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Vol. 1797 Page 18519

Return to:
Pacific Power
PO Box 728
Klamath Falls, OR
97601-0321

RC:41360 WO:01173058

UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, Klamath and Modoc Tribes, Yahooskin Band of Snake Indians, Klamath Tribes (Grantor) hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way 15 feet in width for the construction, reconstruction, operations, maintenance, repair, replacement, enlargement, and removal of underground electric power distribution lines, communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets; and the right to excavate and refill trenches therefor; along the general course now located by Grantee on, over or under the surface of the real property of Grantor in Klamath County, State of Oregon, more particularly described as follows or as more particularly described and/or shown on Exhibit(s) A and B attached hereto and by this reference made a part hereof:

Said property generally located in the NW 1/4, SE 1/4 of Section 16, Township 35S, Range 7E, of the Willamette Meridian, and more specifically described in Volume 95, Page 25033 in the Official Records of Klamath County.

Assessor's Map No.R-3507-1600 Tax Parcel No.601

Together with the right of access to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefor) the future right to keep the right of way and adjacent lands clear of all brush, trees, timber, structures and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor erect or permit the erection of any buildings or structures of any kind or nature within the right of way without the prior written consent of Grantee, or light any fires, or place or store any flammable materials (other than agricultural crops), on or within the boundaries of the right of way. Subject to the foregoing limitations, the surface of the right of way may be used for roads, agricultural crops and other purposes not inconsistent with the purposes for which this easement has been granted.

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns; and this easement shall terminate if and when Grantee shall have abandoned all use of the right of way and no longer has any future need therefor.

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Signed this 21 day of May, 1997.

Jeff C. Mitchell
Tribal Chairman

Barbara J. Kirk
Secretary

REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF OREGON

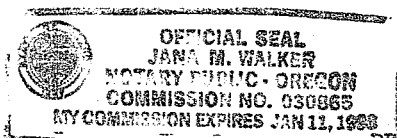
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ss.

County of Klamath

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This instrument was acknowledged before me on May 21, 1997, by Jeff C. Mitchell as Tribal Chairman of The Klamath Tribes.



Jana M. Walker
Notary Public
My Commission Expires 1/11/98

REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF OREGON

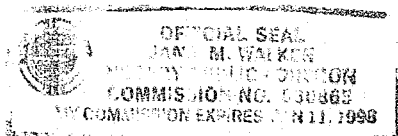
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ss.

County of Klamath

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This instrument was acknowledged before me on May 21, 1997, by Barbara J. Kirk as Secretary of The Klamath Tribes.



