

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

CC#: 11176 WO#: 02246912

Vol M04 Page 01986

RIGHT OF WAY EASEMENT

04 JAN 13 PM 2:36

For value received, Kennedy Land Company LLC, ("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 490 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 & B attached hereto and by this reference made a part hereof:

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 20th day of May, 2003.

KENNEDY LAND COMPANY LLC

BY: Barbara H. Kennedy
(President) Member

Attest: William D. Kennedy
(Secretary) MANAGER

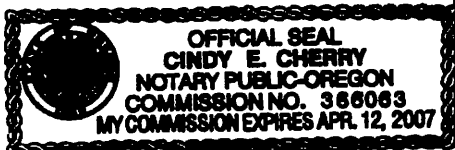
REPRESENTATIVE ACKNOWLEDGMENT

STATE OF Oregon
County of Klamath

State of Oregon, County of Klamath
Recorded 01/13/2004 2:36 p m
Vol M04 Pg 1986-88
Linda Smith, County Clerk
Fee \$ 31.00 # of Pgs 3

This instrument was acknowledged before me on this 20th day of May, 2003, by
Barbara H. Kennedy, as Member of
Kennedy Land Co LLC

Cindy E. Cherry
Notary Public
My commission expires: 4/12/07



1561

WHEN RECORDED MAIL TO:

Giacomini & Knieps

Attorneys at Law
706 Main Street
Klamath Falls, Oregon 97601

MAIL TAX STATEMENTS TO:

KENNEDY LAND COMPANY LLC
3006 SANDY LANE
DEL MAR, CA 92014(Don't use this
space; reserved
for recording
label in coun-
ties where
used.)

STATE OF OREGON

County of Klamath

01987

I certify that the within instrument
was received for record on the 14th day
of June 1995
at 10:49 o'clock A.M. and recorded
in book M95 on page 15750 or as
filing fee number 1261, Rec-
ord of Deeds of said County.Witness my hand and seal of County
affixed.

Bernetha G. Letsch, Co Clerk

Title

by Supette Filitz Deputy

FEE: \$30.00

BARGAIN AND SALE DEED

WILLIAM M. KENNEDY and BARBARA H. KENNEDY, husband and wife,

GRANTOR, conveys to KENNEDY LAND COMPANY LLC, A California Limited Liability Company,

GRANTEE, the following described real property situated in Klamath County, Oregon:That certain real property described in the following deeds recorded in the Records
of Klamath County, Oregon, to which reference is made and thereby incorporated as
though fully set forth in said records:Deed recorded in Vol. 1261 Page 15750
Deed recorded in Vol. 1261 Page 15750
Deed recorded in Vol. 1261 Page 15750
Deed recorded in Vol. 1261 Page 15750

EXHIBIT A

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND
USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE
PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 3,754,000.00. However,
the actual consideration consists of or includes other property or value given or promised which is part of the whole [the whole]
consideration. DEED GIVEN AS PARTNERSHIP CONTRIBUTION.

In construing this deed and where the context so requires, the singular includes the plural.

Dated this 14 day of April, 1995.William M. KennedyBarbara H. KennedySTATE OF OREGON, County of KLAMATH

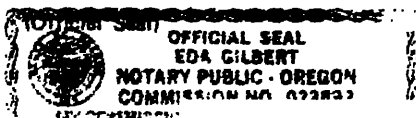
) ss.

April 14, 1995Personally appeared the above named WILLIAM M. KENNEDY and BARBARA H. KENNEDYand acknowledged the foregoing instrument to be their voluntary act and deed.

