

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

CC#: 11176 WO#: 02091027

'03 JAN 9 PM1:58

RIGHT OF WAY EASEMENT

Vol M03 Page 01615

For value received, Daniel I. Phelps & Sandylee A Phelps, ("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 880 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) attached hereto and by this reference made a part hereof:

Said property generally located in The NW of Section 3 township 36S, Range 7E, of the Willamette Meridian, and more specifically described in Volume 02 Page 5681 in the Official Records of Klamath County.


Assessor's Map No. 36 07 A0300-200 Tax Parcel No. 200


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 5 day of December, 2002.


Grantor(s) Daniel I. Phelps


Grantor(s) Sandylee A. Phelps

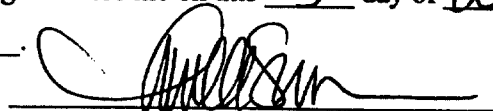
INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon)

County of Marion) ss.

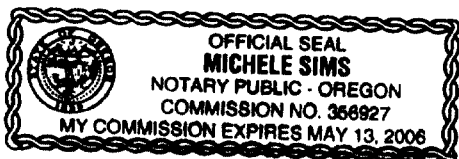
This instrument was acknowledged before me on this 5 day of December, 2002, by

Daniel I. Phelps



Notary Public

My commission expires: May 13, 2006

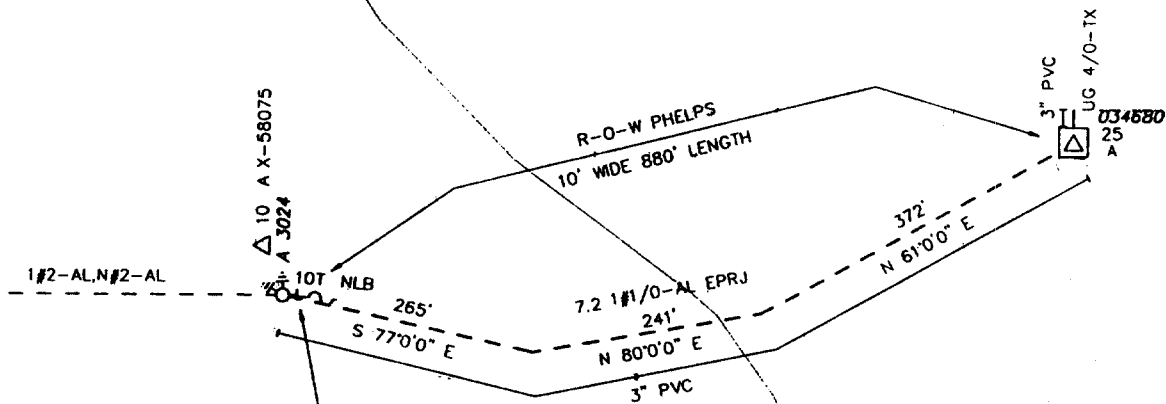


State of Oregon, County of Klamath
Recorded 01/09/2003 1:58 p. m.
Vol M03 Pg 01615-16
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2



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.

01616

EXHIBIT A



10 A X-39356
193

Foreman		Emp #	Job Start Date		 
CC#	WO# / REQ#	Map String	Job Comp Date		
11176	002091027	01436007.0			1 of 1
CUSTOMER : R-O-W PHELPS ADDRESS : 28339 HWY 97 NORTH			Circuit 5L36	Post Jobs <input type="checkbox"/> ROLL <input type="checkbox"/> Posted <input type="checkbox"/>	EST ID# 24872
				Print Date 05/28/02	Scale 1=200'