Vol. <u>M98</u> Page 1546

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

51754

'98 JAN 16 P3:03

RC:41360 WO:01287409

UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, Landrum Joint Venture, L.L.C. (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: where the

> Said property generally located in The Southwest Quarter (SW 4) of The Northwest Quarter (NW 4) of Section 10, Township 39 South, Range 9 East of the Willamette Meridian, and more specifically described in Volume M96, Page 4823, in the Official Records of Klamath County. OPPOINTSENT TEANALL THURSTON NOTARY PUBLIC - 02000 COMMISSION NO. (4155)

Assessor's Map No. 10 39 9

Tax Parcel No. 100,200,300,400,500,600,700; and 800

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 an; 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.

VIOL MIL Sale 1516 15773. Signed this 23^{PB} day of <u>DECEMPER</u>, 19<u>97</u>. 5 - L. **a**n Bhan a THERE AND TO THEIR LOTTU/ SPaul Landrum, President Muchanese states and the relation and and the states of the Lardrum, Secretary/Treasurer and that the yew in their actions of กลางไปก้อย (Jane) สมัสนัก (Ling on) เสียง กันแล้วย์ (Ling of Ling age) (An San San San San San San San S e est mest thereas a constituent in a subdiction is reactly or and a particular participation of the second antored in the second state of the second states approximate and the second states and t fur the fullers is the ball relation foundat firstly further factors and the of the test te terster and attant any this second his strate in the part terster of the part of the part of the part of the County of Klamath set is an SS_2 and sound is the same set of a basis of the set of t by Paul Landrum & Ken Landrum as President & Secretary/Treasurer Landrum Joint Venture, L.L.C. at the SEL sectores of puter and without cooper order that Asthing Westerney in DEANA CANA DEANA L. THURSTON Notary Public COMMISSION NO. 044502 MY COMMISSION EXPIRES JUNE 08, 1999 COMMISSION EXPIRES JUNE 08, 1990 COMISSION E My Commission Expires June 8, 1999 there have not you to adopt out any appear in the total contraction which was in an source of the article of the article of a large the article for any article of the article of the article Pares same the bas you to same of gass of happing the the the second second way and the second ligar danne abharait e-196 Par souvicurat ligental, essait fidzalet ign in andth restaiv. 145 a legition oboque au Satistion a Source to concern annabeliget vine 16 fice mone bief gebroch ne ersene Sythand Idena geburge, 24 tele end motile yes aberlight mitonigate breven roughly breven a possible of service in its van blatter mela in anale metaret in angle meaner in nitani in in indersiderikerikerine hunt sehisteri seber seteri setan se als presidents prioreson and as desired agains that and the second and and succes formation operated beau ad you we do add to add the account en stangalar nase lutan els secologicas analistas and arginant the university of the and brief and starting of the start the control of the stand stand solution of an here the stand of the stal in tradicio and della superior della del in an the benchman as a stranged weathing and the ban is associately than the one the



Cwner: Landrum Joint Venture, LLC Work Order: 41360-01287409 Map: 136D-69-2-D-2



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ADDENDUM TO UNDERGROUND DISTRIBUTION RIGHT-OF-WAY EASEMENT

FROM DESCHWEINITZHAMILTON 541, 779 3123

P. 3

1549

The undersigned are Lessees under a Commercial Lease / Option to Purchase entered into between Landrum Joint Venture LLC, Lessor, and Donald W. and Phyllis M. Vincent, husband and wife, Lessee, covering the following described real property, to-wit: Lots 3 and 4, also known as Tax Lots 500 and 600, Block 2, Tract 1183, Fremont Park, in the County of Klamath, State of Oregon. Said Lots 3 and 4 are included in the above entitled Underground Distribution Right-of-Way Easement. The undersigned's lease with Landrum Joint Venture LLC includes an option to purchase the property which the undersigned intend to exercise.

Because of the interest which is held via the lease in a portion of the properties to be covered by the Underground Distribution Right-of-Way Easement, it was deemed appropriate that the undersigned join in the granting of said easement to PacifiCorp, an Oregon corporation as to any interest, present or future, held by the undersigned in Lots 3 and 4, Block 2, Tract 1183, Fremont Park, in the County of Klamath, State of Oregon.

Wherefore, as to Lots 3 and 4, also known as Tax Lots 500 and 600, Block 2, Tract 1183, Fremont Park, in the County of Klamath, State of Oregon, Assessor's Map No. 10 39 9, Donald W. and Phyllis M. Vincent, husband and wife, do hereby join in the granting of that Easement to PacifiCorp, an Oregon corporation, it successors and assigns, a copy of which Easement is attached hereto marked Exhibit A by this reference made a part hereof.

W. Vincent

Donald W. Vincent

Phyllis M. Vincent

) ss.

STATE OF OREGON

County of Klamath

12-09-1997 5.13PM

On this <u>If</u> day of <u>Seconder</u>, 1997, personally appeared before me the above named Donald W. Vincent and Phyllis M. Vincent and acknowledged the foregoing instrument to be their voluntary act and deed.

	(AR)	OFFICIAL SEAL
1		DARLAINE WATSON
		NOTARY PUBLIC-OREGON
	NIV N	COMMISSION NO. 054558 COMMISSION EXPIRES JUL. 23, 2000
ana 1		A CONTRACTOR CONTRACTOR CONTRACTOR

NOTARY PUBLIC FOR OREGON

1. 2000 My Commission Expires:

STATE OF OREGON: COUNTY OF KLAMATH : 55.

Filed for	record at reques	of Facific Power
of	January	A.D., 19 98 at 3:03 o'clock P.M., and duly recorded in Vol. M98
÷		of Deeds on Page 1546
FEE	\$25.00	By Bemetha G Letsch, County Cierk