

67713

Vol. 111 Page 37234

Return to:  
Pacific Power  
PO Box 729  
Klamath Falls, OR  
97601-0321

98 DEC -9 P3:33

RC:41360 WO:01182215

### UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, James Clark (Grantor) hereby grants to PacificCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way five (5) 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 Southeast Quarter (SE1/4) of The Northeast Quarter (NE1/4) of Section 33, Township 40 South, Range 8 East of the Willamette Meridian, and more specifically described in Volume M93, Page 26057 in the Official Records of Klamath County.

Assessor's Map No. 4008-3300-100 Tax Parcel No. 625-997

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.

Signed this 25 day of JUNE, 1977.

James Clark  
James Clark

STATE OF OREGON

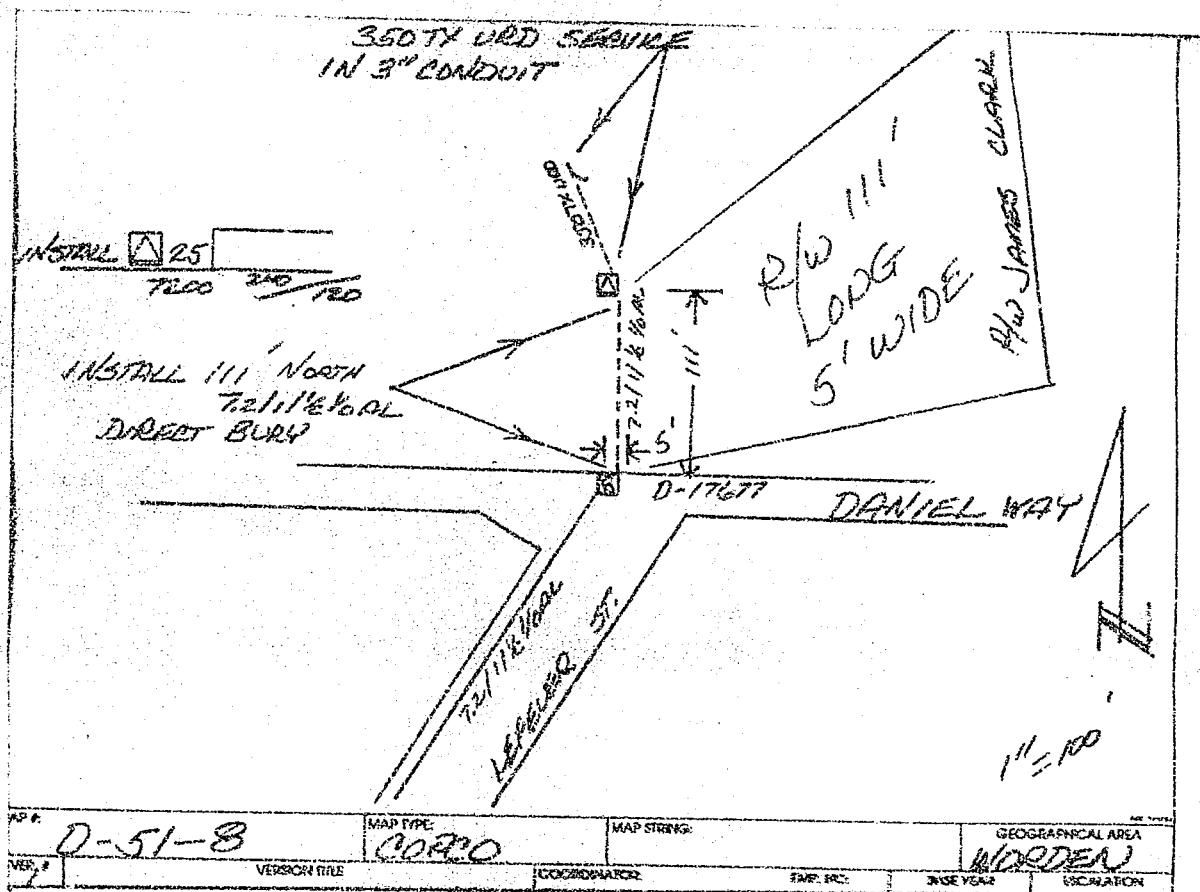
County of KLAMATH

This instrument was acknowledged before me on \_\_\_\_\_, 19\_\_\_\_,  
by \_\_\_\_\_

Notary Public  
My Commission Expires \_\_\_\_\_

CALIFORNIA CHECK ATTACHED

## EXHIBIT A



# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

37297

State of CALIFORNIA  
 County of CONTRA COSTA  
 On JUNE 26 1997 before me, ARMA ATKINS  
Date Name and Title of Officer (e.g., "John Doe, Notary Public")  
 personally appeared JAMES G. CLARK  
Name(s) of Signer(s)

☐ personally known to me - OR - ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

[Signature]  
Signature of Notary Public

## OPTIONAL

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

### Description of Attached Document

Title or Type of Document: Subground Distribution Right of Way Easement

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

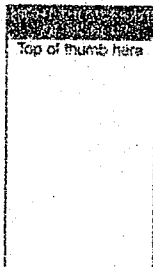
Signer(s) Other Than Named Above: NONE

### Capacity(ies) Claimed by Signer(s)

Signer's Name: James G. Clark

- ☒ Individual  
☐ Corporate Officer  
 Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney-in-Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

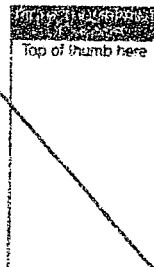
Signer Is Representing:



Signer's Name: \_\_\_\_\_

- ☐ Individual  
☐ Corporate Officer  
 Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney-in-Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

Signer Is Representing:



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Pacific Power the 9th day of October A.D., 19 98 at 3:33 o'clock P. M., and duly recorded in Vol. M98 of Deeds on Page 37294

FEE \$25.00

Bernetha G. Leisch, County Clerk  
 By Kathleen Ross