

2010-002199

Klamath County, Oregon



00079916201000021990030037

02/11/2010 09:00:59 AM

Fee: \$47.00

Return to: Pacific Power
1950 Mallard Ln.
Kalamth Falls, OR 97601

CC#: 11176 WO#: 5354197

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, *Austin Street Enterprises LLC* ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way 5 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 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 Section 3 Township 39S Range 9E of the Willamette Meridian

Assessor's Map No. R-3909-003BA-04701-000

Parcel No. 04701-000

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 18 day of November, 2009.

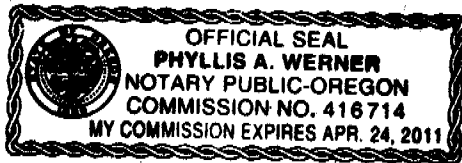
Bonnie J. Vandergal
Austin Street Enterprises LLC GRANTOR

Austin Street Enterprises LLC GRANTOR

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon
County of Klamath } SS.

This instrument was acknowledged before me on this 18th day of November, 2009
by Bonnie J. Vandergal, as owner,
Name of Representative Title of Representative
of Austin St Enterprises,
Name of Entity on behalf of whom instrument was executed



Phyllis A. Werner
Notary Public

My commission expires: April 24, 2011

Property Description

Section: 03__ Township: 39 S Range: 9 E

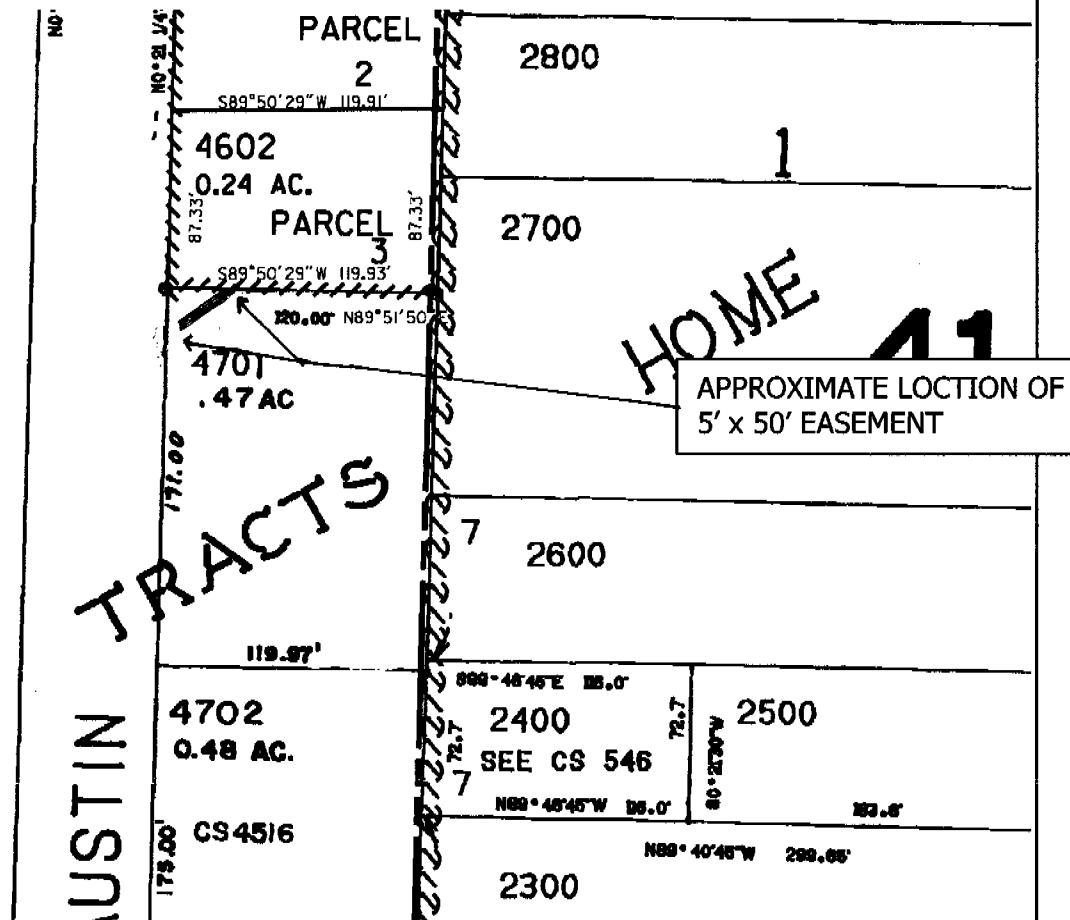
WILLAMETE Meridian

County: KLAMATH____ State: OREGON

Map and Tax Lot Number: R-3909-003BA-04701-000



SEE MAP 39 09 0



CC#11176: WO#:5354197

Landowner Name: Austin Street Enterprises, LLC

Drawn By: dp

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