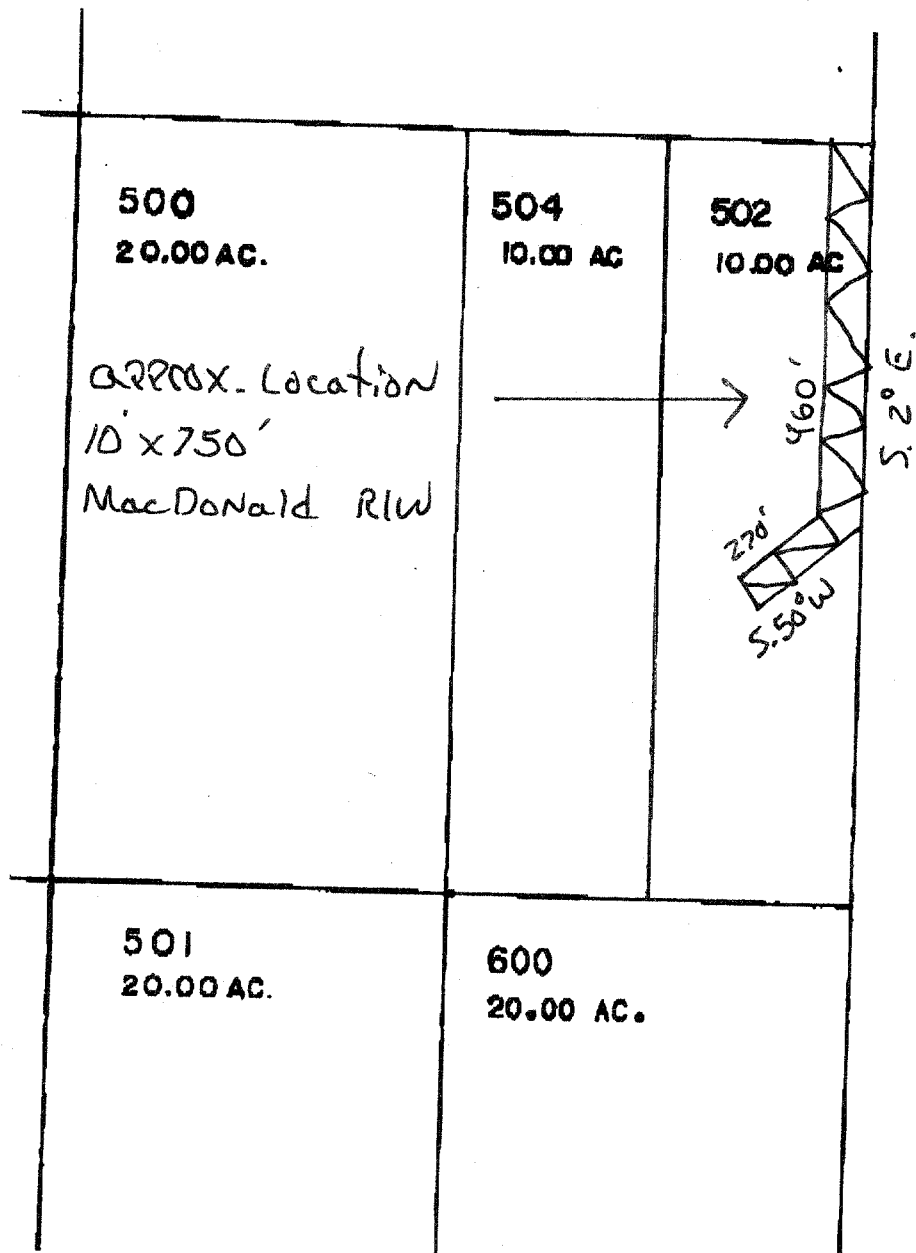
Property Description

SE 1/4 NE 1/4

Section: 36 Township: 35 (N or S), Range: 13 (E or W) Willamette Meridian

County: Klamath State: OR

Parcel Number: 00502



11176 WO#: 002808304

Landowner Name: J. & T. MacDonald

Drawn by: Bill Orde

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: NTS

Property Description



After recording return to:
James Macdonald and Teresa Mavie
Macdonald
143 Vivian Dr.
Pleasant Hill, CA. 94523

Until a change is requested all tax statements
shall be sent to the following address:
James Macdonald and Teresa Mavie
Macdonald

143 Vivian Dr.
Pleasant Hill, CA. 94523

File No.: 7021-649038 (BS)

Date: August 24, 2005

State Of Oregon, County Of Klamath

M05-63307

08/31/2005 03:43:28 PM

Of Pages 2 Fee: \$26.00

STATUTORY WARRANTY DEED

Kay N. Leibfried, Grantor, conveys and warrants to James Macdonald and Teresa Mavie Macdonald, husband and wife, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

The East one-half of the East one-half of the Southeast quarter of the Northeast quarter of Section 36, Township 35 South, Range 12 East of the Willamette Meridian.

This property is free from liens and encumbrances, EXCEPT:

1. The 2005-2006 Taxes, a lien not yet payable.
2. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

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.

The true consideration for this conveyance is \$11,300.00. (Here comply with requirements of ORS 93.030)

Page 1 of 2

CC#: 11176

WO#: 002808304

NAME: J + T. MacDonald

DRAWN BY: Bill O'Brien

BIT B

PacifiCorp

SCALE:

NTS

SHEET OF

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