

085 169733

Vol. M98 Page 41729

Return to:

Pacific Power

PO Box 728

Klamath Falls, OR

97601-0321

RC:41360 WO:01412005

### UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, Wesgo Co. (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 Southeast Quarter (SE ¼) of Section 16, Township 39 South, Range 9 East of the Willamette Meridian, and more specifically described in Volume M79, Page 10040, in the Official Records of Klamath County.

Assessor's Map No. 3909 01600 00900 Tax Parcel No. 900

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

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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 10 day of August, 1998.

WESGO CO, a partnership

Melvin Stewart

B. Merrill

Partner

Partner

Title

Title

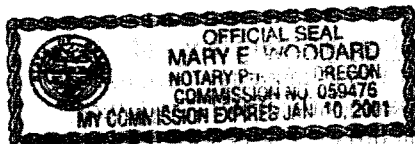
STATE OF OREGON

County of CLATSOP

ss.

This instrument was acknowledged before me on August 10, 1998.

by Melvin Stewart.

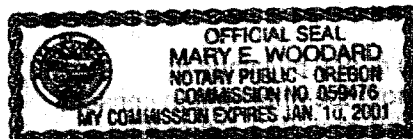


Mary E. Woodard

Notary Public

My Commission Expires Jan. 10-2001

Is.



# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

41731

State of: **California**  
County of: **Santa Clara**

On: August 14, 1998

before me, **Billie D. Vick, Notary Public**

Personally appeared: **Benjamin J. Menold\*\*\***

☐ personally known to me -OR- ☒ proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument the persons, or the entity upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.



*Billie D. Vick*

## 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:

Document Date:

Signer(s) Other Than Named Above:

Capacity(ies) Claimed by Signer(s)

Number of Pages:

Signer's Name:

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

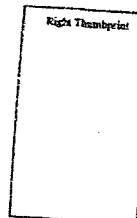
Signer is Representing: \_\_\_\_\_



Signer's Name:

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

Signer is Representing: \_\_\_\_\_



# EXHIBIT A

41732

PACIFIC POWER & LIGHT COMPANY

OWNER WESGO CO 96 MEL STEWART

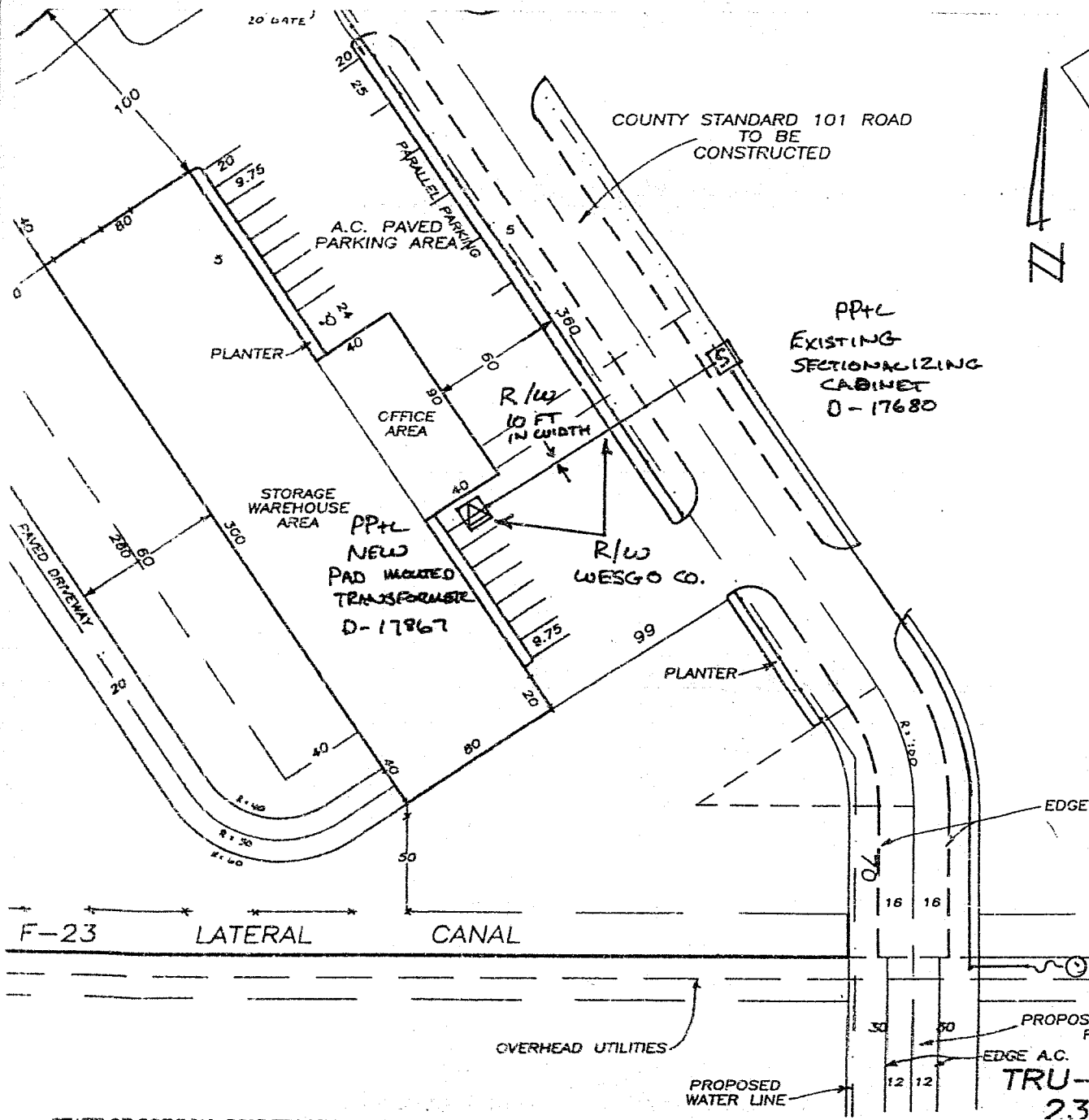
E.R./W.O. 41360-612-

SE 1/4 SEC. 16, T. 39S, R. 9E, W.M.

MAP 136D-69-5-B

KLAMATH COUNTY, OREGON

SCALE 1" = 60'



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of PP&L the 16th day of Nov A.D., 19 98 at 12:00 o'clock P M., and duly recorded in Vol. M98 of Deeds on Page 41729.

FEE \$25.00

Bernetha G. Letsch, County Clerk  
By Kathleen Rose