

MTC1396-8553

RECORDING REQUESTED BY:

GRANTOR: Frank Gallagher

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER  
1950 MALLARD LANE  
KLAMATH FALLS, OR 97601

2007-003606

Klamath County, Oregon



00016372200700036060030034

03/02/2007 03:28:34 PM

Fee: \$31.00

---

## RIGHT OF WAY EASEMENT

---

AMERITITLE, has recorded this  
Instrument by request as an accomodation only,  
and has not examined it for regularity and sufficiency  
or as to its effect upon the title to any real property  
that may be described therein.

31-

Return to: Pacific Power  
1950 Mallard Lane  
Klamath Falls, Oregon 97601

CC#: 11176 WO#: 02798581

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, Frank Gallagher ("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 90 feet in length as well as 25 feet in width and 40 feet in length more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's underground electric distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: wires, fibers, cables and other conductors and conduits therefore; and pads, transformers, switches, cabinets, 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/or shown on Exhibit(s) A attached hereto and by this reference made a part hereof:

Said property generally located in the SW 1/4 of Section 09 Township 38S Range 08E of the Willamette Meridian and more specifically described in Volume M06 Page00179 in the official records of Klamath County.

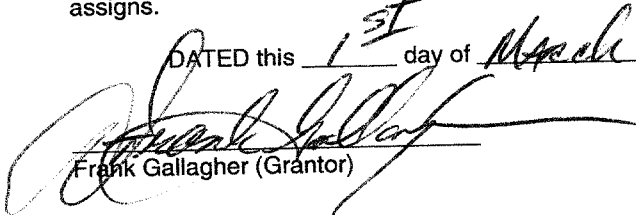
Assessor's Map No. R-3808-009C0-00300 Tax Parcel No. 300

Together with the right of access, for Grantee, its contractors, or agents, 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.

At no time shall Grantor place or store any flammable materials (other than agricultural crops), or light any fires, 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 1<sup>st</sup> day of March, 2007.

  
Frank Gallagher (Grantor)

INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon }  
County of Klamath } ss

On March 1, 2006 before me, Michelle D. Phillips  
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Frank Gallagher  
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 capacity(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

WITNESS my hand and official seal.



Michelle D. Phillips  
SIGNATURE OF NOTARY

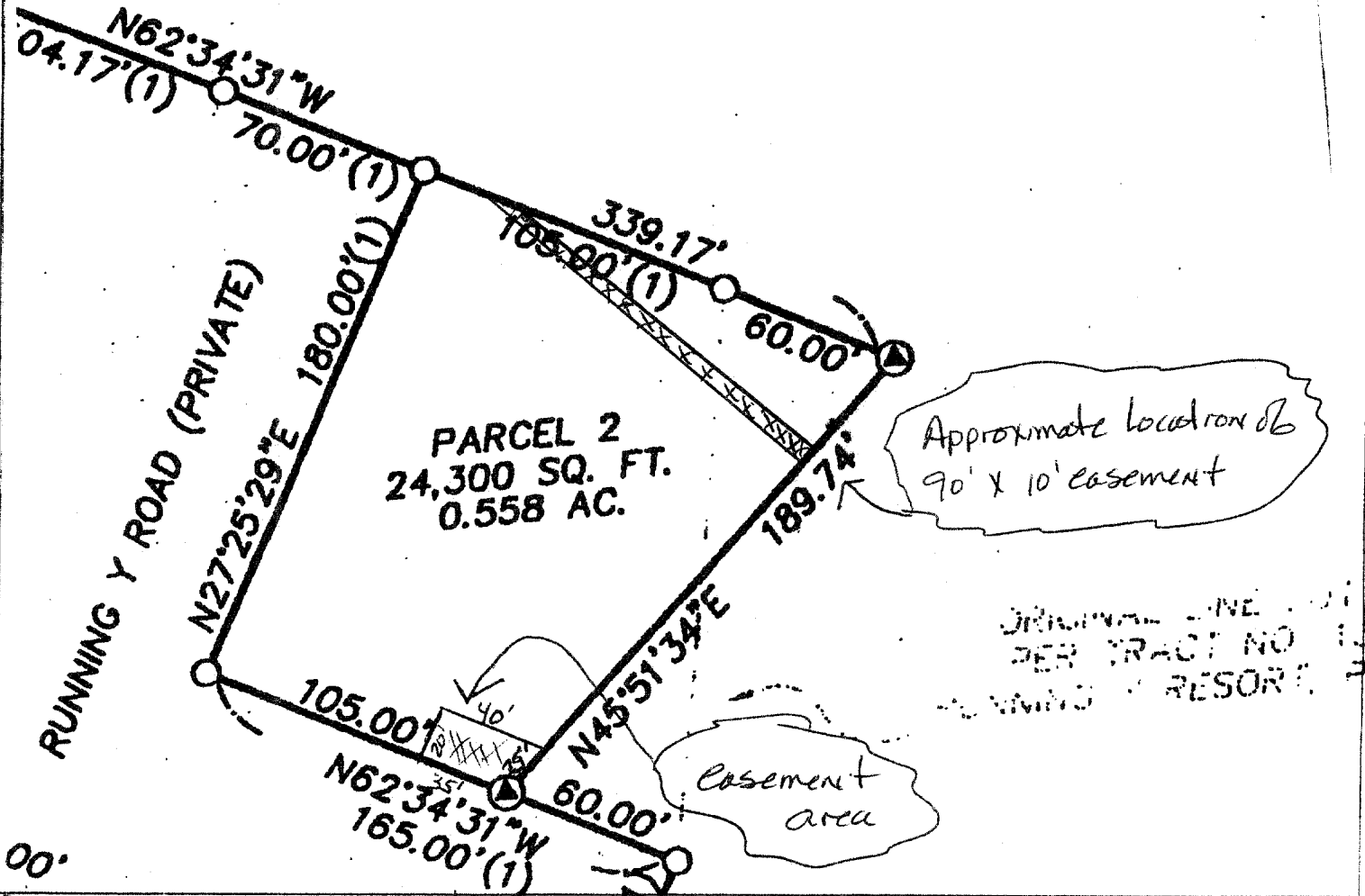
Property Description

Section: 9 Township: 38 (N or ~~S~~) Range: 8 (~~E~~ or W) Willamette Meridian  
County: Klamath State: OREGON  
Parcel Number: 2



LAND PARTITION NO. 53-06

A REPLAT OF LOTS 85 AND 93 OF TRACT NO. 1319, RUNNING Y RESORT, PHASE 1,  
LOCATED IN THE SOUTH 1/2 OF SECTION 9, TOWNSHIP 38 SOUTH, RANGE 8 EAST,  
WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON  
OCTOBER 2006



CC#: 11176 WO#: 2798581

Landowner Name: GALLAGHER

Drawn by: M. Collins

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: NTS