

2014-005899

Klamath County, Oregon



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06/03/2014 11:52:53 AM

Fee: \$62.00

Return to:  
Pacific Power  
Attn: Right of Way  
825 NE Multnomah Street, Suite 1700  
Portland, OR 97232

R/W#: 20130120 W.O.#: 10048873

### RIGHT OF WAY EASEMENT

For value received, **Lloyd V. Howard**, ("Grantor"), hereby grants to **PacifiCorp**, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **Three hundred feet (300')** in width and **Two Thousand, Two Hundred Eighty feet (2,280)** in length and for a right of way **One hundred forty feet (140')** in width and **One Thousand, Three Hundred Thirteen and 60/100 feet (1313.60')** 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 as shown on Exhibit A attached hereto and by this reference made a part hereof; said Exhibit A to be replaced with an As-Built survey after facilities are placed in said easement area depicted in Exhibit A:

#### A portion of:

*Parcel No. 2 of Milsor Land Partition 32-90, said land Partition situated in the E 1/2 of Section 20, Township 39 South, Range 9 East, Willamette Meridian, in Klamath County, Oregon; Excepting Therefrom USBR C-4-E Lateral.*

#### And:

*The NW 1/4 of the NW 1/4 of the NW 1/4 of the SE 1/4, the W 1/2 of the W 1/2 of the SW 1/4 of the NW 1/4 of the SE 1/4 and the W 1/2 of the SW 1/4 of the NW 1/4 of the NW 1/4 of the SE 1/4, in Section 20, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.*

Assessor's Map No. 39- 9- 20

Parcel No. 01691 and 01702

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.

The approximate location of the Easement Area is shown on Exhibit A which is attached hereto and incorporated herein. Grantee will survey the actual location of the facilities after completion of installation. The survey shall be attached to this easement as Exhibit B and incorporated herein.

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 easement. Each party further waives any right to consolidate, or to request the consolidation of, any action in which a jury trial has been waived with any other action in which a jury trial cannot be or has not been waived.

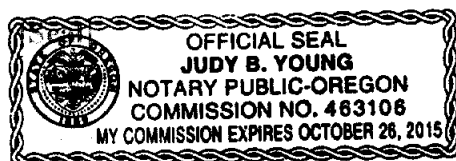
The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns and shall run with the land.

Dated this 27<sup>TH</sup> day of MAY, 2014.

Lloyd V. Howard  
Lloyd V. Howard GRANTOR

STATE OF OREGON     )  
                                  )ss  
COUNTY OF KLAMATH)

This instrument was acknowledged before me on this 27<sup>TH</sup> day of MAY, 2014, by  
Lloyd V. Howard.



Judy B. Young  
Notary Public  
My commission expires: 10-26-15



# EXHIBIT A - Approximate Location of Easement Area - Pre-Survey

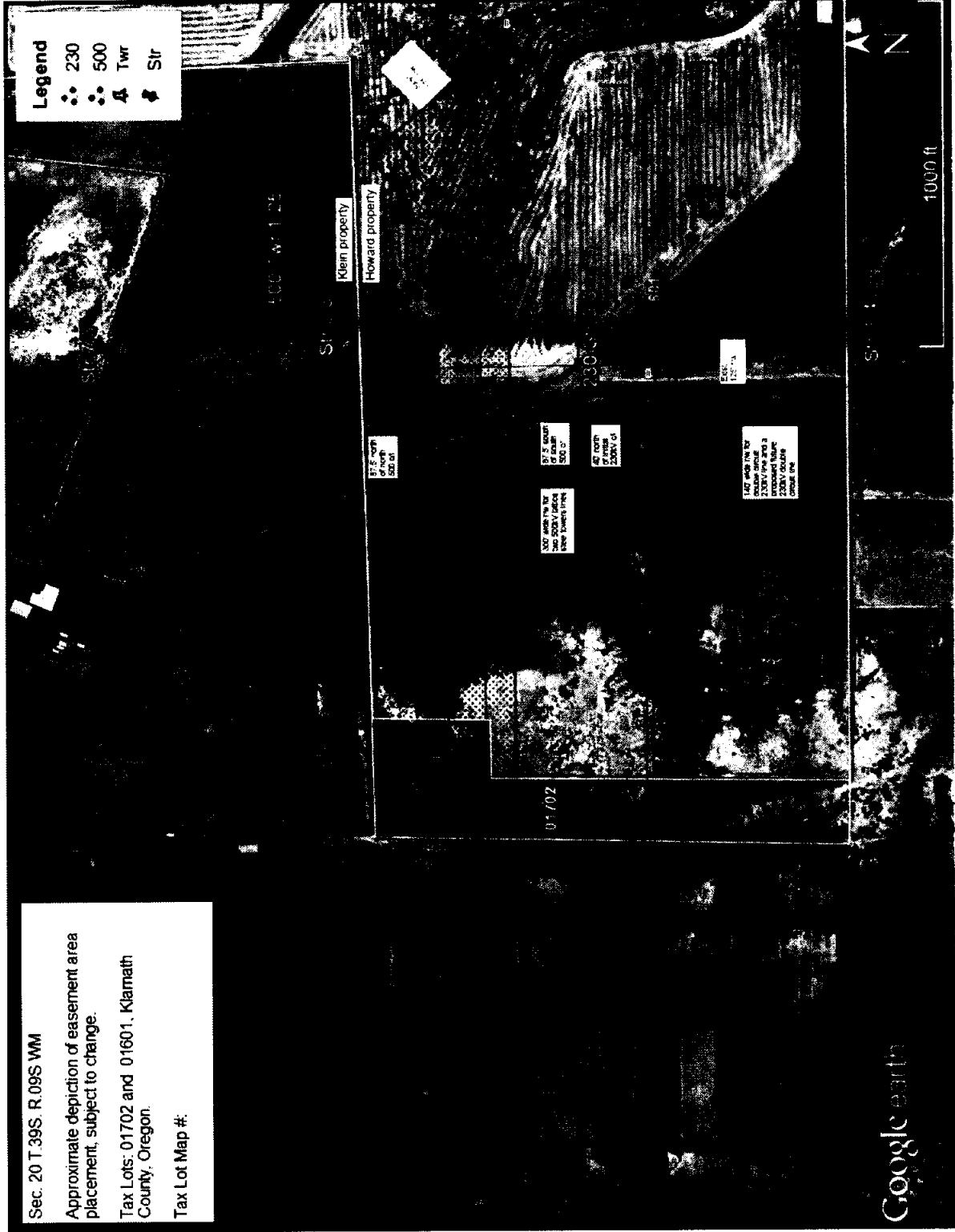


EXHIBIT B - Surveyed Location of Easement Area  
(to be inserted after facilities are installed and surveyed)