

54508

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

RC:41360 WO:01092148

UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, Joel Brain and Laurie Brain (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 Northeast Quarter (NE 1/4) of Section 7,
Township 35 South, Range 7 East of the Willamette Meridian.

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.

98 MAR 11 P 3:03

7:00 PM 8/21/97

BURDGE

7948

Signed this 21 day of August, 1997.

Joel Brain
Joel Brain

Laurie Brain
Laurie Brain

STATE OF OREGON

)
SS.

County of KLAMATH

This instrument was acknowledged before me on AUGUST 21, 1997,
by JOEL BRAIN AND LAURIE BRAIN



Is.

Shannon Kuhlman
Notary Public
My Commission Expires 10-10-2000

EXHIBIT A

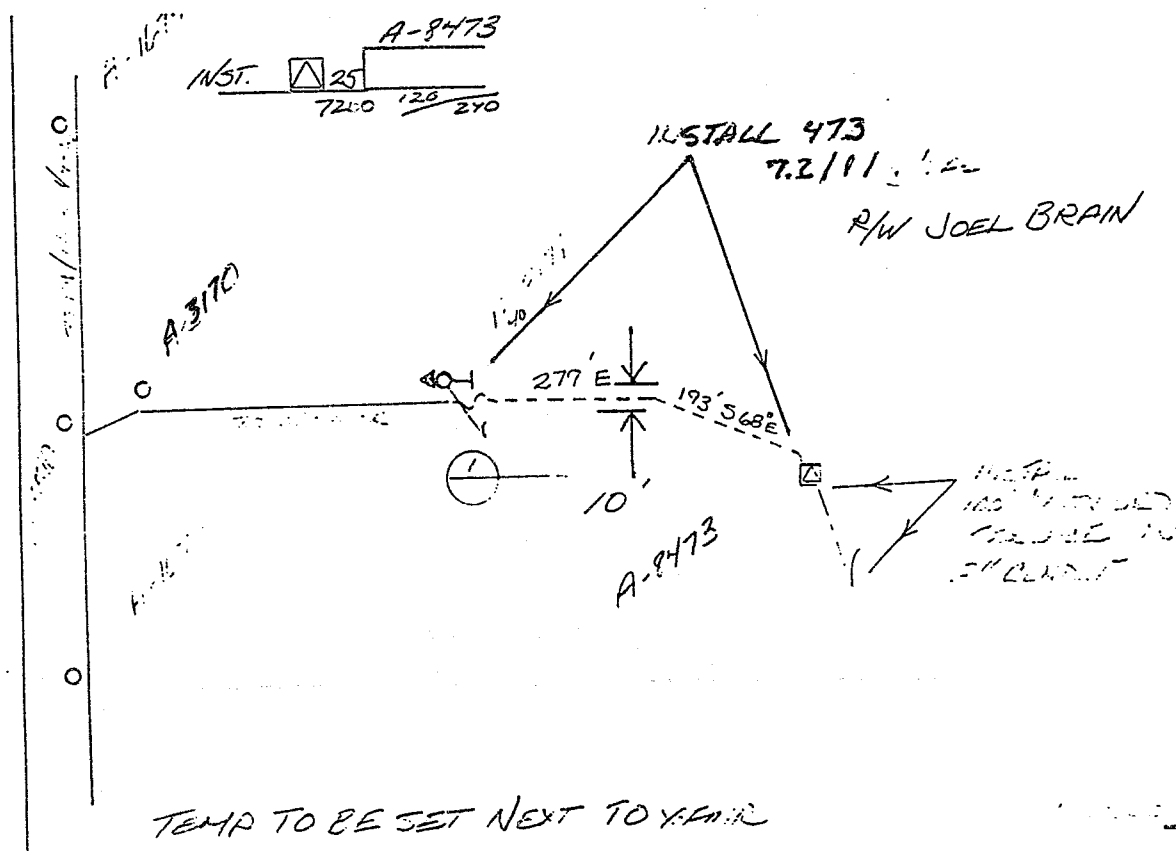
PACIFIC POWER & LIGHT COMPANY

OWNER JOEL BRAINE.R./W.O. 41360-01092148

SW 1/4 NE 1/4 SEC. 7, T. 35S, R. 7E, W.M.

MAP A-46-3-C

KLAMATH COUNTY, OREGON



RW 10' WIDE
472' LONGER

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Pacific Power the 11th day
of March A.D., 19 98 at 3:03 o'clock P M., and duly recorded in Vol. M98,
of Deeds on Page 7947.

Bernetha G. Letsch, County Clerk

FEE \$15.00

By Kathleen Brown