

2007-018166

Klamath County, Oregon



00033690200700181660030032

10/22/2007 10:39:53 AM

Fee: \$31.00

RECORDING REQUESTED BY:

GRANTOR: Timberlake Railroad,
LLC.

GRANTEE: PACIFICORP

RETURN TO:

PACIFIC POWER
1950 MALLARD LANE
KLAMATH FALLS, OR 97601

RIGHT OF WAY EASEMENT

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

CC#: 11176 WO#: 02891352

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, Timberlake Railroad LLC. ("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 440 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 SE 1/4 of Section 05 Township 35S Range 07E of the Willamette Meridian and more specifically described in Volume 2007 Page 007220 in the official records of Klamath County.

Assessor's Map No. 3507-00500-01200-000 Tax Parcel No. 1200

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.

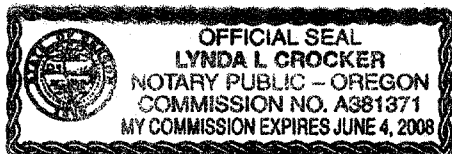
DATED this 31 day of May, 2007.

Thomas Vertel MGR
Timberlake Railroad LLC.. (Grantor)

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } ss
On May 31, 2007 before me, Lynda L. Crocker
Name, Title or Officer (eg Jane Doe, Notary Public)
personally appeared Thomas Vertel
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

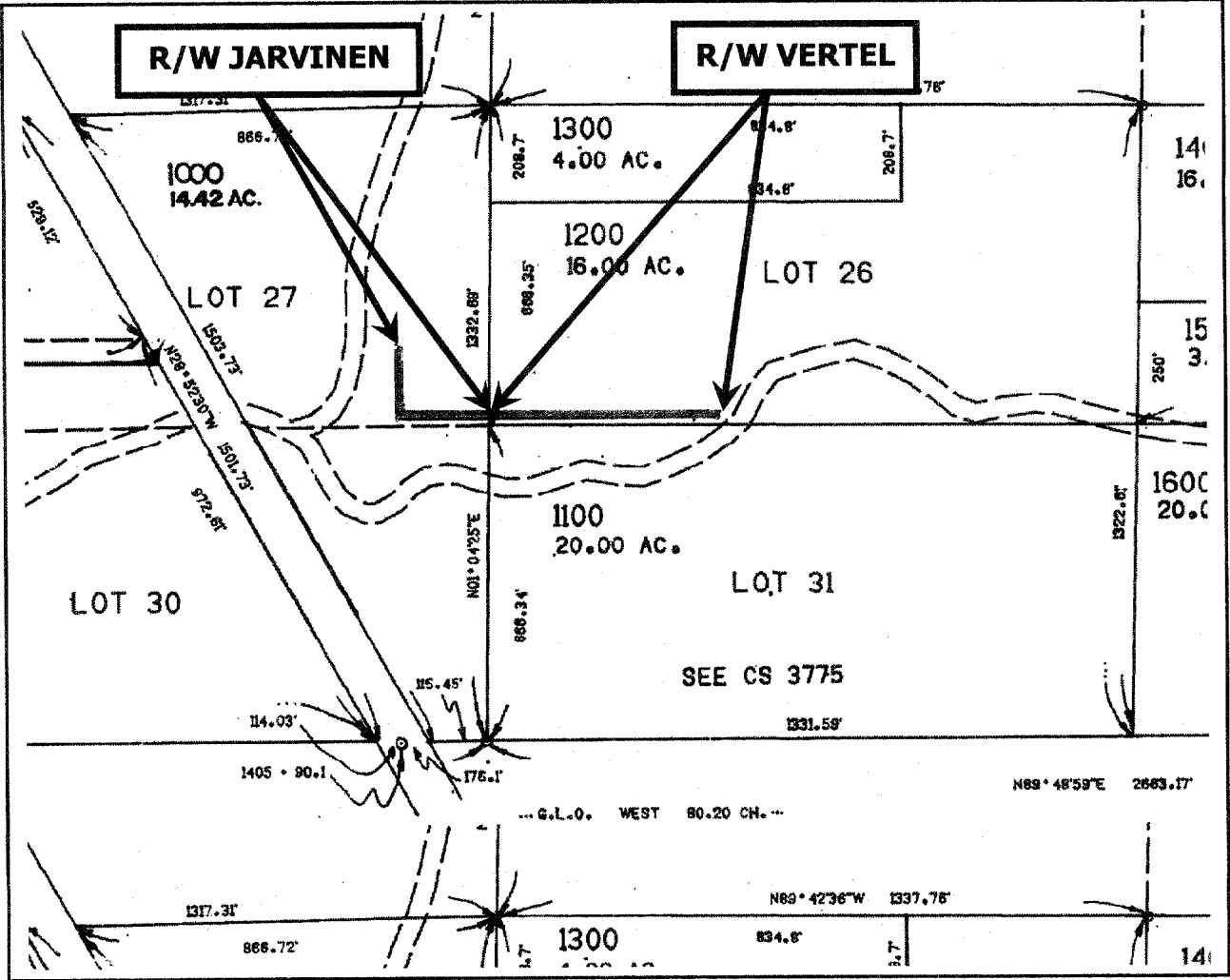


WITNESS my hand and official seal.

Lynda L. Crocker
SIGNATURE OF NOTARY

Property Description

Section: 05 Township: 35S Range: 7E
Willamette Meridian
County: Klamath State: Oregon
Parcel Number: Lot 26, Tax Parcel 1200



CC #11176	WO#: 2891352
Landowner Name: VERTEL	
Drawn by: Hinkel	

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



SCALE: NTS