

2010-007609

Klamath County, Oregon



00086254201000076090030035

06/22/2010 03:42:40 PM

Fee: \$47.00

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

CC#: 11176 WO#: 05188843

RIGHT OF WAY EASEMENT

For value received, **City of Malin** ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **20** feet in width and **350** feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's electric power transmission, distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchor, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over, across or under the surface of the real property of Grantor in **Klamath** County, State of **Oregon**, 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 SE ¼ of Section 16, Township 41S, Range 12E of the Willamette Meridian

Assessor's Map No. R-4112-016DC-00400-000

Parcel No. 00400

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 and adjacent lands 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, use or permit any equipment, material or vegetation of any kind that exceeds twelve (12) feet in height, light any fires, place or store any flammable materials (other than agricultural crops), 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 15th day of September, 2009.

Gary R Zieg
City of Malin GRANTOR

City of Malin GRANTOR

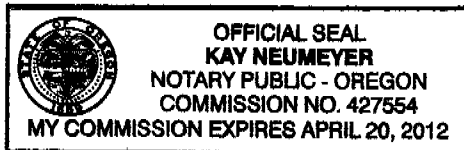
REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon } SS.
County of Klamath

This instrument was acknowledged before me on this 15th day of September, 2009,

by Gary R Zieg, as Mayer,
Name of Representative Title of Representative

of City of Malin.
Name of Entity on behalf of whom this instrument was executed



Kay Neumeier
Notary Public

My commission expires: April 20, 2012

Property Description

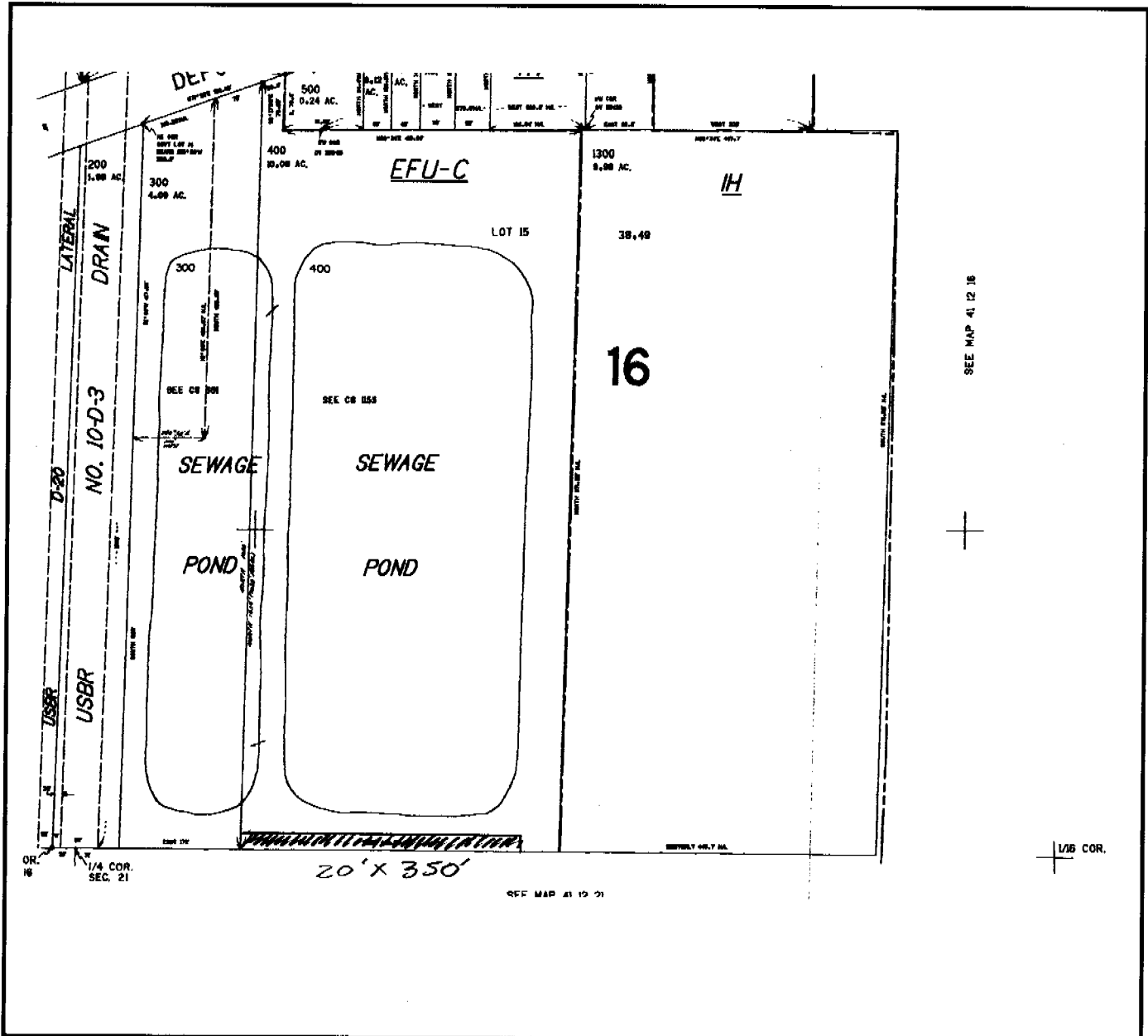
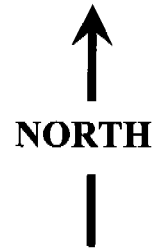
State: Oregon

County: Klamath

Section: 16 Township: 41 South Range: 12 East

Willamette Meridian

Parcel Number: R-4112-016DC-00400



CC #11176 W.O. # 5188843

Landowner Name: City of Malin

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.

 **PACIFIC POWER**
A PACIFICORP COMPANY