

2011-001298
Klamath County, Oregon



02/04/2011 09:25:20 AM

Fee: \$52.00

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

CC#: 11176 WO#: 05455503

RIGHT OF WAY EASEMENT

For value received, *Pacific Gas Transmission Co.* ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **20** feet in width and **285** 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 & B** attached hereto and by this reference made a part hereof:

A portion of:

SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, Township 41S, Range 12E of the Willamette Meridian

Assessor's Map No. R-4112-01100-0300-000

Parcel No. 0300

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 9th day of November, 2010.

Steven J. McNulty
~~Pacific Gas Transmission, Co., GRANTOR~~
Coas Transmission Northwest Corporation

Pacific Gas Transmission, Co. GRANTOR

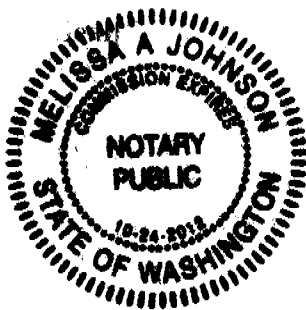
REPRESENTATIVE ACKNOWLEDGEMENT

State of Washington } SS.
County of Spokane

This instrument was acknowledged before me on this 11 day of November, 2010.

by Steve McNulty, as Land Supervisor,
Name of Representative Title of Representative

of Steven J. McNulty,
Name of Entity on behalf of whom this instrument was executed



