

21967

Pacific Power & Light Company
920 SW Sixth Avenue
Portland, Oregon 97204

RIGHT-OF-WAY EASEMENT

The undersigned, Grantor, in consideration of \$Ten and NO/100 and other valuable consideration, the receipt of which is hereby acknowledged, hereby grants to PacifiCorp, a corporation dba PACIFIC POWER & LIGHT COMPANY, its successors and assigns, Grantee, an easement for a right-of-way variable and 175 feet in width for an electric transmission line of one or more wires and all necessary or desirable appurtenances, including towers, poles, props, guys and other supports, along the general course now located by Grantee over the following described real property located in Klamath County, State of Oregon, to wit: As shown on Exhibit "A" attached hereto and made a part hereof.

As more particularly described on attached Exhibit(s) "B" by this reference made a part hereof. This easement is subject to the conditions as set forth on Exhibit "C" attached hereto and made a part hereof. The within grant shall include: The right to install and maintain guys and anchors outside said right-of-way; 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 line; the right to construct, reconstruct, operate, maintain, replace, enlarge, repair and remove any of said facilities; and the right of ingress and egress over adjacent lands of Grantor for all said purposes.

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 20 feet in height be placed or used thereon by Grantor or by Grantor's successors or assigns.

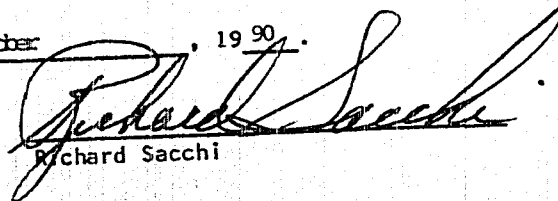
21708

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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 line shall have been abandoned or removed.

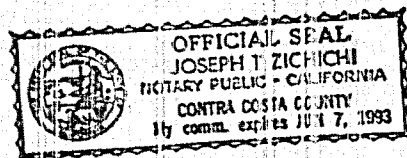
Executed this 21st day of October, 1990.

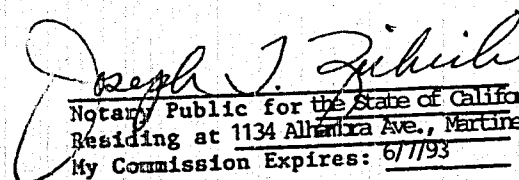

Richard Sacchi

State of California } ss
County of Contra Costa }

On this day personally appeared before me the above-named RICHARD SACCHI, known to me (or proved to me on the basis of satisfactory evidence) to be the individual(s) described in and who executed the within and foregoing instrument, and acknowledge that (he/she/they) signed the same as (his/her/their) free and voluntary act and deed.

Given under my hand and official seal this 21st day of October, 1990.




Notary Public for the State of California
Residing at 1134 Alhambra Ave., Martinez, CA
My Commission Expires: 6/7/93 94553

SHEET ____ OF ____

DESCRIPTION

Richard Sacchi

A variable width right-of-way over and across the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4), the North Half of the Southwest Quarter (N1/2SW1/4), and the South Half of the Northwest Quarter (S1/2NW1/4) of Section 26 in Township 40 South, Range 12 East of the Willamette Meridian in Klamath County, Oregon. The southwesterly boundary of said variable width right-of-way is a line 87.5 feet perpendicularly distant, southwesterly of, and parallel with, the survey line of the Pacific Power relocated Meridian-Malin Transmission Line from the east line of said SE1/4SW1/4 to the intersection of said southwesterly parallel line with northeasterly right-of-way line of the Bonneville Power Administration Olinda-Captain Jack No. 1 Transmission Line (described as Tract ALN-141-A-1 in a Grant of Right-of-Way recorded in Book M90, Page 19945, Official Records of Klamath County, Oregon) and is the northeasterly right-of-way line of the Bonneville Power Administration Olinda-Captain Jack No. 1 Transmission Line from said intersection point to the north line of said S1/2NW1/4. The northeasterly boundary of said variable width right-of-way is a line 87.5 feet perpendicularly distant northeasterly of, and parallel with, the survey line of the Pacific Power relocated Meridian-Malin Transmission Line. Said boundary lines are to be lengthened or shortened to terminate at the property lines. The survey line for the Pacific Power relocated Meridian-Malin Transmission Line, which is described with the basis of bearing being said Bonneville Power Administration Olinda-Captain Jack No. 1 Transmission Line, is described as follows:

Beginning at a 5/8 inch reinforcing rod with an aluminum cap marked "PAC PWR" in the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of said Section 26 which bears N. 88° 48' 48" E., 3291.5 feet from the southwest corner of said Section 26, evidenced by a 2-1/2 inch brass capped monument; thence N. 64° 53' 37" W., 705.9 feet to the east line of said SE1/4SW1/4; thence continuing N. 64° 53' 37" W., 816.8 feet to a 5/8 inch reinforcing rod with an aluminum cap marked "PAC PWR"; thence N. 19° 30' 42" W., 3458.2 feet to the north line of said S1/2NW1/4; thence continuing N. 19° 30' 42" W., 1344.1 feet to a 5/8 inch reinforcing rod with an aluminum cap marked "PAC PWR" in the Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of said Section 26 which bears S. 89° 45' 55" W., 2407.9 feet from the north quarter corner of said Section 26, evidenced by a BLM brass capped monument.

Said right-of-way contains 24.7 acres, more or less.

EXHIBIT B

EXHIBIT C

CONDITIONS

- 1) Grantee will execute a Quit Claim Deed to the Grantor for Grantee's existing Malin-Medford Transmission Line right-of-way conveyed in an easement recorded on July 1, 1976 in Book M-76, Page 9957, Official Records of Klamath County, Oregon.
- 2) The Grantor will not be responsible, and shall not be billed by the Grantee, for any charges related to the Grantor's portion of the Shared Portion Refund Charges related to the Grantor's proposed electric distribution line extension which will connect to the proposed electric distribution line service extension to the proposed Bonneville Power Administration Substation from the existing electric distribution line in the South Half of Section 27, T. 40 S., R.12 E., W.M., Klamath County, Oregon to the proposed Bonneville Power Administration Substation in the NW1/4-NW1/4 of Section 26 T. 40 S., R.12 E., W.M., Klamath County, Oregon.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Pacific Power & Light Co. the 29th day
of Oct. A.D., 19 90 at 11:39 o'clock A M., and duly recorded in Vol. M90,
of Deeds on Page 21707.

FEE \$28.00

Evelyn Biehn . County Clerk

By Pauline Muelandere

Return: G.E. Raleigh and Associates, Inc.
P.O. Box 25247
Portland, Or. 97225