

9/12/03 @ 1435

Return to: Pacific Power
1950 MALLARD LN.
KLAMATH FALLS, OR. 97601

CC: 11176 WO: 02331424

RIGHT OF WAY EASEMENT

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'04 JAN 13 PM2:35

For value received, RUNNING Y INC., ("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 410 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power transmission, 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, as more particularly described and/or shown on Exhibit(s) "A" attached hereto and by this reference made a part hereof:

Situated in a portion of the S.E. 1/4, SEC. 04, T.-38S., RANGE 08E., W.M.

Assessor's Map No. R-3808-004D0-00100-000 Tax Parcel No. 100

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 12 day of SEPT., 2003

BY: [Signature] RUNNING Y INC.
BODE CAVALLARO (President) DEVELOPMENT MANAGER B.C.

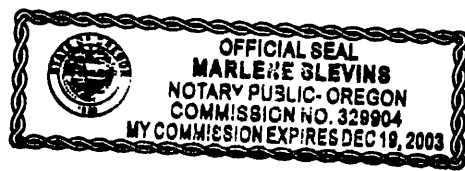
Attest: NA
(Secretary)

REPRESENTATIVE ACKNOWLEDGMENT

STATE OF Oregon
County of Klamath

This instrument was acknowledged before me on this 12th day of Sept., 2003, by Bode Cavallaro, as Agent of Running Y Resort, Inc.

Marlene Blevins
Notary Public
My commission expires: 12/19/2003



State of Oregon, County of Klamath
Recorded 01/13/2004 2:35 PM
Vol M04 Pg 1961-62
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

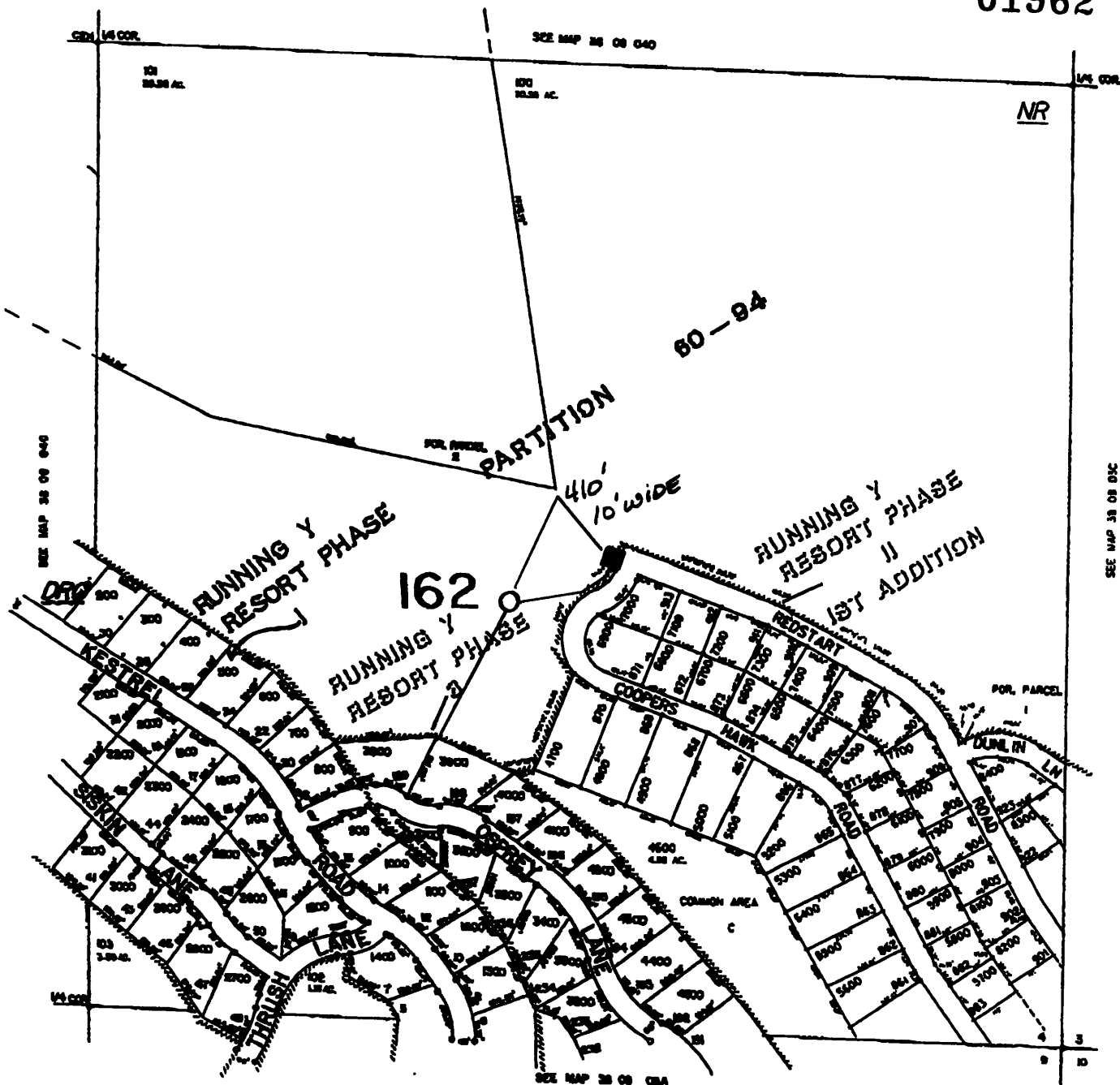
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SE 1/4 SEC. 04 T. 38 S. R. 08 E. W. M.
KLAMATH COUNTY

38 08 04D

01962

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY



38 08 04D

EXHIBIT A

AmeriTitle

THIS SKETCH IS MADE SOLELY FOR THE
PURPOSE OF ASSISTING IN LOCATING
CERTAIN PREMISES AND NO LIABILITY IS
ASSUMED FOR VARIATIONS IF ANY, IN
DIMENSIONS AND LOCATIONS ASCERTAINED
BY ACTUAL SURVEY.

