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RECORDING REQUESTED BY:

**GRANTOR: City of Klamath Falls GRANTOR:** 

**GRANTEE: PACIFICORP** 

**RETURN TO:** 

PACIFIC POWER
1950 MALI ARD 1950 MALLARD LANE KLAMATH FALLS, OR 97601 Vol MO5 Page 41329

State of Oregon, County of Klamath Recorded 06/03/05 ID:15 Am Vol M05 Pg 41329 - 33 Linda Smith, County Clerk Fee \$ 41.00 # of Pgs 5

## **RIGHT OF WAY EASEMENT**

PECEIVE 1 MAY 0 5 2005 BY:7872 1031

## UNDERGROUND RIGHT OF WAY EASEMENT

For value received, City of Klamath Falls ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a non-exclusive easement for a right of way 10 feet in width and 770 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of an underground electric distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: fibers, cables and other conductors and conduits therefore; and pads, transformers, switches, vaults on, across, 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:

Said property generally located in the NE of SW, NW of SE of Section 32 Township 38S Range 9E of the Willamette Meridian and more specifically described in Volume 188 Page359 in the official records of Klamath County.

Assessor's Map No. R-3809-032CA-012000-000

Tax Parcel No.

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 therefore) the future right to keep the right of way clear of all brush, trees, timber, structure: , buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place, 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.

Successors and designed and des
DATED this, 200 \$.
(Grantor) Chy Manager (Grantor)
INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT
State of } ss
County of Klamath }
on May 5, 2005 before me, Nickole Barrington, Notory Public.  Name, Title or Officer (eg Jane Doe, Notary Public)
personally appeared ICTCY D Ball Name(s) of Signer(s)
personally known to me  ~ OR ~ □ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capcity(ies) and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf

which the person(s) acted, executed this instrument

OFFICIAL SEAL
NICKOLE M. BARRINGTON
NOTARY PUBLIC - OREGON
COMMISSION NO. 345666
MY COMMISSION EXPIRES MAY 8, 2005

WITNESS my hand and official seal.

SIGNATURE OF NOTARY

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Original Town	of Klamath Falls, Formerly Linkville, Or	eron.
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EXHIBIT A

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05/02/2005 AmeriTitle Klamath Falls. Or

## **EXHIBIT A**

