

2009-008285

Klamath County, Oregon



00067836200900082850030033

06/15/2009 02:06:30 PM

Fee: \$31.00

Returned to Owner

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

CC#: 11176 WO#: 05231692

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, **Windy Ridge, LLC** ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **10** feet in width and **3,100** 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:

N ½ of SE ¼ and the S ½ of NE ¼ of Section 13, Township 39 S, Range 11.5 E of the Willamette Meridian

Assessor's Map No. R-3911-V0000-04500-000

Parcel No.04500

Together with the right of ingress and egress 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 therefor) 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 and shall run with the land.

Dated this 3rd day of December, 2008.

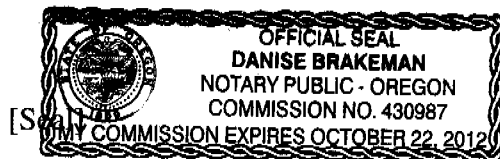
[Signature]
Windy Ridge, LLC GRANTOR

[Signature]
Windy Ridge, LLC GRANTOR

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } SS.

This instrument was acknowledged before me on this 3rd day of December, 2008,
by Arie + Senneke Desong, as Managers,
Name of Representative Title of Representative
of Windy Ridge, LLC,
Name of Entity on behalf of whom instrument was executed



[Signature]
Notary Public
My commission expires: 10-22-12

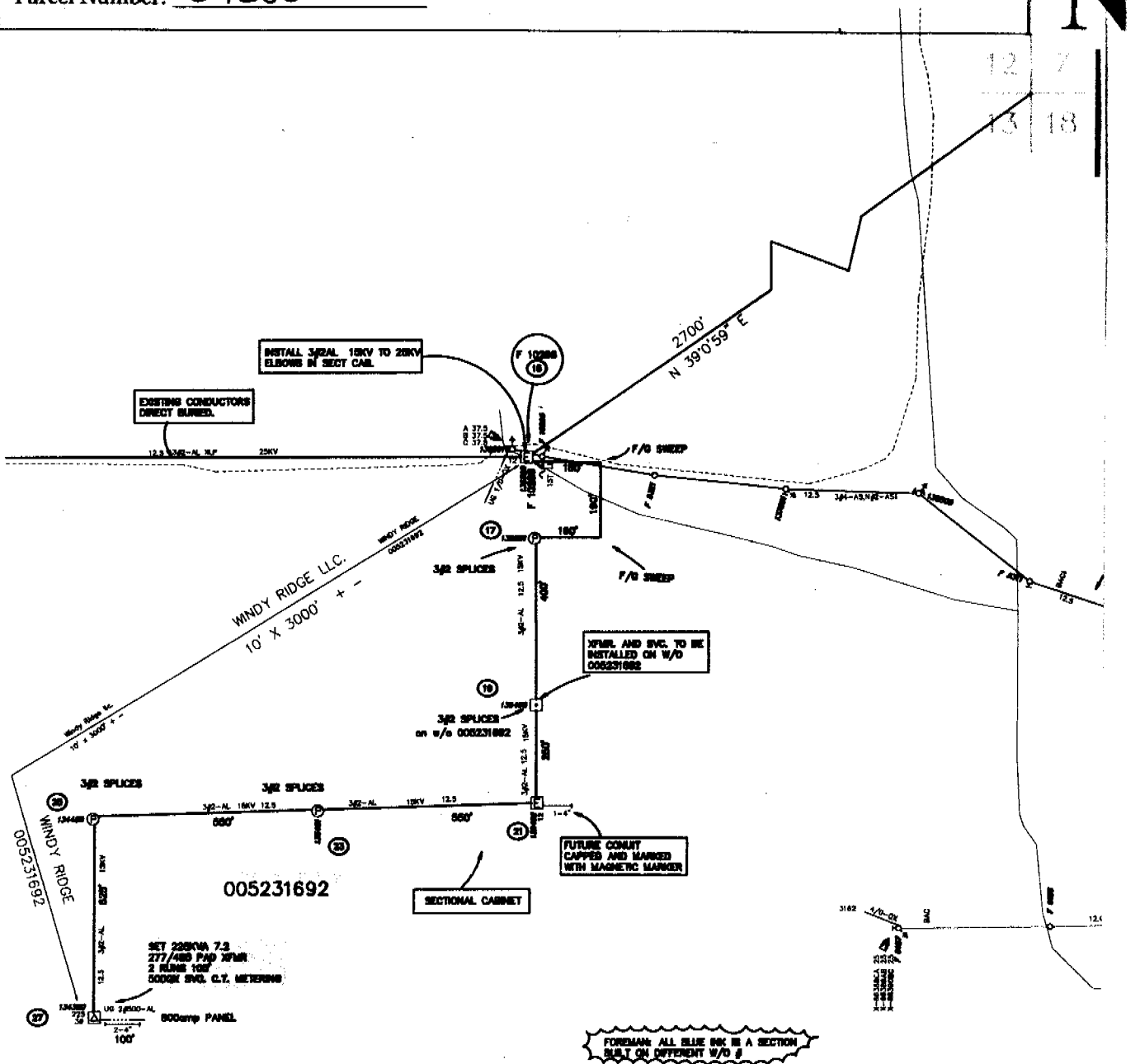
Property Description

N. 1/2 SE 1/4 + S. 1/2 NE 1/4

Section: 13 Township: 39 S (N or S), Range: 11 S (E or W) Willamette Meridian

County: Klamath State: OR.

Parcel Number: 04500



CC#: WO#:

Landowner Name:

Drawn by:

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: