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**Return to:**

Don Gruener

1081 Joe Wright Rd

Klamath Falls, OR 97603

Cost Center #11176 Internal # 01896280

**State of Oregon, County of Klamath**

Recorded 03/06/2002 1:47 p.m.

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Linda Smith, County Clerk

Fee \$ 31.00 # of Pgs 3

**RIGHT OF WAY EASEMENT**

For value received, Donald R Gruener & Susan E. Gruener, ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), an easement for a right of way 10 feet in width and 360 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power, distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchor, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, on, over or under the surface of the real property of Grantor in Klamath County, State of Oregon, more particularly described as follows and 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 SW1/4 SW1/4 of Section 28 Township 39 S, Range 9E, of the Willamette Meridian, and more specifically described as land partition 52-96 Parcels 1,2 in the Official Records of Klamath County.

Assessor's Map No. Map no.

Tax Parcel No. Parcel no.

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, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place, use or permit any equipment or material of any kind that exceeds twelve (12) feet in height, light any fires, 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 agricultural crops and other purposes not inconsistent, as determined by Grantee, 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.

DATED this 26th day of February, 2002.

Donald R. Gruener  
Grantor(s) DONALD R. GRUENER

Susan E. Gruener  
SUSAN E. GRUENER

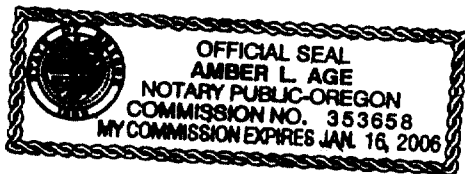
INDIVIDUAL ACKNOWLEDGMENT

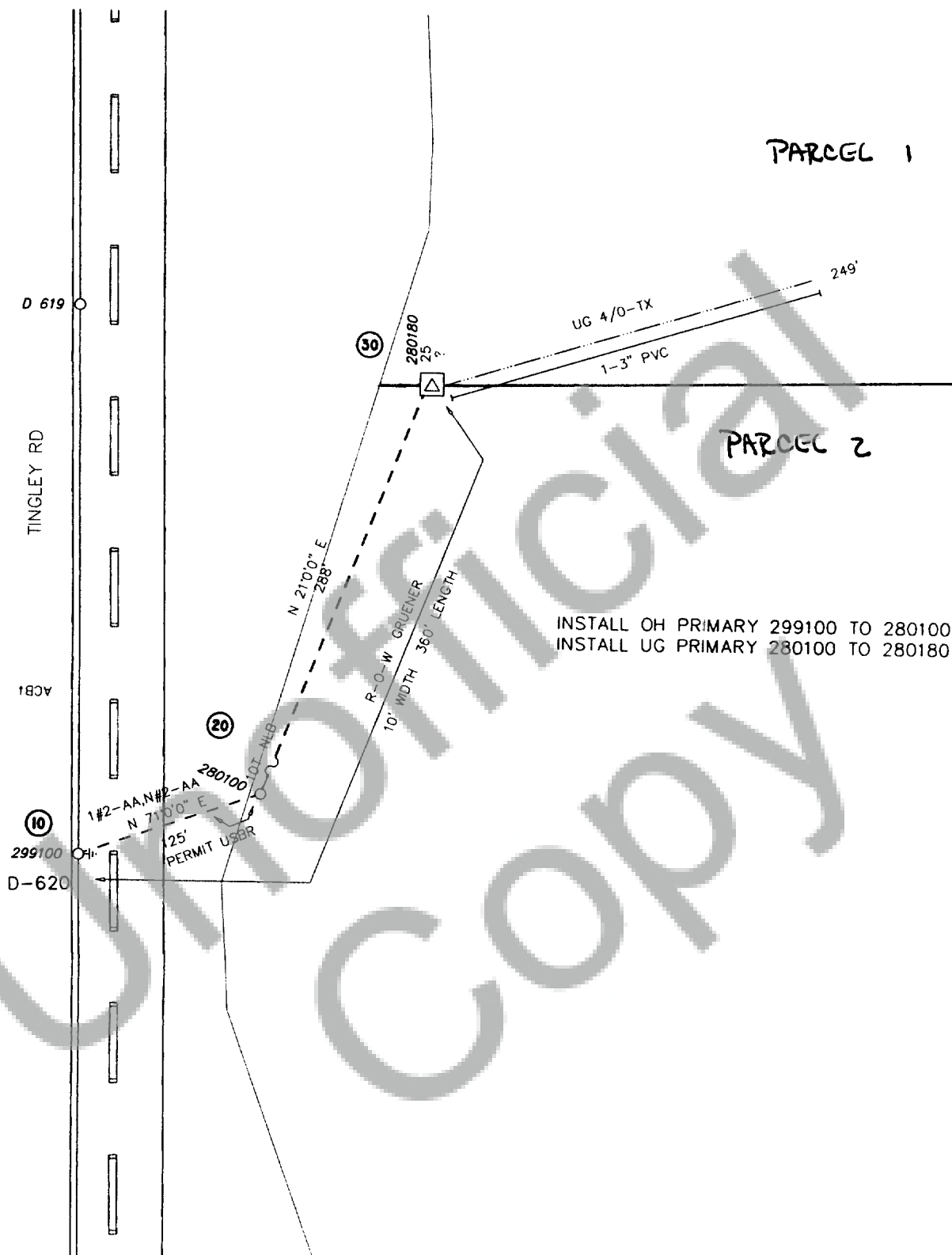
STATE OF Oregon )  
County of Klamath ) ss.



This instrument was acknowledged before me on this 26 day of February, 2002, by Amber Age.

Amber L. Age  
Notary Public

My commission expires: 1-16-06





Foreman		Emp #	Job Start Date		 
CC# 11176	WO# / REQ# 001896280	Map String 01439009.0	Job Comp Date		
CUSTOMER : R-O-W GRUENER ADDRESS : 9373 TINGLEY LN			Circuit 5L33	Post Jobs <input type="checkbox"/> RQII <input type="checkbox"/> Posted <input type="checkbox"/>	1 OF 1 EST ID# 24872 Print Date 02/04/02 Scale 1=100'