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Vol. <sup>m</sup> 20 Page 6376

PARTIAL RELEASE BY  
MORGAN GUARANTY TRUST COMPANY OF NEW YORK  
AS CORPORATE TRUSTEE  
TO  
PACIFIC POWER & LIGHT COMPANY  
FROM LIEN OF MORTGAGE AND DEED OF TRUST  
AS AMENDED AND SUPPLEMENTED

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS Pacific Power & Light Company (hereinafter called the Company), a corporation of the State of Maine, executed a certain Mortgage and Deed of Trust to Guaranty Trust Company of New York (now Morgan Guaranty Trust Company of New York), and Oliver R. Brooks (R. E. Sparrow, successor), as Trustees, dated as of July 1, 1947, as amended and supplemented (hereinafter called the Mortgage), and the property hereinafter described is owned by the Company and is subject to the lien of the Mortgage; and

WHEREAS it has been represented to Morgan Guaranty Trust Company of New York, Corporate Trustee under the Mortgage, that the Company is not in default in the payment of the interest on any bonds now outstanding under the Mortgage, and that none of the Defaults defined in Section 65 of the Mortgage has occurred and is continuing; and

WHEREAS, pursuant to the provisions of Section 59 of the Mortgage, the Company has requested the Corporate Trustee to release the property hereinafter described from the lien of the Mortgage, and has furnished Morgan Guaranty Trust Company of New York, as Corporate Trustee, with (a) Certified

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Copies of Resolutions of the Board of Directors of the Company, (b) Officers' Certificate, (c) Engineer's Certificate, (d) Further Engineer's Certificate, and (e) Opinion of Counsel, all as required by the provisions of said Section 59;

NOW, THEREFORE, Morgan Guaranty Trust Company of New York, in consideration of the premises and pursuant to the authority vested in it as Corporate Trustee under the Mortgage to the date of the recording of this instrument of release, does hereby release, remise and quitclaim unto the Company, its successors and assigns, all the right, title, and interest of such Trustees in and to the property situated in Klamath County in the State of Oregon, more fully described in Exhibit A attached hereto.

TO HAVE AND TO HOLD the said property hereby released and remised to the Company, its successors and assigns, to its and their own proper use, benefit, and behoof forever, free, clear and discharged of and from all liens and claims under and by virtue of the Mortgage.

PROVIDED, HOWEVER, that nothing herein contained shall be construed to affect the residue of the security held by Morgan Guaranty Trust Company of New York and R. E. Sparrow, Trustees as aforesaid, by virtue of the Mortgage, or to release the payment of any part of the moneys, principal and interest, thereby secured that may now remain unpaid.

The recitals made herein are to be taken only as recitals made by the Company and not by said Trustees. The reservations and exceptions, if any, set forth in said Exhibit A are intended to be for the benefit of said Trustees as well as the Company and the lien of the Mortgage on the rights and interests so reserved and excepted, if any, are not released.

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This release is made by said Trustees without covenants or warranties, either expressed or implied in law or in equity, and shall be without recourse against such Trustees or either of them in any event or in any contingency.

IN WITNESS WHEREOF, Morgan Guaranty Trust Company of New York, as Corporate Trustee, has caused its corporate name to be hereunto affixed, and this instrument to be signed and sealed by one of its Vice Presidents and its corporate seal to be attested by one of its Assistant Secretaries, all in the City of New York, New York, on this 7<sup>th</sup> day of March, 1950.

MORGAN GUARANTY TRUST COMPANY  
OF NEW YORK, as Corporate Trustee

R. E. Sparrow  
R. E. Sparrow Vice President (SEAL)

ATTEST:

John W. Cole  
John W. Cole Assistant Secretary

WITNESSES:

S. Russo S. Russo

Lloyd A. McKenzie  
Lloyd A. McKenzie

STATE OF NEW YORK )  
 ) ss.  
County of New York )

On this 7<sup>th</sup> day of March, 1980 personally appeared  
R. E. Sparrow, who, being duly sworn,  
did say that he is a Vice President of Morgan Guaranty Trust  
Company of New York, and that the seal affixed to the foregoing instrument  
is the corporate seal of said corporation, and that said instrument was  
signed and sealed in behalf of said corporation, by authority of its Board  
of Directors; and he acknowledged said instrument to be its voluntary act  
and deed. Before me:

William McKeane  
Notary Public for the State of New York  
My Commission expires: \_\_\_\_\_

WILLIAM MCKEAN  
NOTARY PUBLIC, State of New York  
No. 11564, 40520  
Qualified in Kings County  
Certificate Filed in New York County  
Commission Expires March 30, 1981



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## EXHIBIT A

County: Klamath

State: Oregon

Beginning at the one quarter corner common to Sections 7 and 18, Township 39 South, Range 9 East, W.M., thence South 89° 30' East, along the north line of said Section 18, a distance of 1066.8 feet, more or less, to the westerly right of way line of the Dalles-California Highway; thence South 1° 32' West, along said right of way line a distance of 100.0 feet; thence North 89° 30' West, 1065.2 feet, more or less, to the west line of the NW1/4NE1/4 of said Section 18; thence North 0° 37' East 100.0 feet, more or less, to the point of beginning; being a portion of the NW1/4NE1/4 of Section 18, Township 39 South, Range 9 East of the Willamette Meridian, containing 2.45 acres, more or less.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Klamath County Title Co.this 14th day of April A. D. 19 80 at 3:32 o'clock P.M. at duly recorded in Vol. M80, of Mortgages on Page 6976By Wm D. MILNE, County Cl.  
Suzanne A. Hebeck

Fee \$17.50

After recording, return to:

H. F. Smith  
540 Main Street  
Klamath Falls, Oregon 97601