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08/09/2010 10:15:07 AM

Fee: \$42.00

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, **Thomas H & Terri L Brownlie** the record owner(s) of the real property located in **Klamath** County, State of Oregon, more particularly described as:

Portion: NW 1/4

Section: 17, Township: 25 South, Range: 08 East, Willamette Base and Meridian

Subdivision: Tall Pines Estates – Tract 1227 **Lot:** 15 **Block:** 1

Tax Lot: 1000

Tax Map: 25-08-17B

for good and valuable consideration below listed, the receipt of which is acknowledged, do hereby grant unto Midstate Electric Cooperative, Inc., an Oregon cooperative corporation (hereinafter called the "Cooperative"), whose post office address is P.O. Box 127, La Pine, Oregon 97739, and to its successors and assigns, the following easement:

A 10-foot wide easement, lying 5 feet on each side of the Centerline described below to install, modify and maintain **electrical facilities** more particularly described as follows:

Commencing at the North Quarter Corner of Section 17, Township 25 South, Range 08 East, W.M. thence South 00°23'07" West along the North-South Center of Section line a distance of 1323.73 feet to the Northeast corner of Block 1 of Tall Pines Estates – Tract 1227 as recorded in Klamath County in Vol 22, Pgs 45 & 46, thence North 89°30'39" West along the north line of said Block 1 a distance of 656.15 feet to the Northwest corner of Lot 16 of Block 1 of said subdivision, thence South 00°17'59" West along the west line of said Lot 16 a distance of 332.41 feet to the northwest corner of Lot 15 of said subdivision, thence South 89°27'31" East along the north line of said Lot 15 a distance of 182.42 feet to the centerline of the existing Midstate Electric Powerline Easement, thence South 29°44'33" West along the centerline of said easement a distance of 216.81 feet to the Point of Beginning of the Centerline of the easement being described herein, thence North 89°24'22" West a distance of 76.27 feet, more or less to the West line of Lot 15, which is also the east line of Lot 2 of said subdivision, and the terminus of the Centerline of this Easement, containing 0.02 acres, more or less;

<p>EASEMENT BETWEEN</p> <p><u>Thomas H & Terri L Brownlie</u> <u>555 S Heather St</u> <u>Cornelius OR 97113</u></p> <p>AND</p> <p><u>Midstate Electric Cooperative, Inc.</u> <u>P.O. Box 127</u> <u>La Pine, Oregon 97739</u></p> <p>After recording return to:</p> <p><u>Midstate Electric Cooperative, Inc.</u> <u>P.O. Box 127</u> <u>La Pine, Oregon 97739</u></p>	<p>STATE OF OREGON, County of _____) ss.</p> <p>I certify that the within instrument was received for record on the ____ day of _____, 20____, at o'clock ____M., and recorded in book/reel/volume No. _____ on page _____ or as fee/file/instrument/microfilm/reception No. _____, Record of _____ of said county.</p> <p>Witness my hand and seal of County affixed.</p> <p>_____ Name Title</p> <p>By _____, Deputy</p>
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and to lay, construct, operate and maintain an electrical transmission and/or distribution line or system, electrical, cable, telecommunications and other utility facilities on or under the above-described real property and/or in, upon, or under all streets, roads or highways abutting said real property; to inspect and make such repairs, changes, alterations, improvements, removals from, or substitutions and additions to its facilities as Cooperative may from time to time deem advisable, including, by way of example and not by way of limitation, the right to increase or decrease the number of conduits, wires, cables, handholes, manholes, transformers, connection boxes, transformer enclosures, concrete pads, attachments, equipment, accessories and appurtenances thereto desirable in connection therewith, hereinafter referred to as the "facilities"; to cut, trim and control the growth by machinery or otherwise of trees and shrubbery located within the easement, or that may otherwise interfere with or threaten to endanger the operation and maintenance of said line or system (including any control of the growth of other vegetation in the right-of-way which may incidentally or necessarily result from the means of control employed); to keep the easement clear of all buildings, structures or other obstructions; and to license, permit or otherwise agree to the joint use of occupancy of the lines, poles, system or, if any said system is placed underground, of the trench related to underground facilities, by any other person, association or corporation.

The undersigned agree that all poles, wires or other facilities including any main service entrance equipment, installed in, upon or under the above-described lands at the Cooperative's expense shall remain the property of the Cooperative, removable at the option of the Cooperative.

The undersigned further covenant that they are the owners of the above-described real property and that the said real property is free and clear of encumbrances and liens of whatsoever character except those held by the following persons:

None

THE TRUE CONSIDERATION FOR THIS GRANT OF EASEMENT IS PROVISION FOR ELECTRIC SERVICE.

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 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.

WITNESS THE HAND OF SAID GRANTOR(S)
on this 27th day of July, 2010

TH. Brawnne
Grantor

Terri Brawnne
Grantor

WITNESS THE HAND OF SAID GRANTOR(S)
on this ____ day of _____, 20__

Grantor

Grantor

STATE OF OREGON; County of Washington) ss.

The foregoing instrument was acknowledged before me
this 27th day of July, 2010
by Thomas and Terri Brawnne.

Notary Public for Oregon JJ Ploem
My Commission expires: May 7, 2012

STATE OF OREGON; County of _____) ss.

The foregoing instrument was acknowledged before me
this _____ day of _____, 20__
by _____.

Notary Public for Oregon _____
My Commission expires: _____

