

51085

Return to:

Pacific Power

PO Box 728

Klamath Falls, OR

97601-0321

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RC:41360 WO:81199874

01204841 PS

UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, John Spradley (Grantor) hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way ten (10) 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 Southwest Quarter (SW 1/4) of The Northwest Quarter (NW 1/4) of Section 2, Township 41 South, Range 12 East of the Willamette Meridian, and more specifically described in Volume M97, Page 16649 in the Official Records of Klamath County.

Assessor's Map No. 41-12 Tax Parcel No. 1000

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.

ch
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Signed this 25th day of September, 1997.

John W. Spradley
John Spradley

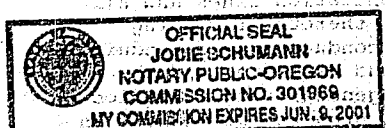
[Signature]

STATE OF OREGON

County of Klamath

This instrument was acknowledged before me on Sept. 25th, 1997,

by



Jodie Schumann
Notary Public
My Commission Expires June 9, 2001

1. [Illegible text]

2. [Illegible text]

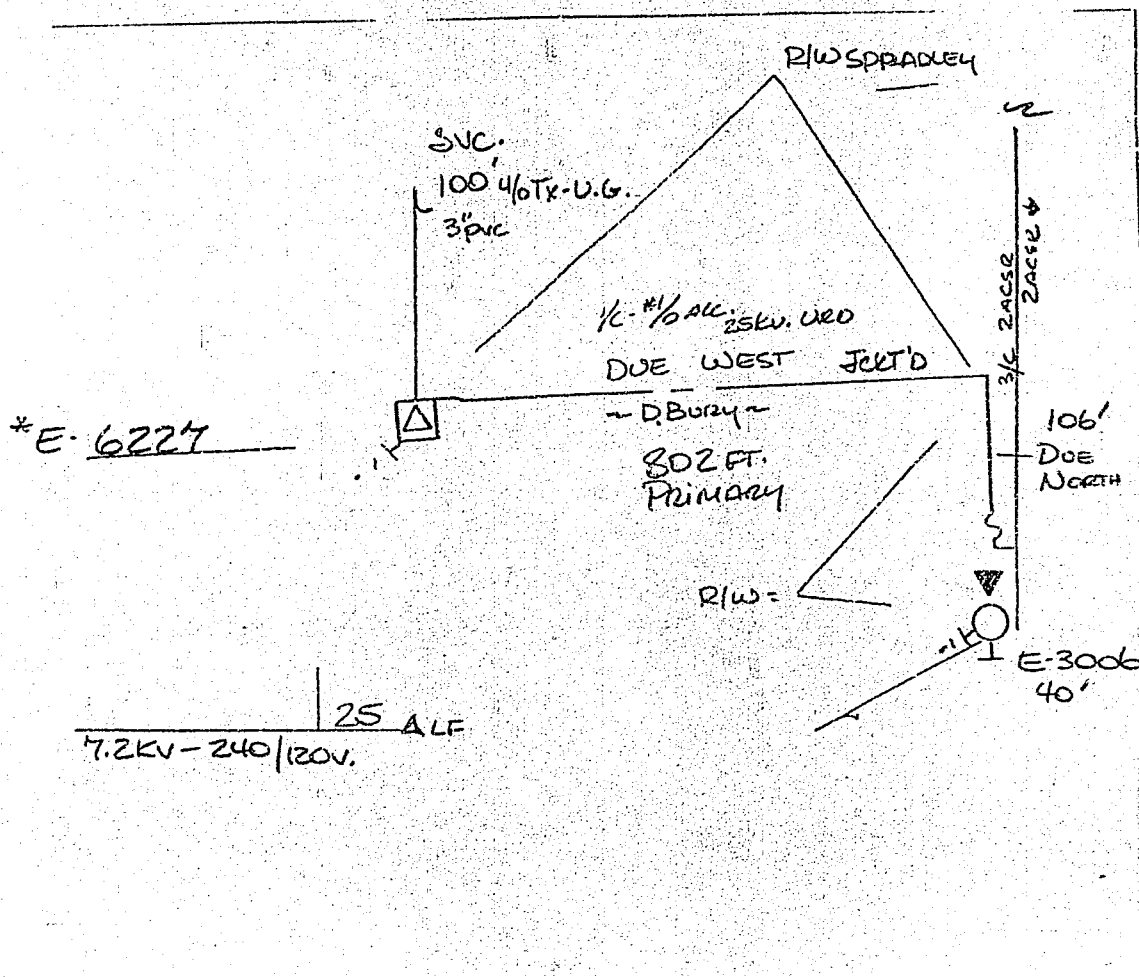
3. [Illegible text]

4. [Illegible text]

5. [Illegible text]

6. [Illegible text]

EXHIBIT A

Grantor: Spradley, JohnWork Order: 01204841 PS
41360-01199874Location: SW $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 2, TS. 41S., R. 12E., W.M.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Pacific Power the 5th day
 of January A.D., 19 98 at 3:09 o'clock P.M., and duly recorded in Vol. M98
 of Deeds on Page 196

FEE \$20.00

By Bernetha G. Letsch, County Clerk
[Signature]