

RIGHT OF WAY EASEMENT

The undersigned, Grantor in consideration of \$ One and no/100

DOLLARS (\$ 1.00) and other valuable consideration, hereby grants to PACIFIC POWER & LIGHT COMPANY, a corporation, its successors and assigns, Grantee, an easement for a right of way 3 feet in width for the overhang of electric transmission and distribution lines of one or more wires and all necessary or desirable appurtenances, including telephone and telegraph wires, along the general course now located by Grantee over the following described real property located in Klamath County, State of Oregon, to wit:

A portion of E $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4, Township 39 South, Range 9 East, W.M., Klamath County, Oregon, as more particularly described on attached Exhibit "B" by this reference made a part hereof.

The within grant shall include: the right to clear said right of way and keep the same clear of brush, trees, timber and structures; the present and future right to clear and cut away all trees outside of said right of way which might endanger said transmission lines; the right to construct, reconstruct, operate, maintain, replace, enlarge, repair and remove any of said facilities; the right in the future to construct, reconstruct, operate, maintain and remove additional lines, wires.

Grantee shall pay to Grantor reasonable compensation for any damage caused by Grantee to any property or crops on the above-described real property arising out of the use thereof by Grantee.

At no time shall any flammable material or any building of any kind be placed or erected within the boundaries of said right of way, nor shall any equipment or material of any kind that exceeds 25 feet in height be placed or used thereon by Grantor or by Grantor's heirs, successors or assigns.

Subject to the foregoing limitations, said right of way may be used by Grantor for roads, agricultural crops and other purposes not inconsistent with said easement.

All such rights hereunder shall cease if and when such lines shall have been abandoned.

Executed this 10th day of April, 1978.

GRANTOR

GRANTOR

STATE OF OREGON)
County of KLAMATH) ss.

On this day personally appeared before me the above-named GLADYS T. ADAMS and known to me to be the identical person(s) who subscribed the within instrument, and acknowledged that she (he, she or they) freely executed the same as her (his, her or their) voluntary act and deed.

Given under my hand and official seal this 10th day of April, 1978.



Alameda E. Giacomini
Notary Public for Oregon
Residing at Merrill, Oregon
My Commission expires: Aug. 5, 1974

12
We
We
66
the
the
20.0
thence
of way
line a
beginni
Th

EXHIBIT "B"

File 44989
Gladys T. Adams
JS 8-2-71 9B-7-3

Survey Approval Project
Section: Patterson Street, Klamath Falls - Malin Junction
Highway: Klamath Falls - Lakeview

PARCEL 1

A parcel of land lying in the E $\frac{1}{2}$ SW $\frac{1}{4}$ and in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Township 39 South, Range 9 East, W.M., Klamath County, Oregon; the said parcel being that portion of said subdivisions lying Southeasterly of that property described in that deed to Robert B. Chilcote, recorded in Book M-70, Page 11306 of Klamath County Record of Deeds; Northwestly of that property described in that deed to John M. Owens and Sheila M. Owens, recorded in Book 356, Page 167 of Klamath County Record of Deeds and included in a strip of land 44 feet in width, lying on the Southwesterly side of the center line of the Klamath Falls - Lakeview Highway as said highway has been relocated, which center line is described as follows:

Beginning at Engineer's center line Station 145+22.86, said station being 2258.63 feet North and 3723.80 feet West of the Southeast corner of Section 1, Township 39 South, Range 9 East, W.M.; thence on a spiral curve right (the long chord of which bears South 48° 49' East) 500 feet to Engineer's center line Station 145+22.86 Back equals 150+21.50 Ahead; thence South 46° 06' 30" East 1454.55 feet to Engineer's center line Station 164+76.05.

EXCEPT therefrom that property designated as Tract "A", which Tract "A" is described as follows:

From the iron pin marking the Southeasterly corner of said Section 1, Township 39 South, Range 9 East, W.M., South 89° 58 $\frac{1}{2}$ ' West 1341.4 feet to a bolt in the center line of the state highway designated as Oregon 66 as the same is now located and constructed over and across said Section 1; thence North 46° 06 $\frac{1}{2}$ ' West along the center line of said highway 1380.4 feet; thence South 43° 53 $\frac{1}{2}$ ' West 30.0 feet to an iron pin on the Southerly right of way line of said Highway 66 marking the point of beginning of this survey; thence South 9° 42' West along the center line of a drain 402.5 feet to a point; thence South 0° 32 $\frac{1}{2}$ ' West along the center line of said drain 72.6 feet to a point; thence South 43° 53 $\frac{1}{2}$ ' West 20.0 feet to an iron pin; thence North 67° 41 $\frac{1}{2}$ ' West 410.0 feet to an iron pin; thence North 23° 42' East 592.9 feet to an iron pin on the said Southerly right of way line of said highway; thence South 46° 06 $\frac{1}{2}$ ' East along said right of way line a distance of 310.0 feet, more or less, to the above mentioned point of beginning.

The parcel of land to which this description applies contains 5,840 square feet, more or less, outside of the existing right of way.

Also a permanent easement and right of way 3 feet in width for the overhang of power lines over and across Grantors' property adjacent to and Southwesterly of the parcel described above.

(NOTE: Approximately 740 square feet of the area lies within the Canal Right of Way.)

PARCEL 2 - A permanent easement for slopes and irrigation.

A parcel of land lying in the E $\frac{1}{2}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Township 39 South, Range 9 East, W.M., Klamath County, Oregon; the said parcel being that portion of said subdivisions lying Southeasterly of that property described in that deed to Robert B. Chilcote, recorded in Book M-70, Page 11306 of Klamath County Record of Deeds; Northwestly of Tract "A" as set forth in Parcel 1 and included in a strip of land variable in width, lying on the Southwesterly side of the center line of the relocated Klamath Falls - Lakeview Highway, which center line is described in Parcel 1.

(OVER)