Before me

Eva Gilbert

Notary Public for Oregon

My commission expires 6-6-97

05/07/2003 AmeriTitle Klamath Falls, Or

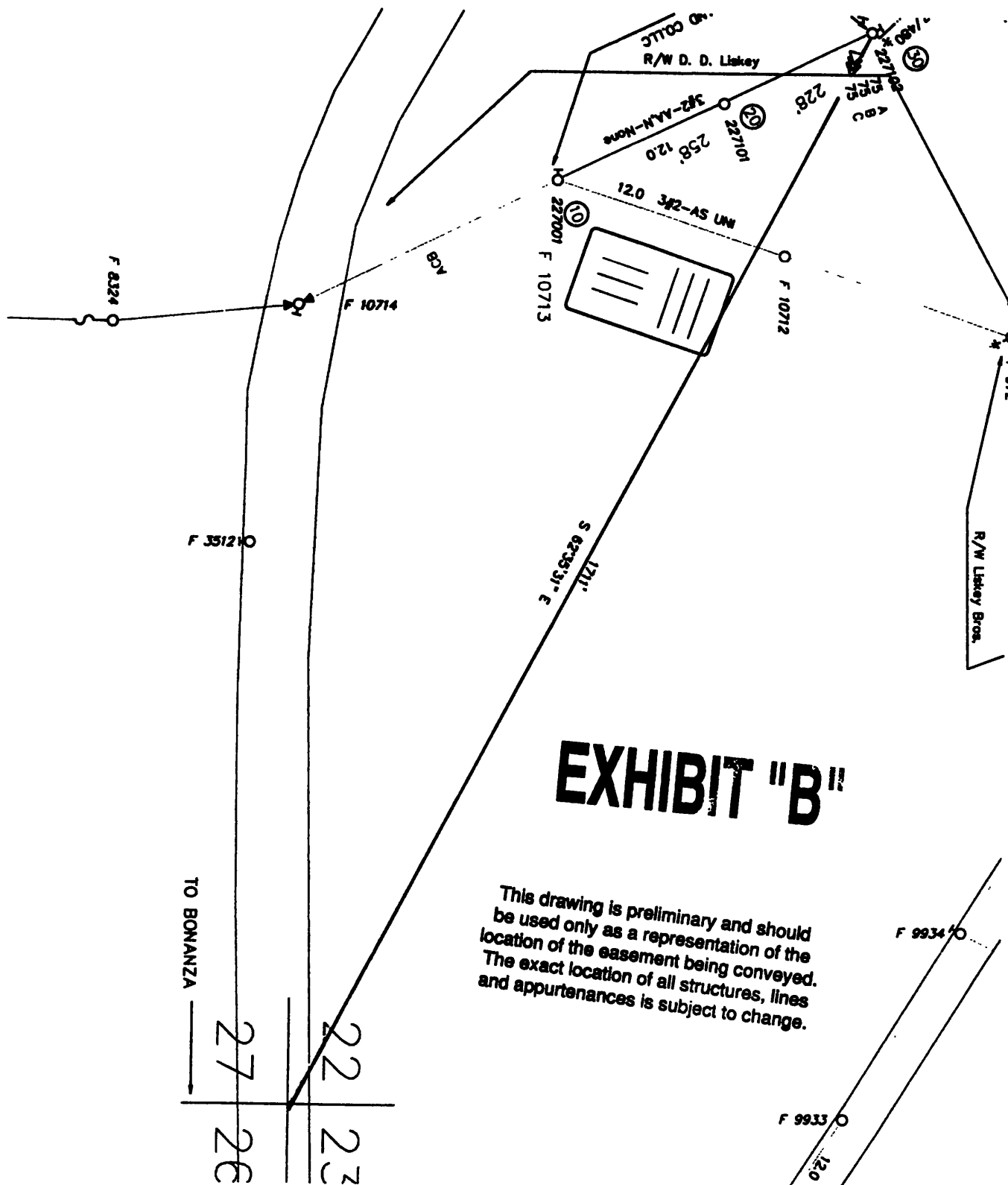



EXHIBIT "B"

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.

Foreman		Emp #	Job Start Date		 PACIFICORP
CC#	WO# / REQ#	Map String	Job Comp Date		
11176	002246912	01439011.5			2 of 2
CUSTOMER : POE VALLEY IRRIGATION ADDRESS : 22880 NO POE VALLEY RD			Circuit 5L7	Post Jobs <input type="checkbox"/> RCM <input type="checkbox"/> Posted <input type="checkbox"/>	EST ID# 60177 Print Date 05/08/03 Scale 1=200'