

2014-002970

Klamath County, Oregon



00150705201400029700030031

04/07/2014 10:31:11 AM

Fee: \$52.00

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

CC#: 11176 WO#: 05862992

RIGHT OF WAY EASEMENT

For value received, *Dale Carland and Chris Carland, as trustees of the Carland Family Trust* ("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 **300** 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 **OR**, 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 1/4 Quadrant, Township 40S, Section 6, Range 9E of the Willamette Meridian

Assessor's Map No. R-4009-00600-00900

Parcel No. 900

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, 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 other purposes not inconsistent, as defined by the Grantee, with the purposes for which this easement has been granted.

To the fullest extent permitted by law, each of the parties hereto waives any right it may have to a trial by jury in respect of litigation directly or indirectly arising out of, under or in connection with this Agreement. Each party further waives any right to consolidate, or to request the consolidation of,

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 28th day of May, 2013

Dale Carland

Dale Carland GRANTOR

Chris Carland

Chris Carland GRANTOR

REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } SS.

This instrument was acknowledged before me on this 28 day of May, 2013,

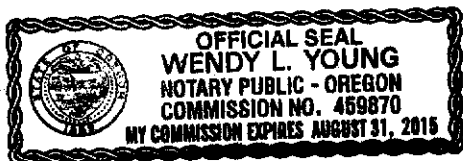
by Dale Carland & Chris Carland as Trustees of the Carland
Name of Representative Title of Representative

& Family Trust
Name of Entity on behalf of whom this instrument was executed

[Seal]

Wendy Young
Notary Public

My commission expires: 8.31.2015



PROPERTY DESCRIPTION

Section: 6, Township: 40 S, Range: 09 E, Willamette Meridian,
Klamath County, State of Oregon.

Parcel No.: 900



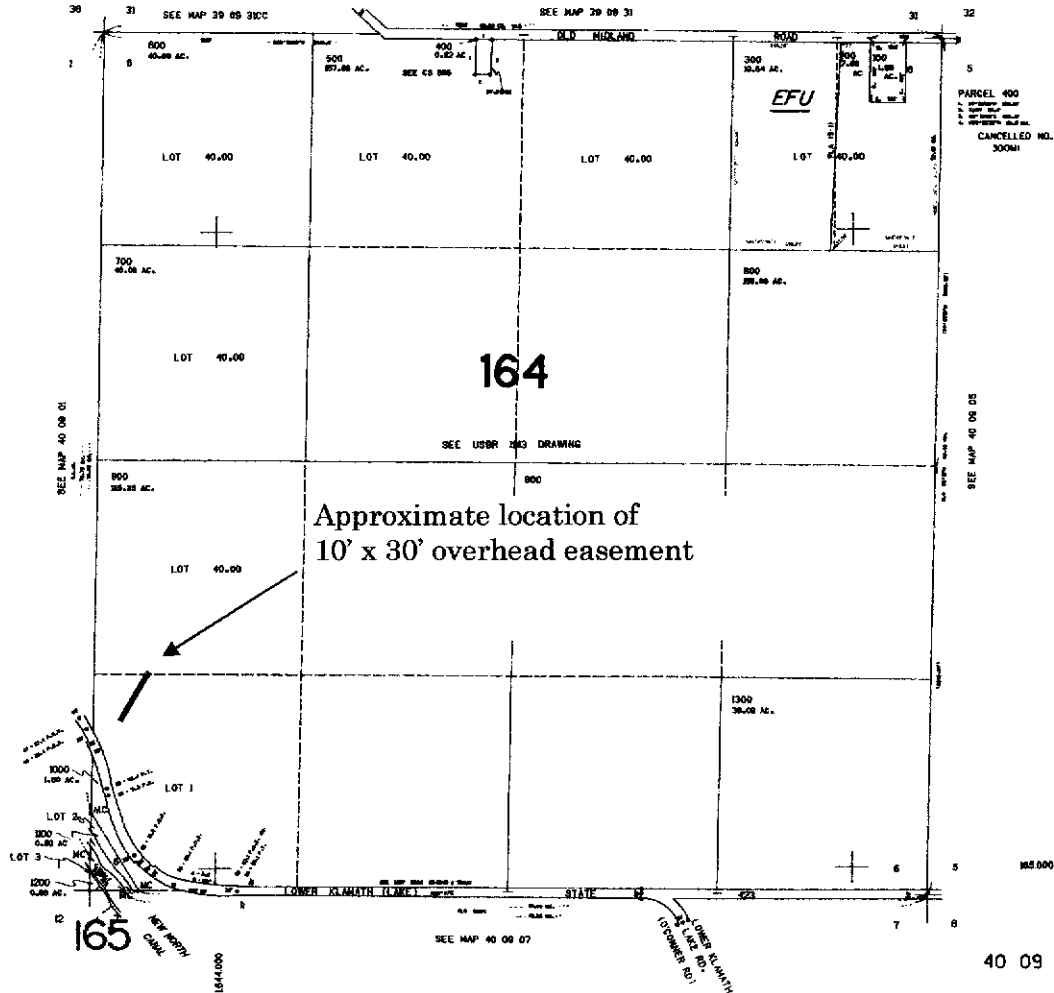
REVISED 4-3-12

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SECTION 06 T.40S. R.09E. W.M.
KLAMATH COUNTY

1"=400'

40 09 06



CC#: 11176 WO#: 05862992

Landowner Name: Carland, Dale, Trustee
& Carland, Chris, Trustee of the Carland Family
Trust

Drawn by:
D. Perkins

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