

2008-014232

Klamath County, Oregon



00054864200800142320040048

10/17/2008 08:53:17 AM

Fee: \$36.00

RECORDING REQUESTED BY:

GRANTOR: Desert Lake
Technologies, 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#: 05128448

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, Desert Lake Technologies, 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 50 + - 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 B attached hereto and by this reference made a part hereof:

Said property generally located in Section 7 Township 40 S Range 8 E of the Willamette Meridian and more specifically described in Volume M 02 Page 19552 in the official records of Klamath County.

Assessor's Map No. R-4008-00700-00400-00 Tax Parcel No. 400

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 9th day of April, 2008.

Robert D Longo
Desert Lake Technologies, LLC. (Grantor)

PacifiCorp
(Grantor)

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }

County of Klamath }

On 4-9-08

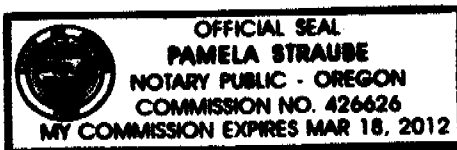
} ss

before me, Pamela Straube, Notary
Name, Title or Officer (eg Jane Doe, Notary Public)

personally appeared Robert D Longo
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.



Pamela Straube
SIGNATURE OF NOTARY

SCALE: N.T.S.

Property Description

FORM No. 723 - BARGAIN AND SALE DEED (Individual or Corporate)

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02 APR 3 11:06

Vol. M02 Page 19552

STATE OF OREGON,) ss.

LAKE TECHNOLOGIES, LLC
12750 Keno-Worden Road
Klamath Falls OR 97601
DESSERT LAKE TECHNOLOGIES, LLC
PO Box 489
Klamath Falls OR 97601
DESSERT LAKE TECHNOLOGIES, LLC
PO Box 489
Klamath Falls OR 97601
DESSERT LAKE TECHNOLOGIES, LLC
PO Box 489
Klamath Falls OR 97601

SPACE RESERVED
FOR
RECORDERS USE

State of Oregon, County of Klamath
Recorded 04/03/2002 11:06 a.m.
Vol M02, Pg 19552-53
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

spury.

MTL 1376-3710

BARGAIN AND SALE DEED

KNOW ALL BY THESE PRESENTS that LAKE TECHNOLOGIES, LLC, an Oregon limited liability company,

hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto DESERT LAKE TECHNOLOGIES, LLC, an Oregon limited liability company, hereinafter called grantee, and unto grantee's heirs, successors and assigns, all of that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in Klamath County, State of Oregon, described as follows, to-wit:

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION WHICH IS MADE A PART HEREBY OF THIS REFERENCE

IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$1.00. However, the actual consideration consists of or includes other property or value given or promised which is ☐ part of the ☐ the whole (indicate which) consideration. (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument on March 29, 2002; if grantor is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

LAKE TECHNOLOGIES, LLC

by: Howard W. Newman, Pres.

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on

by

This instrument was acknowledged before me on March 29, 2002

by Howard W. Newman

as President

of LAKE TECHNOLOGIES, LLC, an Oregon limited liability company



Notary Public for Oregon

My commission expires April 8, 2005

CC#: 1176 WO#: 005128448

Landowner Name: Desert Lake Tech.

EXHIBIT B

PACIFIC POWER
A PACIFICORP COMPANY