

'05 JUL 28 AM 9:24

Vol M05 Page 58345

RECORDING REQUESTED BY:

GRANTOR: City of Klamath Falls  
GRANTOR:

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER  
1950 MALLARD LANE  
KLAMATH FALLS, OR 97601

State of Oregon, County of Klamath  
Recorded 07/28/05 9:24 A m  
Vol M05 Pg 58345-47  
Linda Smith, County Clerk  
Fee \$ 31.00 # of Pgs 3

---

## RIGHT OF WAY EASEMENT

---

58346

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 15 feet in width and 510 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 attached hereto and by this reference made a part hereof:

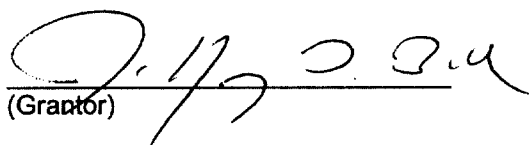
Said property generally located in the NW 1/4 of Section 22 Township 39S Range 9E of the Willamette Meridian and more specifically described as Parcel 2 of Land Partition 25-99 in the official records of Klamath County. Assessor's Map No. R-3909-02200-0204

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, structures, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities. This easement crosses grantor's utility lines; Grantee shall comply with City clearance/shielding standards and coordinate installation with Grantor's Engineering unit.

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.

DATED this 28<sup>th</sup> day of March, 2005.

  
(Grantor)

## INDIVIDUAL OR REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon

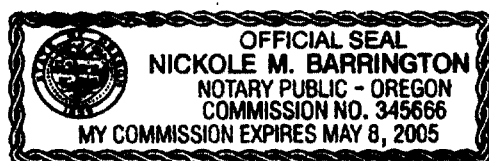
County of Klamath

}  
} ss  
}

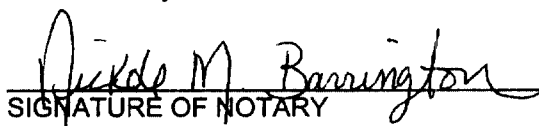
On March 28<sup>th</sup>, 2005 before me, Nickole Barrington, Notary Public,

personally appeared Jeffrey D. Ball, City Manager for the City of Klamath Falls

☒ personally known to me    ~ OR ~    ☐ proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity and that by his signature on the instrument the person(s), or the entity on behalf of which the person acted, executed this instrument



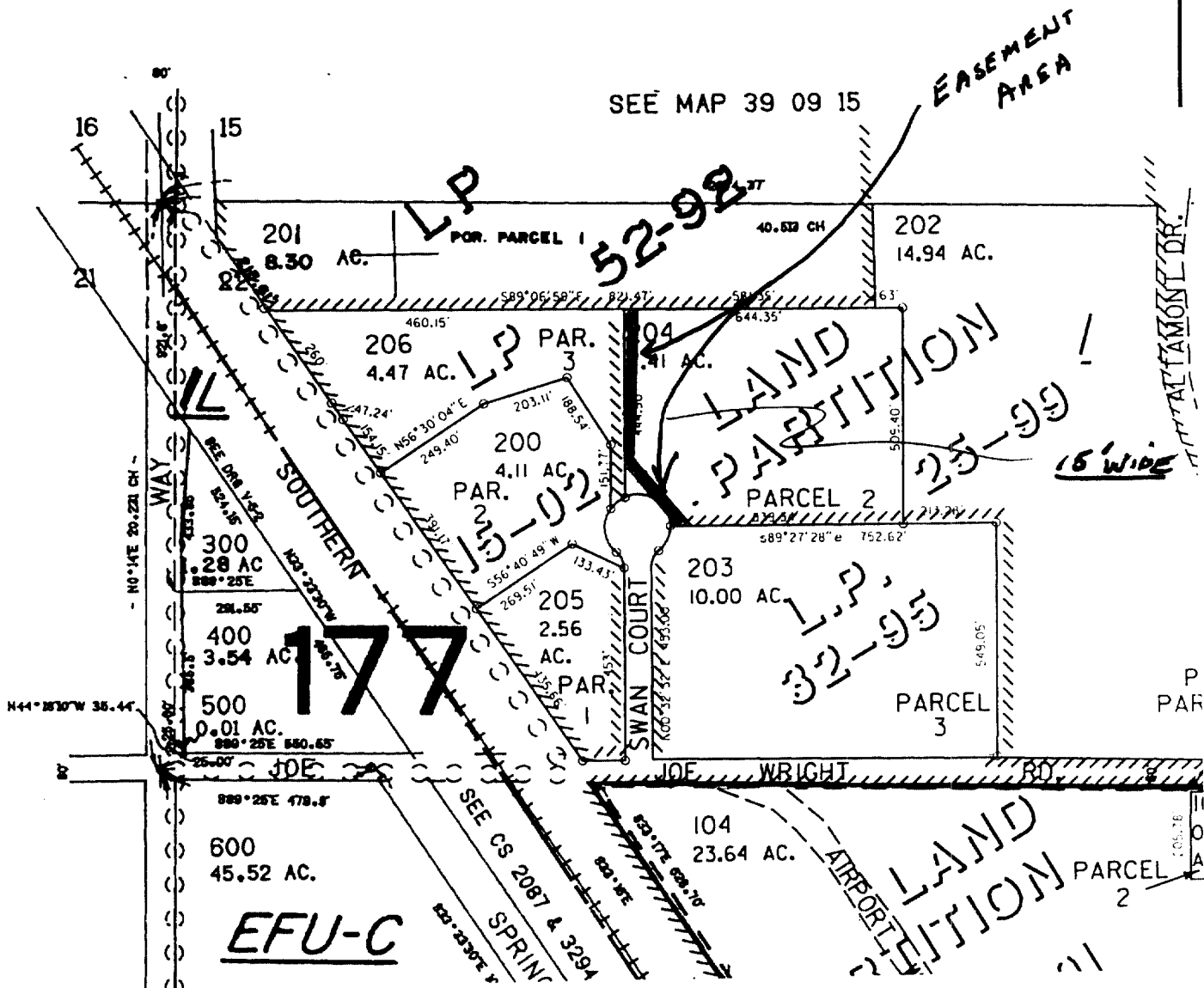
WITNESS my hand and official seal.

  
SIGNATURE OF NOTARY

# Property Description

58347

Section: 22 Township: 39S (N or S), Range: 9E (E or W) WM Meridian  
County: Klamath State: OR  
Parcel Number: 204



#: WO#: 2602389  
Landowner Name: City Klamath Falls  
Drawn by: DM

This drawing 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 within the boundaries of the described easement area.

**EXHIBIT A**

**PacifiCorp**

SCALE: