

2012-007309

Klamath County, Oregon



00120691201200073090050051

# RECORDING COVER SHEET

PER ORS 205.234

07/03/2012 09:42:37 AM

Fee: \$57.00

THIS COVER SHEET HAS BEEN PREPARED BY THE PERSON PRESENTING THE ATTACHED INSTRUMENT FOR RECORDING. ANY ERRORS IN THIS COVER SHEET DO NOT AFFECT THE TRANSACTION(S) CONTAINED IN THE INSTRUMENT ITSELF.

## AFTER RECORDING RETURN TO:

Pacific Power  
825 NE Multnomah Street, Suite 1700  
Portland, OR 97232  
Attn: Richard Birch

1. NAMES OF THE TRANSACTION(S)

Easement to PacifiCorp, an Oregon corporation

2. GRANTOR(S) names and address(es) as described in ORS 205.160

Kristy A. Kite

3. GRANTEE(S) and address as described in ORS 205.160

PacifiCorp  
825 NE Multnomah Street  
Portland, OR 97232

4. TRUE AND ACTUAL CONSIDERATION PAID for instruments conveying or contracting to convey fee title to any estate and all memoranda of such instruments, reference ORS 93.030.

For Value Received

5. UNTIL A CHANGE IS REQUESTED, ALL TAX STATEMENTS SHALL BE SENT TO THE FOLLOWING ADDRESS: for instruments conveying or contracting to convey fee title to any real estate, reference ORS 93.260.

No Change.

Easement re-recorded to correct an error in its legal description, previously recorded May, 14, 2012, as Fee No. 2012-005035, Klamath County, Oregon deed records.

2012-005035

Klamath County, Oregon

Return to: Pacific Power  
1950 Mallard Ln  
Klamath Falls, Oregon 97603

00118039201200050350030036

05/14/2012 11:22:59 AM

Fee: \$47.00

CC#: 11176 WO#: 5655321

**RIGHT OF WAY EASEMENT**

For value received, **KRISTY A. KITE** ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **10** feet in width and **210** feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's electric power transmission, 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 therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over, across or under the surface of the real property of Grantor in **KLAMATH** County, State of **OREGON**, more particularly described as follows and/or shown on Exhibit(s) **A** attached hereto and by this reference made a part hereof: **B**

A portion of:

*See Exhibit 'B'*

~~The Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of Section 33, Township 39 South, Range 8 East of the Willamette Meridian~~

Assessor's Map No. 39 08 33B

Parcel No. 1400

Together with the right of ingress and egress, for Grantee, its contractors, or agents, 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 therefor) 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, material or vegetation 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 and shall run with the land.

Dated this 14 day of May, 2012.

Return to Counter

Kristy A. Kite  
KRISTY A. KITE GRANTOR

INDIVIDUAL ACKNOWLEDGEMENT

State of OREGON }  
County of Klamath } SS.

This instrument was acknowledged before me on this 14<sup>th</sup> day of may, 2012,  
by Kristy A. Kite  
Name(s) of individual(s) signing document

[Seal]

