

Returned @ County

2012-000511

Klamath County, Oregon



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01/20/2012 10:03:44 AM

Fee: \$67.00

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

BRUCE WIRTH
MAXINE WIRTH
2737 Old Fort Rd
Klamath Falls, OR 97601

CC#: 11176 WO#: 5553884

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, **BRUCE R. WIRTH AND MAXINE L. WIRTH, TRUSTEES, OR THEIR SUCCESSORS IN TRUST, UNDER THE WIRTH LIVING TRUST DATED JULY 30, 2009, AND ANY AMENDMENTS THERETO**, ("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 **2,200** 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 therefore; 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:

The NE 1/4 NE 1/4 Section 22, NW 1/4 NW 1/4, NE 1/4 NW 1/4, N 1/2 NE 1/4, SE 1/4 NE 1/4, Section 23, all in Township 38 South, Range 9 East, Willamette Meridian, Klamath County, Oregon. **CS**

Assessor's Map No.: **R-3809-00000-05000-000**

Parcel No.: **TL-5000**

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 therefore) 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 the 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 26 day of July, 2011.

WIRTH LIVING TRUST

Bruce R. Wirth
Bruce R. Wirth GRANTOR

Maxine L. Wirth
Maxine L. Wirth GRANTOR

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon)
County of Klamath) SS.

This instrument was acknowledged before me on this 26th day of July, 2011,
by Bruce R. Wirth & Maxine L. Wirth, as grantors,
Name of representative Title of representative
of Wirth Living Trust,
Name of entity being represented

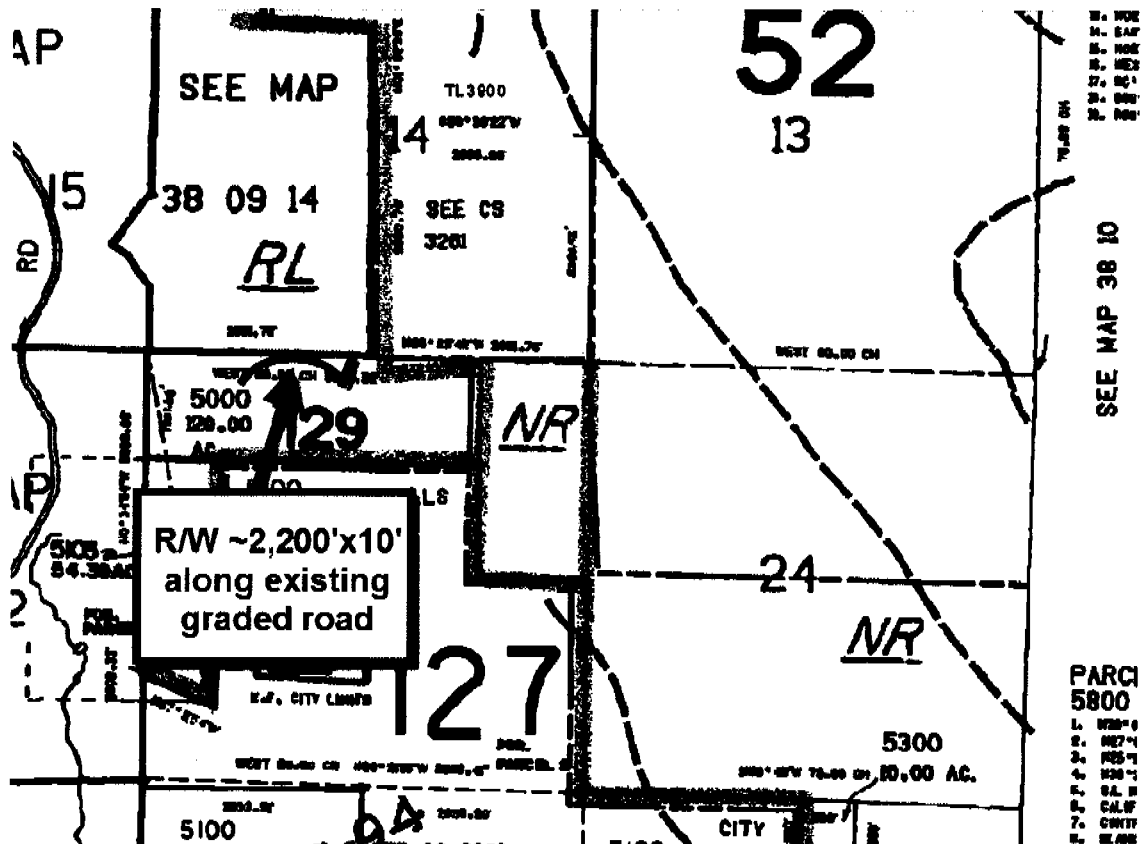


Donna M Hoffman
Notary Public
My commission expires: 5-24-2014

PROPERTY DESCRIPTION

Section: 23, Township: 38S, Range: 09E, Willamette Meridian,
Klamath County, State of Oregon.

Map / Tax Lot or Parcel No.: R-3809-00000-05000-000



CC#: 11176 WO#: 5553884

Landowner Name: Wirth Living Trust

Drawn by: JMM

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