

2009-010250

Klamath County, Oregon



00070223200900102500030038

07/29/2009 10:46:27 AM

Fee: \$31.00

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

CC#: 11176 WO#: 05243775

**UNDERGROUND RIGHT OF WAY EASEMENT**

For value received, *The State of Oregon acting by and through the State Board of Higher Education* ("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 **250** 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:

***NE ¼ of Section 20, Township 38S, Range 09E of the Willamette Meridian***

Assessor's Map No. R3809-02000-4900-000

Parcel No.4900

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.

Returned @ Counties

Dated this 10<sup>th</sup> day of July, 2009.

GRANTOR:

STATE OF OREGON acting by and through the  
STATE BOARD OF HIGHER EDUCATION

By Paul Kelly, Jr.  
Paul Kelly, Jr., Resident

By Ryan Hagemann, Secretary

## REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF OREGON )  
 ) ss.  
County of Multnomah )

This instrument was acknowledged before me on this 10<sup>th</sup> day of July, 2009, by Paul Kelly Jr., and Ryan Hagemann, President and Secretary respectively, of the State Board of Higher Education.



*Havena L. Stuart*  
NOTARY PUBLIC for Oregon

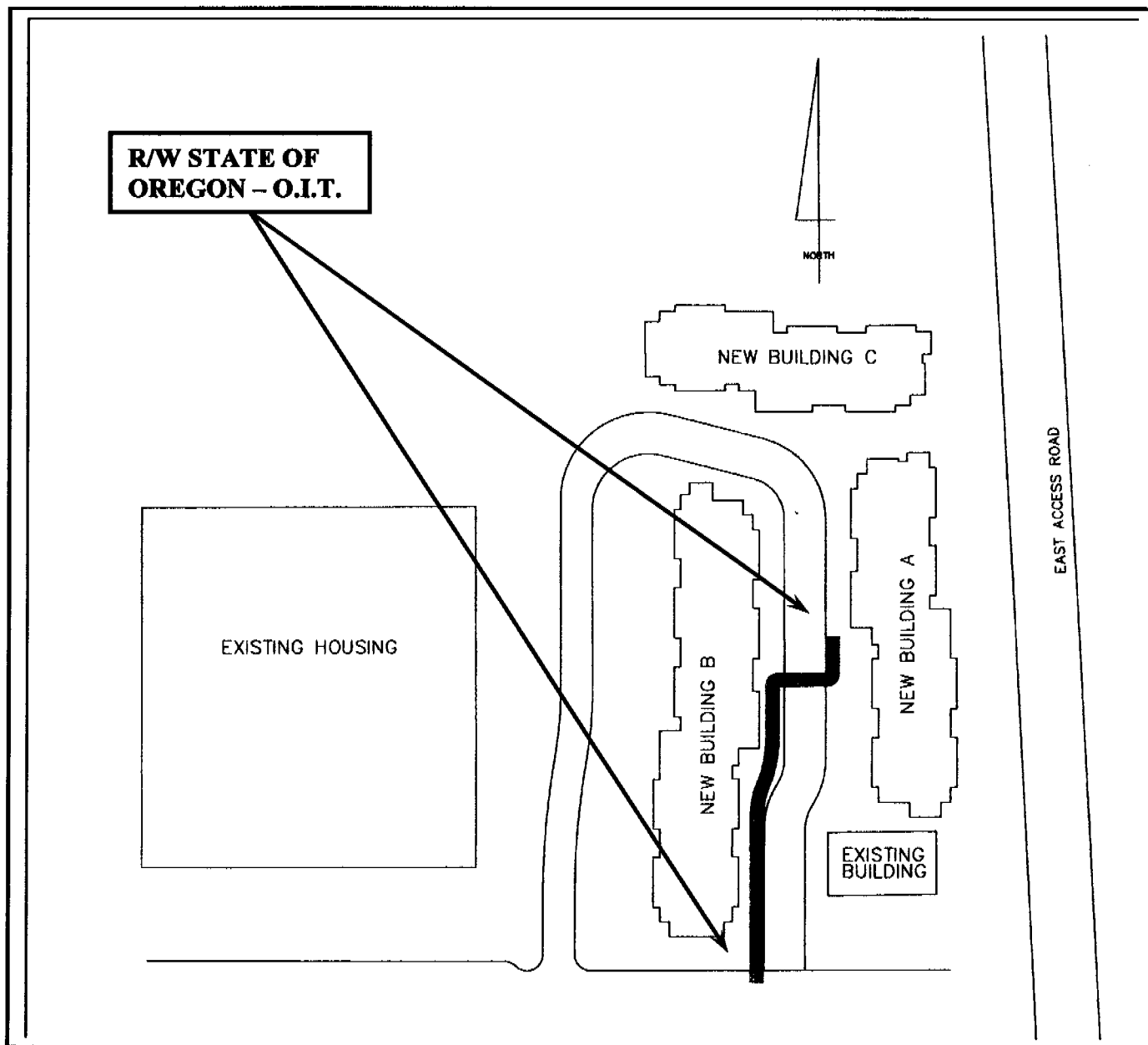
My commission expires 9/11/09

## Property Description

State: Oregon County: Klamath

Section: 20 Township: 38S Range: 9E Willamette Meridian

Tax Parcel Number: 4900



CC #11176 W.O. # 5243775

Landowner Name: OIT - STATE OF OREGON

Drawn by: Hinkel

# 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.



## PACIFIC POWER

A PACIFICORP COMPANY