

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

Vol M99 Page 30262

1979 JUL 29 PM 3:16

RC:41360 WO:01445669

UNDERGROUND DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, Calvin C Gay and Nell F Gay (Grantors) hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way 8 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 NW ¼ of Section 33 Township 40S, Range 8E, of the Willamette Meridian, and more specifically described as Land Partition 49-97 in the Official Records of Klamath County.

Said Right of Way to be 8' on Parcel 2 and 8' on Parcel 3 along the Common Property Line of said parcels.

Assessor's Map No. 40 08 33 DB Tax Parcel No. 102,103

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 28 day of May, 19 99

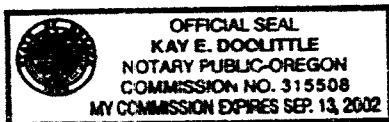
Calvin C Gay Nell F Gay
 CALVIN C GAY NELL F GAY

STATE OF OREGON)

County of Klamath)
) SS.

This instrument was acknowledged before me on May 28, 19 99.

by Nell Gay



Kay E. Doolittle
 Notary Public
 My Commission Expires 9-13-02

Is.

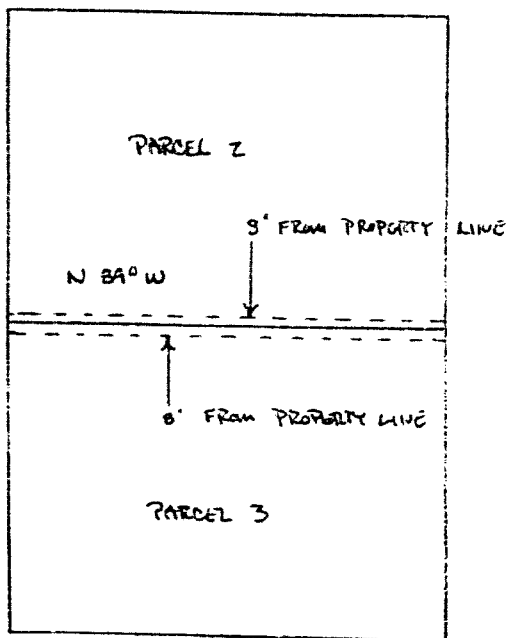
EXHIBIT A

30264

OWNER W. J. Gay PACIFIC POWER & LIGHT COMPANY E.R./W.O. _____
 SEC. _____, T. _____, R. _____, W.M. MAP _____

KLAMATH COUNTY, OREGON

LAND PARTITION 49-97



State of Oregon, County of Klamath
 Recorded 7/29/99, at 3:16 p. m.
 In Vol. M99 Page 30262
 Linda Smith,
 County Clerk Fees \$20.00

DISTRICT <u>KLAMATH</u>		
NAME <u>CALVIN / NEIL GAY</u>		
CIRCUIT NUMBER _____		
MAP NO _____	RC	41360
DRAWN _____	WO	01445669

PACIFIC POWER
 E R SKETCH

SCALE 1" = 200'