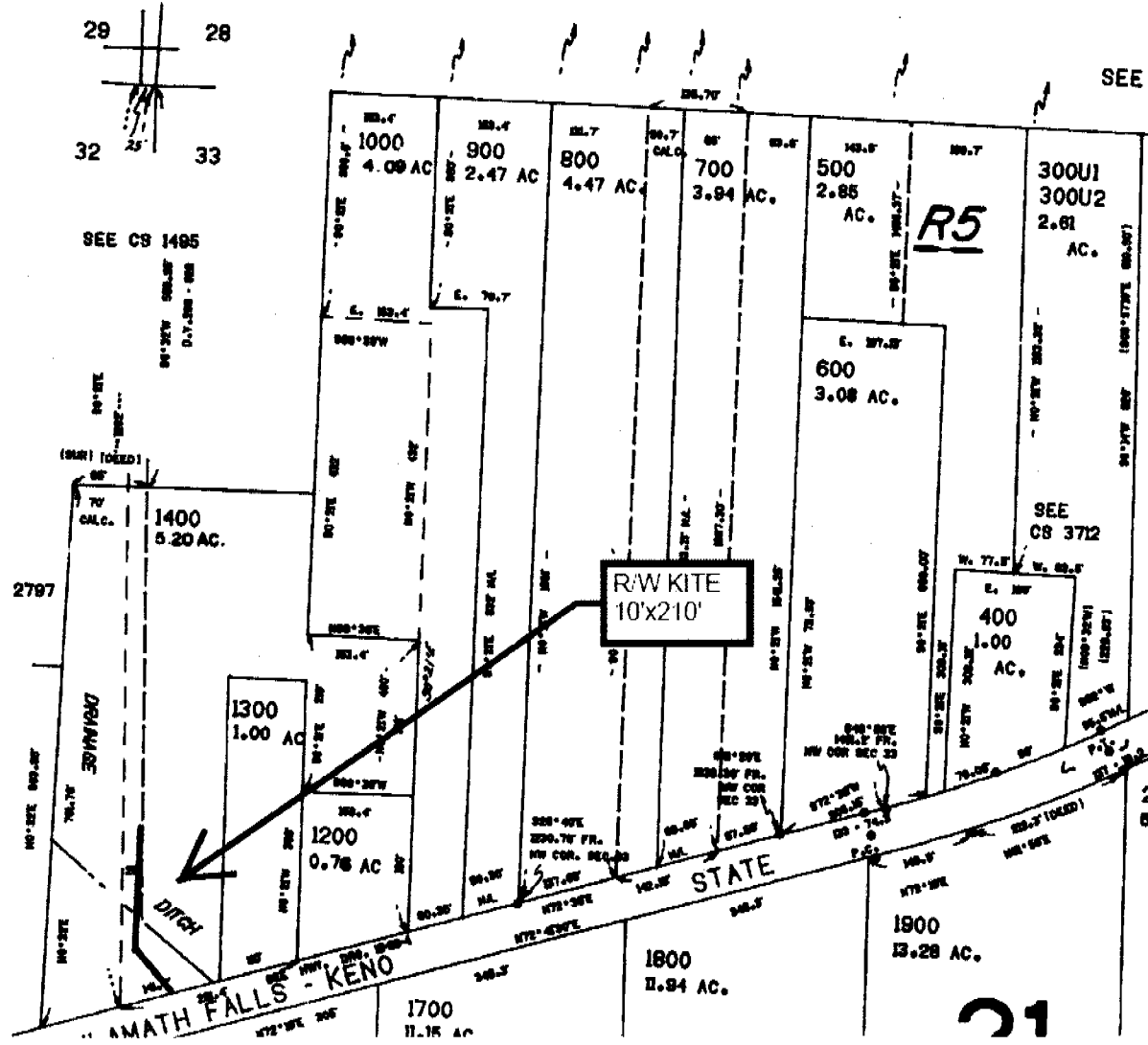
Teri D. Leeper-Blue  
Notary Public  
My commission expires: August 5, 2013



## PROPERTY DESCRIPTION

Section: 33, Township: 39 S., Range: 8 E., Willamette Meridian,  
Klamath County, State of Oregon.

Map / Tax Lot or Parcel No.: 3908-033B0-01400-000



CC#: 11176 WO#: 5655321

Landowner Name: KITE

Drawn by: JMM

# EXHIBIT A

This drawing should be used only as a representation of the location of the easement area. The exact location of all structures, lines and appurtenances is subject to change within the boundaries of the described easement area.

**PACIFIC POWER**  
A DIVISION OF PACIFICORP

**PROPERTY DESCRIPTION**

A portion of the Northeast one-quarter of the Northeast one-quarter of Section 32 and the Northwest one-quarter of the Northwest one-quarter of Section 33, Township 39 South, Range 8 East of the Willamette Meridian, described as follows:

Beginning at a point 25 feet West of the Section corner common to Sections 28, 29, 32 and 33, Township 39 South, Range 8 East of the Willamette Meridian, thence South 0°21' East parallel to the Section line a distance of 558.25 feet, more or less, to the South line of property described in Deed Volume 324, page 146, Records of Klamath County, Oregon; thence South 89°50' West a distance of 95 feet to the Northeast corner of the C.S. Hull tract; thence South 0°32' West along the said Hull tract line fence 760.32 feet, more or less, to the Northerly line of the State Highway #66; thence North 72°38' East along said Highway line 346.44 feet to a stake, thence North 0°21' West to the Southeast corner of property described in Deed Volume 324 at page 146, Klamath County Records; thence South 89°50' West a distance of 225 feet, more or less, to the point of beginning;

SAVING AND EXCEPTING a tract containing 1 acre, more or less, out of the Southeast corner of the above described tract having a frontage on the Highway of 110 feet; and further described as follows:

Beginning on the Highway at a point 110 feet Southwest of the Southeast corner of the above tract; thence Northeasterly along the Highway 110 feet to the Southeast corner thereof; thence North 0°21' West 388 feet; thence West to a point North 0°21' West of the point of beginning; thence South to the point of beginning.

CC#11176: WO#: 5655321

Grantor Name: KITE

**EXHIBIT B**

 **PACIFIC POWER**  
A DIVISION OF PACIFICORP