

2600728

Vol. m91 Page 2967

PACIFIC POWER **SEND TO:**
Return To: D. MORRISON
 P. O. BOX 728
 KLAMATH FALLS, OR 97601

RC Name KLAMATH FALLS
 RC 42360 WO 6234
 MILLER ISLAND WILDLIFE REFUGE
 CPR-8-OR-61.136 Replace aerial
 power lines with underground.

UNDERGROUND
 RIGHT-OF-WAY EASEMENT
 (Corporate)

For value received, THE STATE OF OREGON, acting by and through
~~its Department of Fish & Wildlife.~~ ~~XXXXXX~~ hereinafter
 referred to as Grantor, does hereby grant to PACIFICORP, a
 corporation, dba Pacific Power & Light Company, its successors and
 assigns, the Grantee, an easement and right-of-way, ten (10)
 feet in width, for an underground electric distribution line of one
 or more conductors and all necessary or desirable appurtenances
 (including but not limited to the right to install conduits,
 surface or subsurface mounted transformers, surface mounted
 connection boxes and meter cabinets) over, under, across and along
 the following described real property in Klamath
 County, State of Oregon, to wit:

The location and course of said easement and right-of-way
 are approximately as shown on ~~the sketch~~ attached ~~as~~ Exhibit(s)
"A" & "B" and by this reference made a part thereof.

Together with the right of ingress and egress over the
 adjacent lands of the Grantor in order to install, maintain,
 repair, replace, rebuild, operate and patrol the underground
 electric power lines and appurtenances, and to exercise all other
 rights herein granted.

Grantor shall have the right to use the lands subject to
 the above described easement and right-of-way for all purposes not
 inconsistent with the uses and purposes herein set forth; provided
 that Grantor shall not build or erect any structure upon said
 easement and right-of-way without the prior written consent of
 Grantee.

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

PACIFIC POWER & LIGHT COMPANY
 PORTLAND OFFICE
 Form 2770 (Rev. 4/90)

COPY

91 FEB 13 PM 12 47

322

COPY

Dated this 10 day of JANUARY, 1991

THE STATE OF OREGON, acting by and through
its Department of Fish & Wildlife

By: C. Wayne Rawlins
Realty Supervisor (Title)

Attest:

Lancy Hoke, Secretary
(Title)

STATE OF Oregon

County of Multnomah

On this 10th day of January, 1991,
before me personally appeared C. Wayne Rawlins, to me
personally known to be the REALTY SECTION SUPERVISOR
of the ~~*corporation~~ that executed the within and foregoing
instrument; who, duly sworn, on oath did say that he is the
Supervisor of the ~~*corporation~~ that executed the
within and foregoing instrument; ~~that the seal affixed to said~~
~~instrument is the corporate seal of said corporation, and that said~~
~~instrument was signed and sealed in behalf of the said corporation~~
~~by authority of its Board of Directors, and he acknowledged said~~
~~instrument to be the free act and deed of said corporation for the~~
~~uses and purposes therein mentioned.~~

IN WITNESS WHEREOF, I have hereunto set my hand and
official seal the day and year above written.

*State of Oregon, Department of Fish and Wildlife

Teodolinda Parra
Notary Public for Oregon

Residing at Portland

My Commission expires: 1-6-92

TEODOLINDA PARRA
NOTARY PUBLIC - OREGON
My Commission Expires

COPY

EXHIBIT A

KLAMATH FALLS RC 41360A
WO 6234 CPR-8-OR-60.136
Replace aerial powerlines
with underground.