Melissa A. Johnson
Notary Public
My commission expires: 10-24-2012

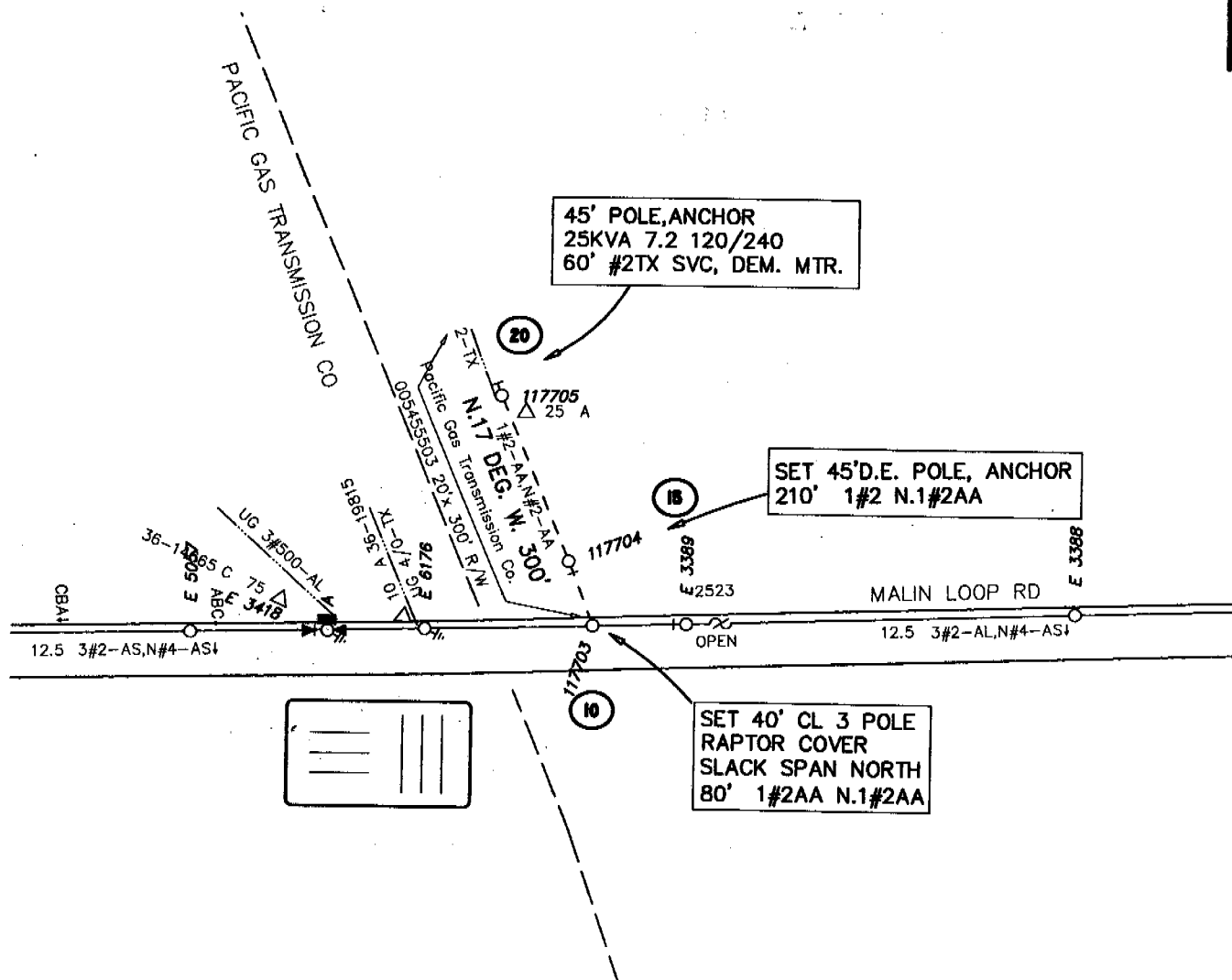
Property Description

SE 1/4 NE 1/4

Section: 11 Township: 41 S. (N or S), Range: 12 E. (E or W) Willamette Meridian

County: Klamath State: OR.

Parcel Number: B-4112-01100-00300-000



CO#: 11176 WO#: 005455503

Landowner Name: PGT Co.

Drawn by: Bir O'Brien

EXHIBIT A

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.

PacifiCorp

SCALE: NTS

Property Description

THAT JOHN D. MAULIFFE,

hereinafter known as grantor, for the consideration hereinafter recited, has bargained and sold, and by these presents do as grant, bargain, sell and convey unto PACIFIC GAS TRANSMISSION COMPANY, a California Corporation, its successors, heirs and assigns, the following described premises, situated in Klamath County, Oregon, to-wit:

A tract of land in the Northwest Quarter of the Northeast Quarter of Section 11, Township 41 South, Range 12, E. W. M., more particularly described as follows: Commencing at the Northeast corner of said Section 11, thence South 0°11'50" West along the East line of the Northeast Quarter of the Northeast Quarter of said Section 11, 1290.94 feet to the North right-of-way line of the Klamath County road known as Rebeck Road; thence North 89°55'25" West along the North right-of-way line of said road 1437.47 feet to the true point of beginning of this description; thence North 17°51'25" West 300.00 feet; thence South 89°55'25" East 200.00 feet; thence South 17°51'25" East 300.00 feet to the Northerly right-of-way line of said county road; thence North 89°55'25" West along said line 200.00 feet to the true point of beginning of this description, situated in Klamath County, Oregon, containing 1.38 acres more or less.
(All bearings based on Oregon Coordinate System - South Zone Grid.)

Subject to: 1970-71 real property taxes which are now a lien but not yet payable; Acreage and use limitations under provisions of United States Statutes and regulations issued thereunder; Liens and assessments of Klamath Project and Shasta View Irrigation District, and regulations, easements, contracts, water and irrigation rights in connection therewith; Any unpaid charges or assessments of Shasta View Irrigation District; Easement, including the terms and provisions thereof, dated May 18, 1942, recorded August 1, 1942, on page 67 of Vol. 149 of Deed Records of Klamath County, Oregon.

The true and actual consideration for this transfer is \$ 750.00

The foregoing recitation of consideration is true as I verily believe.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said grantee, its heirs and assigns forever. And the said grantor does hereby covenant to and with the said grantee, its heirs and assigns, that he is the owner in fee simple of said premises; that they are free from all incumbrances, except those above set forth, and that he will warrant and defend the same from all lawful claims whatsoever, except those above set forth.

IN WITNESS WHEREOF, he has hereunto set his hand and seal this 9th day of September, 1970.

(SEAL)

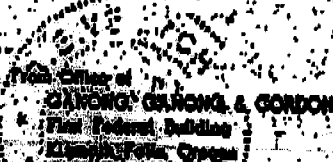
(SEAL)

(SEAL)

(SEAL)

STATE OF OREGON, County of Klamath, ss. September 14, 1970.
Personally appeared the above named John D. Mauliffe,

and acknowledged the foregoing instrument to be his voluntary act and deed.



Before me

Notary Public for Oregon.

My commission expires 4-6-72

STATE OF OREGON,

County of Klamath, ss.

I certify that the within instrument was received for record on the 12th day of September 1970, at 2:52 o'clock PM, and recorded in book M 70 on page 8088, Record of Deeds of said County.

Witness my hand and seal of County clerk.

J. D. Milne

County Clerk - Recorder

By

Fee \$1.50

EXHIBIT B

PACIFIC POWER
AND LIGHT COMPANY