

2009-008287

Klamath County, Oregon



00067838200900082870040044

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

06/15/2009 02:07:13 PM

Fee: \$36.00

CC#: 11176 WO#: 05222633

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, **Harold E. Balin, Trustee and Joan L. Staunton, Trustee and Balin Farm Trust** ("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 **800** 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:

SW ¼ of the NW ¼, Section 12, Township 40 S, Range 9 E of the Willamette Meridian

Assessor's Map No. **4009-01200-00600**

Parcel No. **600**

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 17 day of December, 2008.

Harold E. Balin
Harold E. Balin GRANTOR

Joan L. Staunton GRANTOR

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } SS.

This instrument was acknowledged before me on this 17 day of December 2008,
by Harold E. Balin, as Trustee
Name of Representative Title of Representative
of Balin family trust
Name of Entity on behalf of whom instrument was executed



Tracy Skyles
Notary Public
My commission expires: November 20, 2009

DRAFT COPY

Dated this 18 day of December, 2008.

Harold E. Balin GRANTOR

Joan L. Staunton
Joan L. Staunton GRANTOR

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } SS.

This instrument was acknowledged before me on this 18 day of December, 2008

by Joan L. Staunton, as Trustee,
Name of Representative Title of Representative

of Balin Family Trust.
Name of Entity on behalf of whom instrument was executed

Tracy Skyles
Notary Public

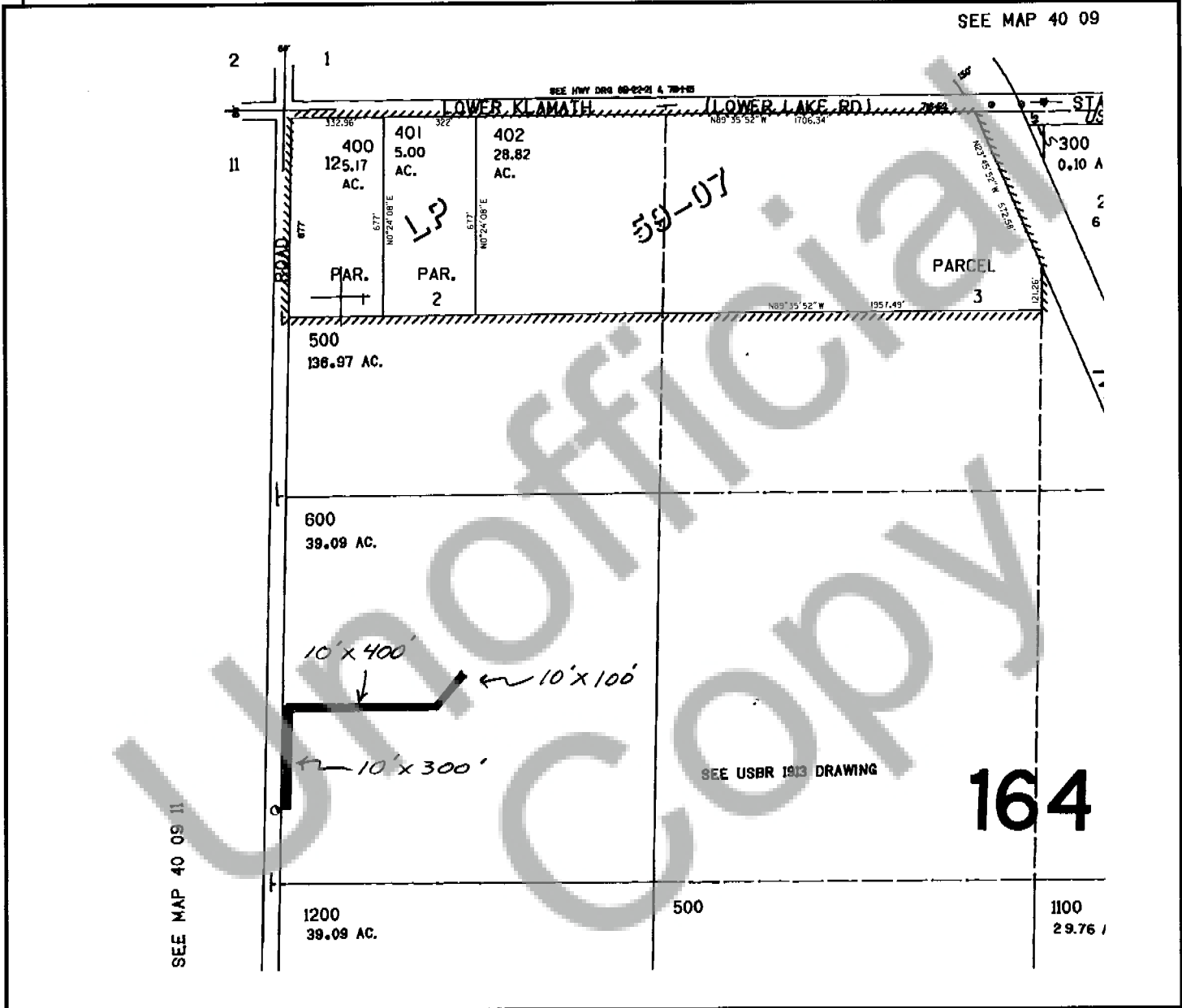
My commission expires: November 20, 2009



Property Description

State: Oregon County: Klamath

Section: 12 Township: 40 SOUTH Range: 9 EAST Willamette Meridian



CC #11176 W.O. #5222633
Landowner Name: BALIN TRUST
Drawn by: DM

EXHIBIT A

NOT TO SCALE

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.

