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Vol M02 Page 40750

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

CC#: 11176 WO#: 02054655

State of Oregon, County of Klamath
Recorded 07/18/2002 2:22 p. m.
Vol M02, Pg 40750-52
Linda Smith, County Clerk
Fee \$ 2.00 # of Pgs 3

RIGHT OF WAY EASEMENT

For value received, Samuel & Rachelle Gates, Don & Myrtle Russell, ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), an easement for a right of way 5 feet in width and 25 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: 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 SE 1/4 of the NE 1/4 of Section 7 Township 39S, Range 10E, of the Willamette Meridian, and more specifically described in Volume M95 Page 34943 in the Official Records of Klamath County.

Assessor's Map No. 39 10 07

Tax Parcel No. 1801

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.

31✓

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns.

DATED this 10th day of June, 2002.
Samuel D. Gates
 Grantor(s) Samuel Gates
Don Russell
 Grantor(s) Don Russell

Rachelle M. Gates
 Grantor(s) Rachelle Gates
Myrtle Russell
 Grantor(s) Myrtle Russell

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon
 County of Klamath ss.

This instrument was acknowledged before me on this 10th day of June, 2002, by
Don Russell & Myrtle Russell.

Alice M. Gregory

Notary Public

My commission expires: 11-28-2005



INDIVIDUAL ACKNOWLEDGMENT

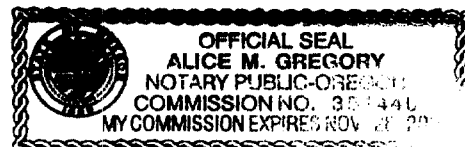
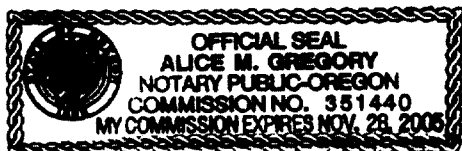
STATE OF Oregon
 County of Klamath ss.

This instrument was acknowledged before me on this 10th day of June, 2002, by
Samuel D. Gates & Rachelle M. Gates.

Alice M. Gregory

Notary Public

My commission expires: Nov 28, 2005



40-752

8448

7.2 1#2-AS.N#2-AS

Don Russell
1/10Tx.

25
R/W
GATES

7.2
1#2-AS.N#2-AS.

1.2 1#1/O-AL

R/W L. J. Tucker
CF# 95-1846

3636

UG 4/0-TX

7.2 1#2-AS,N#2-AS!

PL 068009 KLAMATH FALLS - LAKEVIEW

This drawing is preliminary and should be used only as a representation of the location of the easement being conveyed. The exact location of all structures, lines and appurtenances is subject to change.

EXHIBIT A

SCALE:

SHEET OF

ROW.#

7.2 1#6-CULN#6-CUL