

poles, props, guys, and other supports and including the right to place all said lines in underground conduits) at or near the location and along the general course now located and staked out by the Grantee over, across and upon the following described premises, located in Umatilla County, Oregon to-wit:

Southeast Quarter of Section 9, Township 4 North, Range 32 E. W. M. Said distribution line to be located along east fence line of above described property.

Together with the right of ingress and egress over the adjacent lands of the Grantors for the purpose of constructing, reconstructing, stringing new wires on, maintaining and removing said lines and appurtenances, and exercising other rights hereby granted.

All rights hereunder shall cease when said lines have been abandoned.

Dated this 4th day of January 1940

In the presence of:

JOHN H. PETERS (SEAL)

ANNA PETERS (SEAL)

STATE OF OREGON )  
County of Umatilla ) ss.

I, Tom M. Keenan, a Notary Public in and for said State, do hereby certify that on the 4th day of January 1940, personally appeared before me John H. Peters and Anna Peters, his wife to me known to be the individuals described in and who executed the within instrument and acknowledged that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this the day and year first in this certificate above written.

TOM M. KEENAN  
NOTARY PUBLIC  
STATE OF OREGON

TOM M. KEENAN, Notary Public for Oregon,  
residing at Pendleton  
My Commission Expires October 12, 1941.

Filed for record February 29, 1940 at 4:25 P. M.

*Jack Johnson*  
Recorder of Conveyances.

040

M. A. RIGBY ET UX )  
TO ) RIGHT OF WAY DEED  
UMATILLA COUNTY )

IN THE MATTER OF OREGON ROAD, known as the BINGHAM SPRINGS HIGHWAY  
KNOW ALL MEN BY THESE PRESENTS, That M. A. Rigby, and Nellie E. Rigby, his wife, of the County of Umatilla in the State of Oregon, in consideration of the benefits and other valuable considerations, and the sum of One # Dollar paid them, the receipt whereof is hereby acknowledged have granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the County of Umatilla, State of Oregon, the following described parcel of land, situate in Umatilla County, State of Oregon, to-wit:

A strip of ground for highway purposes 60 feet wide. 30 feet on each side of the center line as surveyed, the point of beginning being approximately 1790 feet South of the NW. corner of the NE $\frac{1}{4}$  of Section 23, Township 3, N. R. 36, EWM, thence in a Northeast-erly direction and along the North side of the Umatilla River and on the center line of the Bingham Springs Road as now surveyed a distance of 9593 feet, more or less, to the East line of Section 13, Twp. 3, N. R. 36, EWM., containing 3.2 acres, more or less

To have and to hold the same, unto the County of Umatilla, State of Oregon, for the purpose of a public road forever. public highway

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 22 day of February, 1940.

Signed, sealed and delivered

in presence of

M. A. RIGBY (Seal)

NELLIE E. RIGBY (Seal)

STATE OF OREGON, )  
County of Umatilla, ) ss.

I, A. C. McIntyre a Notary Public in and for the State of Oregon, do hereby certify that on this 22nd day of February A.D. 1940, personally appeared before me, M. A. Rigby to me known to be the individual described in and who executed the within instrument, and acknowledged that he executed the same as his free and voluntary act and deed, for

the purposes herein mentioned.

GIVEN under my hand and official seal this 22nd day of February, A.D. 1940.

A. C. McINTYRE  
NOTARY PUBLIC  
STATE OF OREGON

A. C. McINTYRE, Notary Public for State  
of Oregon.

My Commission expires April 24, 1942

STATE OF OREGON )  
County of Umatilla ) ss

I, C C PROEBSTEL, a Notary Public in and for the State of Oregon, do hereby certify that on this the 26 day Feb; 1940, personally appeared before me Nellie E. Rigby, to me known to be the individual described in and who executed the within instrument, and acknowledged that she executed the same as her free and voluntary act and deed, for the purposes herein mentioned.

Given under my hand and official seal this 26 day of Feb, 1940.

C. C. PROEBSTEL  
NOTARY PUBLIC  
STATE OF OREGON

C. C. PROEBSTEL, Notary Public for  
Oregon

My commission expires 3/4/41

Filed for record March 2, 1940 at 10:10 A.M.

*Jack Johnson*  
Recorder of Conveyances.

FAYETTE METTIE ET UX )  
TO ) W A R R A N T Y D E E D  
STATE OF OREGON )

7239 A

THIS INDENTURE WITNESSETH, That We, FAYETTE METTIE and MARY L. METTIE, husband and wife grantors, for the consideration of the sum of THIRTY-FIVE and 90/100 (\$35.90) DOLLARS to us paid, have bargained and sold and by these presents do bargain, sell and convey unto the STATE OF OREGON, by and through its STATE HIGHWAY COMMISSION, the following described premises, to wit:

A parcel of land lying in the West half of the Southeast quarter (W $\frac{1}{2}$  SE $\frac{1}{4}$ ) of Section 16, Township 5 South, Range 31 East, W.M., Umatilla County, Oregon, and being a portion of the following described property: That tract of land which was conveyed by that certain deed to Fayette Mettie and Mary L. Mettie, recorded in book 125, page 249 of Umatilla County Record of Deeds, the said parcel being described as follows:

Beginning at a point on the Northwesterly right of way line of the Pendleton-John Day Highway; said point being 40 feet distant from (when measured at right angles to) Engineer's center line at Station 720+50.0; said point also being 1059.97 feet North and 835.26 feet East of the South quarter corner of Section 16, Township 5 South, Range 31 East, W.M.; thence North 28° 29' West a distance of 150 feet; thence North 61° 31' East a distance of 300 feet; thence South 28° 29' East a distance of 150 feet; to a point opposite and 40 feet distant from Station 723+50.0; thence South 61° 31' West along said right of way line a distance of 300 feet to the point of beginning, containing 1.03 acres.

TO HAVE AND TO HOLD the said premises with their appurtenances, in fee simple, unto the said State of Oregon, by and through its State Highway Commission, its successors and assigns forever.

And we the said grantors do hereby covenant to and with the said State of Oregon, by and through its State Highway Commission, its successors and assigns, that we are the owners in fee simple of said premises; that they are free from all incumbrances and that we will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 4 day of November, 1939.

Done in presence of:  
D. C. Wells

FAYETTE METTIE (Seal)  
MARY L. METTIE (Seal)

STATE OF OREGON, )  
County of Umatilla ) ss.

On this 4 day of November, 1939, personally came before me, a Notary Public in and for said county and state, the within named Fayette Mettie and Mary L. Mettie, his wife, to me personally known to be the identical persons described in, and who executed, the within instrument, and who each personally acknowledged to me that they executed the same freely and voluntarily for the uses and purposes therein named.

Witness my hand and official seal the day and year last above written.