

2008-000599  
Klamath County, Oregon



00038520200800005990030038

01/15/2008 09:01:39 AM

Fee: \$31.00

RECORDING REQUESTED BY:

GRANTOR: Francis J. Gallagher

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#: 02868797

### UNDERGROUND RIGHT OF WAY EASEMENT

For value received, Francis J. 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 165 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 9 Township 38 S Range 8 E of the Willamette Meridian and more specifically described in Volume M 06 Page 00179 in the official records of Klamath County.

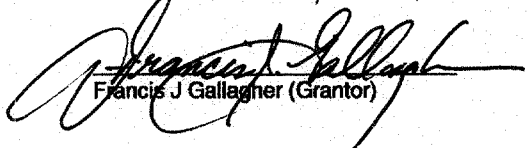
Assessor's Map No. R-3808-009C0-0500 Tax Parcel No. 0500

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 4<sup>th</sup> day of October, 2007.

  
Francis J. Gallagher (Grantor)

### INDIVIDUAL ACKNOWLEDGEMENT

State of California }

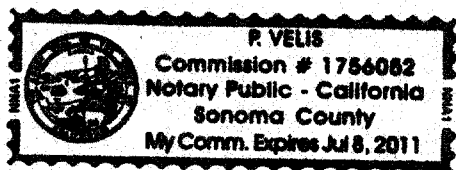
County of Sonoma }

} ss

On 10-4-07 before me, P. Velis, Notary Public  
Name, Title or Office (eg Jane Doe, Notary Public)

personally appeared Francis J. 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

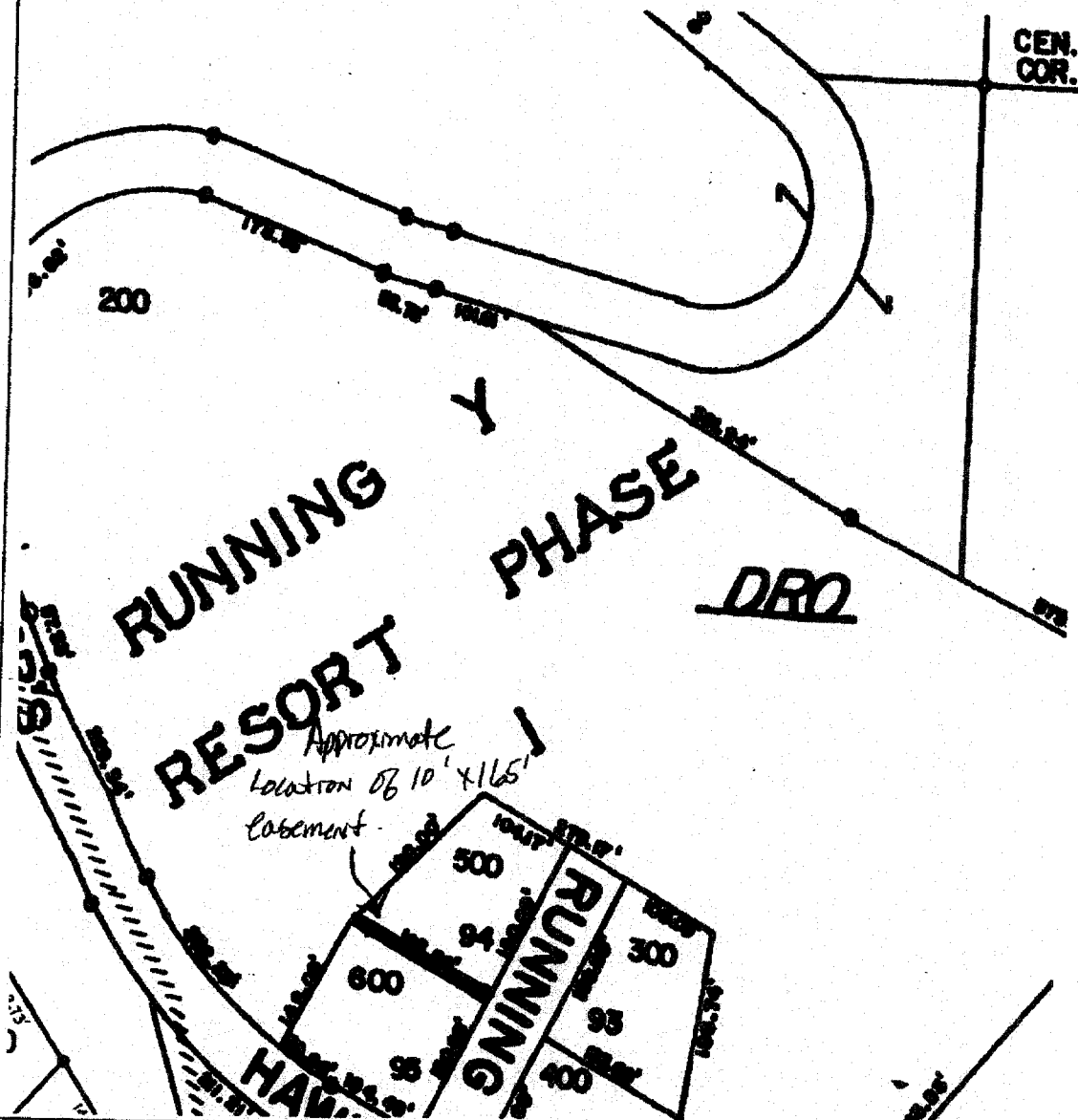


WITNESS my hand and official seal.

  
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: 500



CC#: 11176 WO#: 286877

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