2969

The main centerline of said ten foot wide easement and right-of-way enters Miller Island Wildlife Refuge at the intersection of Southern Pacific Transportation Company (SPT) railroad westerly right-of-way line five feet south of Miller Island County Road southerly right-of-way line within Midland Tract (plat approved by the County Judge and Commissioners on March 6, 1909) Lot No. 28 (which in part is the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 39 South, Range 9 East, W.M.), which is the beginning point of this description;

thence from the beginning point along said centerline, continuing five feet south of said County Road that runs westerly straddling the north lines of the following said Midland Tract Lots: Lot 28 (NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 30), an unspecified Lot between Lots 28 and 27 (parts of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 30), Lot 27 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 30), Lot 26 (NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, Township 39 South, Range 8 East, W.M.) and Lot 25 (NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 25) where said centerline leaves said Wildlife Refuge which point is on the east line of said Lot 25 five south of said County Road and 6,490 feet more or less west of the beginning point;

thence continuing along the same westerly course and re-entering said Wildlife Refuge lands at the westerly right-of-way line of said County Road (which road now runs southerly straddling the east lines of Midland Tract Lot 23 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 25) westerly 200 feet more or less to Angle Point #3 within said Lot 23; thence South 37° West 3,120 feet more or less across said Lot 23 and Lot 33 (SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 25) to Angle Point #4 within Lot 34 (a part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, Township 39 South, Range 8 East); thence South 62° West 540 feet more or less across said Lot 34 to Angle Point #5 within Lot 36 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 26); thence South 37° West 325 feet more or less to the end point of the main centerline.

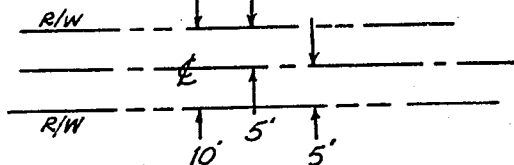
Included in this description are three additional ten foot wide easements and rights-of-way, five feet on each side of centerline, extending from the above described main centerline as follows:

The first extension centerline begins at Angle Point #1 in the above described main centerline located 3,645 feet more or less west of said SPT westerly railroad right-of-way line within said Lot 27 (SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 30); thence South 23° West 240 feet more or less to the final point within said Lot 26 (NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 25).

The second extension centerline begins at Angle Point #2 in the above described main centerline located 3,735 feet more or less west of said SPT westerly railroad right-of-way line within said Lot 26 (NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 25); thence North 1,900 feet more or less across said Lot 26, Lot 21 and into Lot 12 (respectively the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 39 South, Range 8 East, W.M.) along an alignment that is 60 feet west of a fence line located approximately along the east lines of said Lots 21 and 12 to a point; thence West 800 feet more or less to the final point within said Lot 12.

The third extension centerline begins at Angle Point #3 in the above described main centerline within said Lot 23 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 25); thence across said Lot 23 into Lot 8 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24) North 50° East 260 feet more or less to the final point within said Lot 8, and the end of this description.

Right-of-Way and
Easement Width.



Miller Island Wildlife Refuge²⁹

PACIFIC POWER & LIGHT COMPANY
PORTLAND OFFICE

COPY
STATE OF OREGON: COUNTY OF KLAMATH

Miller Island Wildlife Refuge

MAP REF. <u>Midland</u>	PACIFIC POWER & LIGHT COMPANY PORTLAND OREGON <u>Ten foot easement and right-of-way across OR Fish & Wildlife land</u> SEC. ³⁰ <u>24</u> , ²⁵ <u>25</u> & ²⁶ <u>26</u> T. ^{39S} <u>39S</u> , R. ^{9E} <u>8E</u> , WM. <u>klamath COUNTY Oregon</u> SCALE: <u>1" = 1000' ±</u> DATE: <u>12-28-90</u> CPR - 8 - OR - 61.136
ER <u>41360-6234</u>	
FILE _____	
SURVEY BY <u>KT</u>	
TRACED BY <u>GA</u>	
CHECKED BY _____	
APPROVED BY _____	

APPROVED BY _____
 Filed for record at request of Pacific Power & Light the 19th day
 of Feb. A.D., 19 91 at 12:47 o'clock PM., and duly recorded in Vol. M91,
 of _____ of Deeds on Page 2967.
 _____ County Clerk

FEE **\$23.00**

By Evelyn Biehn County Clerk