Jana M. Walker
Notary Public
My Commission Expires 1/11/98

EXHIBIT A

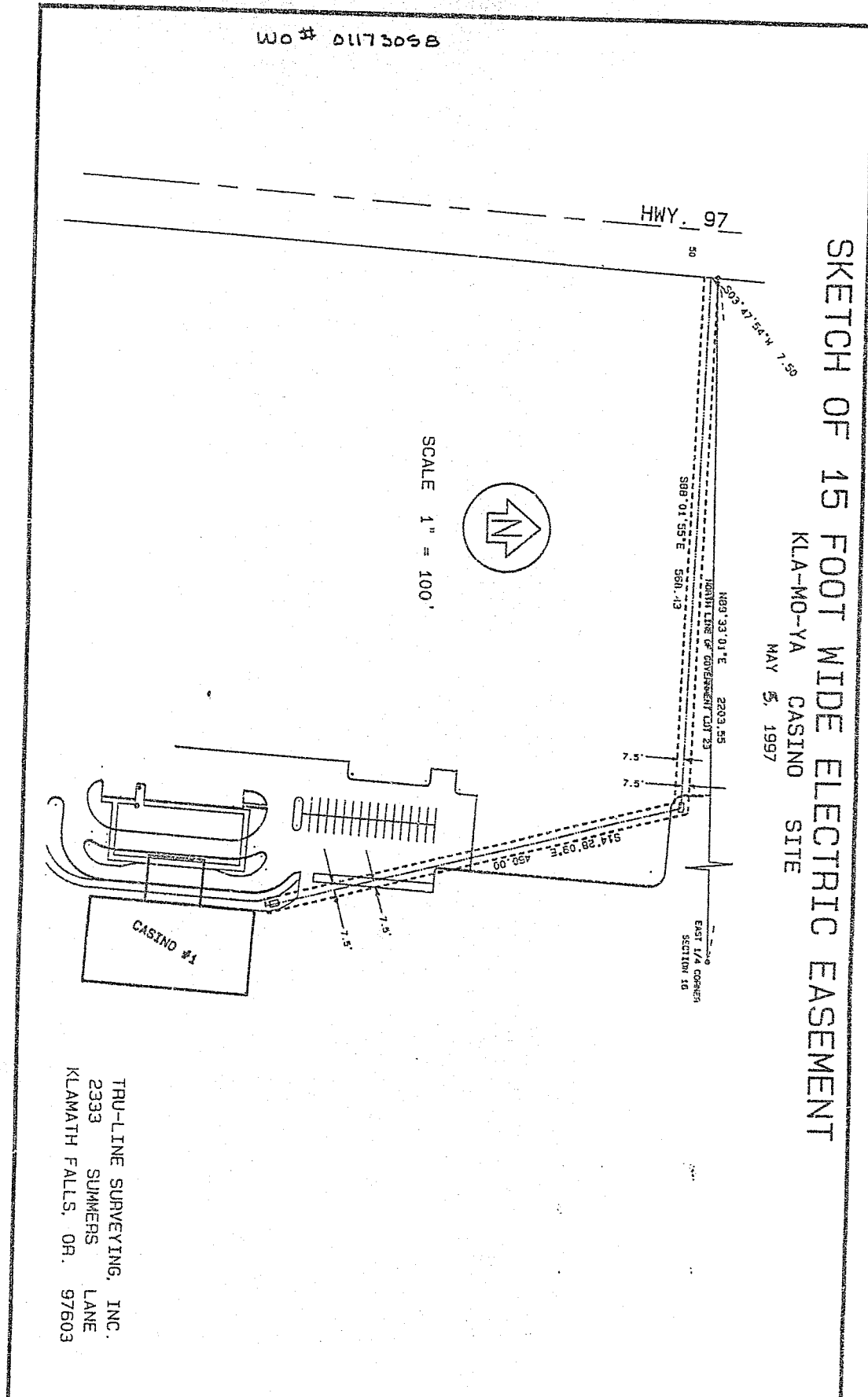
18521

WD # 0117306B

LEGAL DESCRIPTION FOR A 15 FOOT WIDE ELECTRICAL EASEMENT

A 15 FOOT WIDE EASEMENT SITUATED IN GOVERNMENT LOT 23 OF SECTION 16, T35S, R7EWM, KLAMATH COUNTY, OREGON, THE CENTERLINE OF WHICH IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE EASTERLY RIGHT OF WAY LINE OF STATE HIGHWAY 97 AND THE NORTH LINE OF SAID GOVERNMENT LOT 23, FROM WHICH THE EAST 1/4 CORNER OF SAID SECTION 16 BEARS N89°33'01"E 2203.55 FEET; THENCE S03°47'54"W, ALONG THE SAID EASTERLY RIGHT OF WAY LINE, 7.50 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE ALONG SAID CENTERLINE, S88°01'55"E 568.43 FEET AND S14°28'09"E 460.00 FEET. BEARINGS ARE BASED ON RECORD OF SURVEY 5662 ON FILE AT THE OFFICE OF THE KLAMATH COUNTY SURVEYOR.



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Pacific Power the 16th day
of June A.D., 19 97 at 3:52 o'clock P. M., and duly recorded in Vol. M97
of Deeds on Page 18519

FEE \$25.00

By Bernetha G. Letsch, County Clerk
Kordun Rose