

47069

Vol. 197 Page 34015

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

RC: 41360 WO: 01184658

DISTRIBUTION RIGHT OF WAY EASEMENT

97 JUN 10 P3:16

For value received James Haxby and L. Grace Jacobs (Grantor) hereby grants to PacificCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way twenty (20) feet in width for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power distribution lines and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchors, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, 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:

Said property generally located in The Northwest Quarter (NW 1/4) of The Northeast Quarter (NE 1/4) of Section 11, Township 36 South, Range 14 East, of the Willamette Meridian, and more specifically described in Volume M76, Page 7067, in the Official Records of Klamath County.

Assessor's Map No. 36 14 11 Tax Parcel No. 200

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, or place or use or permit any equipment or material of any kind that exceeds 12 feet in height, or light any fires, or place or store any flammable material (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 heirs, successors and assigns;

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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.

Signed this 13 day of Oct., 1997

James D. Haxby
James Haxby

L. Grace Jacobs
L. Grace Jacobs

STATE OF OREGON

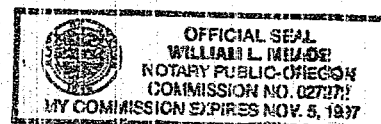
County of LINCOLN

ss.

This instrument was acknowledged before me on Oct-13, 1997,
by _____

William L. Mudge
Notary Public
My Commission Expires _____

1s.



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Pacific Power the 16th day
of October A.D., 1997 at 3:16 o'clock P.M., and duly recorded in Vol. M97
of Deeds on Page 34045

FEE \$15.00

Ely Elmertha G. Letsch County Clerk
Karlton R. Roca