

2011-003832

Klamath County, Oregon



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03/22/2011 09:29:15 AM

Fee: \$47.00

Return to:
Pacific Power
825 NE Multnomah, St. LCT 1700
Portland, OR 9732
Attn: S. Matlock

RW # 20110106
CC#: 11176 WO#: 05425957

RIGHT OF WAY EASEMENT

For value received, *Evert Paul McDonald, trustee of the Evert Paul McDonald Living Trust dated April 30, 2003* ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way ten (10) feet in width and thirty (30) 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:

NE ¼ SW ¼ of Section 03, Township 39S, Range 09E of the Willamette Meridian and more particularly described as:

A portion of LOT 3, BLOCK 1, FIRST ADDITION TO ALTAMONT ACRES, according to the official plat thereof on file in the office of the Clerk of Klamath County, Oregon.

EXCEPTING THEREFROM that portion conveyed to Klamath County for road purposes in Volume 362 at Page 462, Deed records of Klamath County, Oregon.

AND EXCEPT that portion conveyed to Klamath County for road purposes by Deed Recorded September 27, 2005 in Volume M05 of Deeds on page 65219 records of Klamath County.

Assessor's Map No. R-3909-003CA-01600-000

Parcel No. 1600

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 14 day of March, 2011.

Evert Paul McDonald Living Trust

By: Evert Paul McDonald, Trustee

Evert Paul McDonald, Trustee GRANTOR

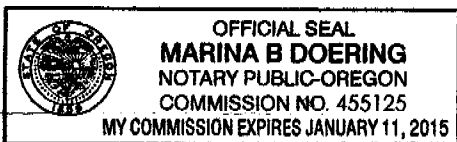
REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Lane } SS.

This instrument was acknowledged before me on this 14th day of March, 2011,

by Evert Paul McDonald, as Trustee,
Name of Representative Title of Representative

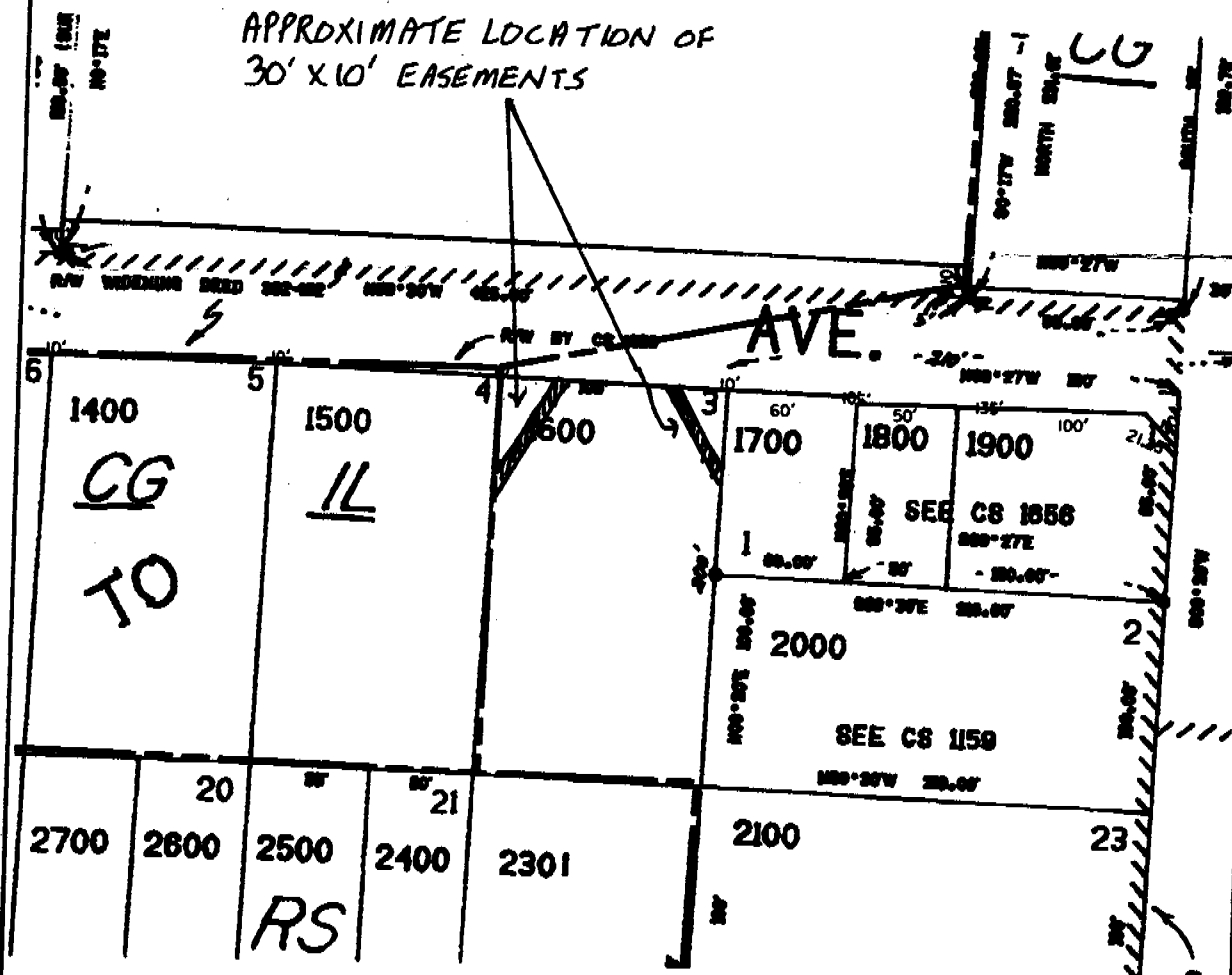
of Evert Paul McDonald Living Trust.
Name of Entity on behalf of whom this instrument was executed



[Signature]
Notary Public
My commission expires: January 11, 2015

Property Description

Section: 03 Township: 39 N or S Range: 09 E or W
Willamette Meridian
 County: Klamath State: Oregon
 Map and Tax Lot Number: R-3909-003CA-01600-000



CC#: WO#: 11176 5425957
 Landowner Name: MCDONALD EVERT PAUL TRUST
MCDONALD EVERT PAUL RS 26522
 Drawn By: DP LIV TRUST

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.

EXHIBIT A *NTS*

PACIFIC POWER
 A DIVISION OF PACIFICORP