

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

97 AUG -1 P3:29

RC:41360 WO:01196088

UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, Dave Gallagher and Elsie Gallagher (Grantor) hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way 20 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 attached hereto and by this reference made a part hereof:

Said property generally located in The S  $\frac{1}{4}$  NW  $\frac{1}{4}$  of Section 25 Township 34S, Range 8E, of the Willamette Meridian, and more specifically described in Volume 97 Page 11999 in the Official Records of Klamath County.

Assessor's Map No.34 08 25 Tax Parcel No.300

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.

20123 0054 1711 000

810525136

Signed this 17 day of May, 1997.

D.C. Gallagher

Elsie C. Gallagher

INDIVIDUAL ACKNOWLEDGEMENT

California

STATE OF OREGON

SS.

County of Sacramento

This instrument was acknowledged before me on May 17  
1997 by Dave & Elsie Gallagher as Individual  
of Self



Leslie M. Gallagher  
Notary Public  
My Commission Expires 1997

25137

OWNER Dave Gallagher & Elsie Gallagher E.R./W.O. 41350-01196088

S $\frac{1}{2}$  NW $\frac{1}{4}$  SEC. 25, T. 34S, R. 8E, W.M. MAP 136A-64-7

659° 45' 42" 2072.34

- - OLD WEST 78.8401. - -



Filed for record at request of Pacific Power the 1st day  
of August A.D., 19 97 at 3:29 o'clock P. M., and duly recorded in Vol. M97  
of Deeds on Page 25135.

By Berntha G. Letsch, County Clerk  
Kathleen Rossi