

Returned to Counter

2009-008282

Klamath County, Oregon



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06/15/2009 02:05:24 PM

Fee: \$31.00

RECORDING REQUESTED BY:

GRANTOR: P & E Rentals, 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 W/O #: 05133769

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, **P & E Rentals, 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 **370** 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 therefor; and pads, transformers, switches, cabinets, vaults on, across, or under the surface of the real property of Grantor in **Klamath** County, State of **Oregon**, as more particularly described as follows and/or shown on Exhibit(s) **A** attached hereto and by this reference made a part hereof:

A Portion of:

NW ¼ of Section 16, Township 39S, Range 9E of the Willamette Meridian

Assessor's Parcel No. R-3909-016B0-02000-000

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 July, 2008.

P & E Rentals, LLC
P & E Rentals, LLC GRANTOR

Pete O'Neil
(Insert Grantor Name Here) GRANTOR

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon)

County of Klamath)

ss.

On July 9, 2008 before me, Jewel Marie Stork, Notary Public
DATE NAME, TITLE OF OFFICER - E.G. "JANE DOE", NOTARY PUBLIC
personally appeared Pete O'Neil

NAME(S) OF SIGNER(S)

who 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 of which the person(s) acted, executed this instrument.

I certify under PENALTY OF PERJURY under the laws of the State of Oregon that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Jewel Marie Stork (Seal)
SIGNATURE OF NOTARY

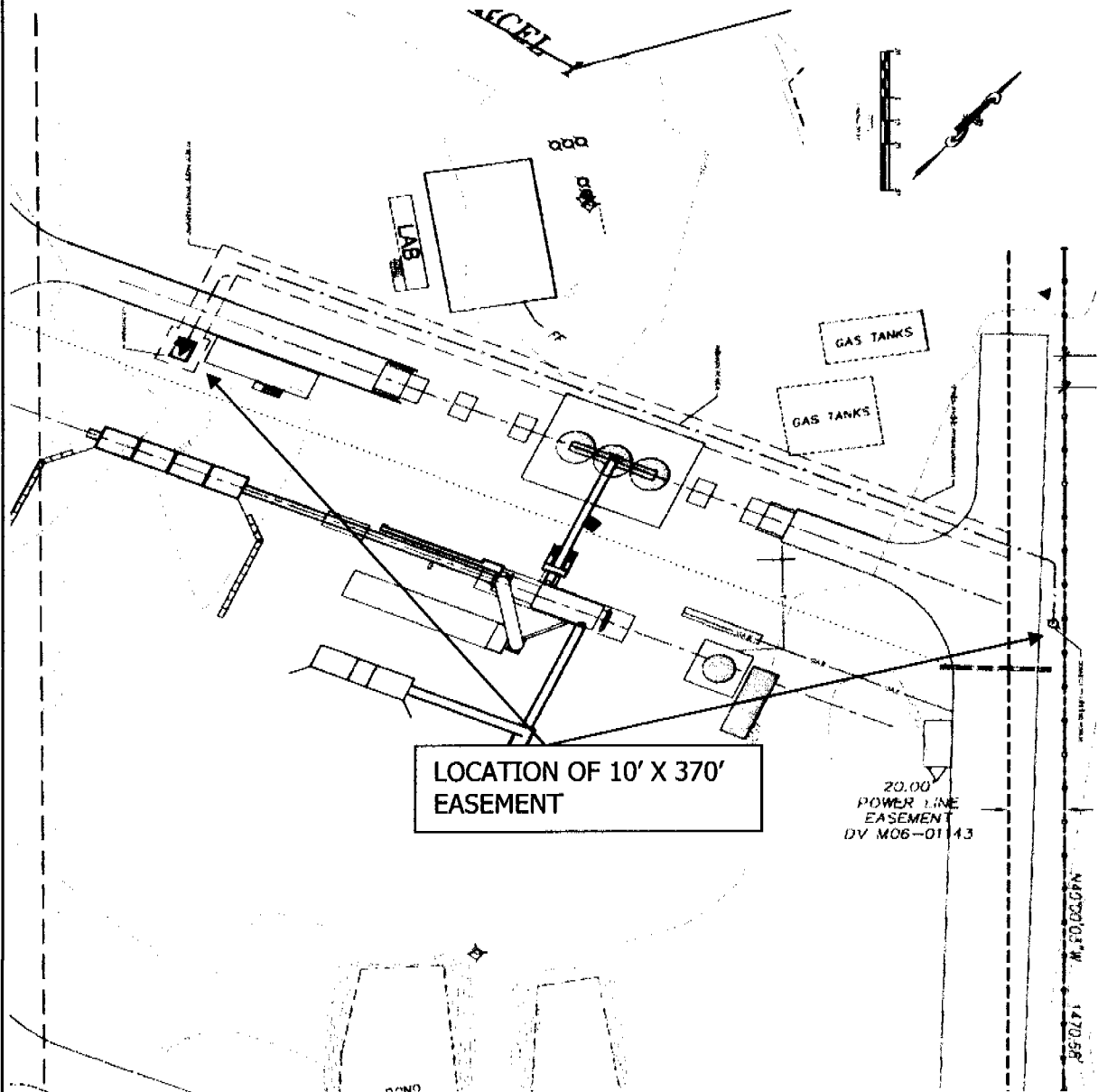


Property Description

Section: 16 Township: 39 S Range: 009 E
WILLAMETE Meridian

County: KLAMATH State: OR

Map and Tax Lot Number: R-3909-016B0-02000-000



CC#:11176 WO#: 5133769

Landowner Name: P & E RENTALS LLC

Drawn By: KD

EXHIBIT A

This drawing should be used only as a representation of the location of the easement area. The exact location of all structures, lines and appurtenances is subject to change within the boundaries of the described easement area.

PACIFIC POWER
A DIVISION OF PACIFICORP