

55428

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

RC:41360 WO:01292296

UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, Mark T. Fay (Grantor) hereby grants to PacificCorp, 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 Southwest Quarter (SW 1/4) of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, and more specifically described in Volume 95, Page 27588, in the Official Records of Klamath County.

Assessor's Map No. 38 09 20CC Tax Parcel No. 1700

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 27 P3:48

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10046

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10046 55438

Notary Public
10046
10046
10046

Signed this 6th day of February 1998

10046 55438

UNDERGROUND DISTRIBUTION RIGHT OF WAY INSTRUMENT

Mark T. Fay

For value received, Mark T. Fay (Grantor) hereby conveys, transfers, assigns, releases and discharges (hereinafter "Grantor") to the Oregon Corporation, its successors and assigns (Grantee), on assignment for a right of way (ROW) for the construction, reconstruction, operation, 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, tip off, cables and other conductors and conductors, and poles, structures, switches, vaults and cabinets; and the right to excavate and install trench, shafts, and the general course now located by parties on or 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 set forth on Exhibit A attached hereto and by this instrument made a part hereof.

Said property generally located in the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section 20, Township 23 South, Range 90 East, of the Willamette Meridian, and more specifically described in Volume 02, Page 12561, in the Official Records of Klamath County.

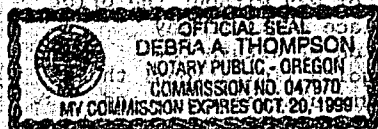
STATE OF OREGON

ss.

County of Klamath

This instrument was acknowledged before me on Feb. 6, 1998,

by Debra A. Thompson Notary Public
Klamath County



Debra Thompson
Notary Public
My Commission Expires Oct 20, 99

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns and this instrument shall remain in full force and effect until the right of way and no longer has any force and effect.

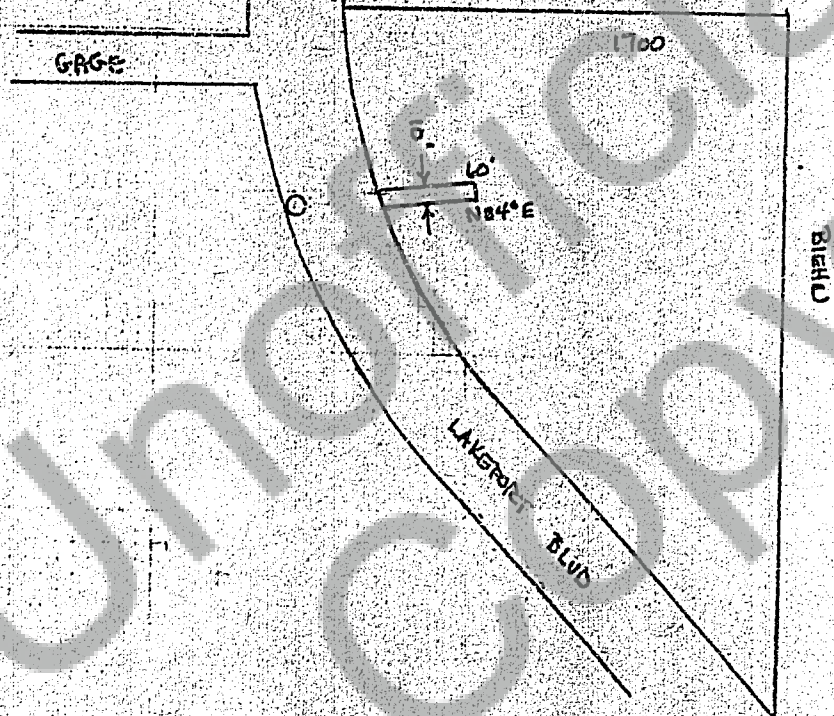
EXHIBIT A

10047

PACIFIC POWER & LIGHT COMPANY

OWNER Fay, Mark T.E.R./W.O. 41360-01292296SW₁ SW₁ SEC. 20, T. 38S., R. 9E., W.M.MAP 136K-9

KLAMATH COUNTY, OREGON



DISTRICT		KLAMATH	
NAME	512130	NAME	KLAMATH
CITY/TOWN	5154		
MAP NO.	136K-9	RD	41360
OWNER		W.O.	01292296

PACIFIC POWER
ER SKETCHSCALE 1" = 100'

STATE OF OREGON: COUNTY OF KLAMATH: ss

Filed for record at request of Pacific Power the 27th day
 of March A.D., 19 98 at 3:48 o'clock P. M., and duly recorded in Vol. M98
 of Deeds on Page 10045

FEE \$20.00

By Bernetha G. Letsch, County Clerk
Kathleen Kross