

2015-005422

Klamath County, Oregon



00170132201500054220040047

05/27/2015 02:08:24 PM

Fee: \$57.00

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

CC#: 11176 WO#: 6026545

**UNDERGROUND RIGHT OF WAY EASEMENT**

For value received, **Darrell Walter Jacobs and Jennifer Marie Jacobs** ("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 **1150** 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, B**, attached hereto and by this reference made a part hereof:

A portion of:

**TWP 39 RNGE 9, BLOCK SEC 7, TRACT PAR 2 OF LP# 4-98, ACRES 19.29**

Assessor's Map No.: **Section 07. T39S. R09E. W.M.**

Parcel No.: **R-3909-0700-02101-000**

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

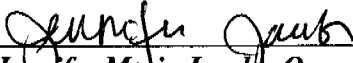
To the fullest extent permitted by law, each of the parties hereto waives any right it may have to a trial by jury in respect of litigation directly or indirectly arising out of, under or in connection with this easement. Each party further waives any right to consolidate, or to request the consolidation 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 22 day of may, 2015.



**Darrell Walter Jacobs, Owner GRANTOR**



**Jennifer Marie Jacobs, Owner GRANTOR**

Section: 07, Township: 39S, Range: 09E, Willamette Meridian,  
Klamath County, State of Oregon.  
Map / Tax Lot or Parcel No.: R-3909-00700-02101-000



## **PROPERTY DESCRIPTION**

### **LEGAL DESCRIPTION**

**Parcel 1:**

E1/2 SW1/4 SW1/4 of Section 7, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

**Parcel 2:**

A parcel of land situated in the S1/2 SE1/4 SW1/4 of Section 7, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at the Southwest corner of said S1/2 SE1/4 SW1/4, said point marked by a 1/2 inch rebar; thence North 0°42' East along the West line of said S1/2 SE1/4 SW1/4 a distance of 674.8 feet to the Northwest corner thereof; thence South 89°24' East along the North line of said S1/2 SE1/4 SW1/4 a distance of 322.76 feet to a point; thence South 0°42' West a distance of 675.12 feet, more or less, to a point on the South line of said S1/2 SE1/4 SW1/4; thence North 89°22' West along said South line a distance of 322.76 feet, more or less, to the point of beginning, with bearings based on record survey #1850.

CC#: 11176 WO#: 6026545

Grantor Name: Jacobs

**EXHIBIT B**



**PACIFIC POWER**  
A DIVISION OF PACIFICORP