

'02 JUL 18 PM2:21

Return to: Pacific Power
1950 Mallard Ln.
Klamath Falls, OR. 97601

CC#: 11176 WO#: 02063491

RIGHT OF WAY EASEMENT

Vol M02 Page 40749

For value received, Michael D. Davis, ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), an easement for a right of way 20 feet in width and 200 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, 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 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 SW 1/4 NW 1/4 of Section 39 Township 12, Range 34, of the Willamette Meridian, and more specifically described in Volume M-01 Page 34888 in the Official Records of Klamath County.

Assessor's Map No. R-3912-03400-00400-000 Tax Parcel No. 400

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 2 day of JULY, 2002

Michael D. Davis
Grantor(s) Michael D. Davis

INDIVIDUAL ACKNOWLEDGMENT

STATE OF OR)
County of KLAMATH)
SS.

State of Oregon, County of Klamath
Recorded 07/18/2002 2:21 P. m.
Vol M02, Pg 40749
Linda Smith, County Clerk
Fee \$ 21.00 # of Pgs 1

This instrument was acknowledged before me on this 2 day of JULY, 2002, by

Michael D. Davis

Kristia A. Sutphin

Notary Public

My commission expires: 11-5-04



21