Return to: Pacific Power 1950 Mallard Ln

Klamath Falls, OR 97601

2016-006666 Klamath County, Oregon

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06/23/2016 01:22:00 PM

Fee: \$57.00

CC#: 11176 WO#: 6162704

RIGHT OF WAY EASEMENT

For value received, *Duane Martin Ranches, L.P., a California limited partnership*, ("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 825 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 anchors, 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:

The NW 1/4, SE 1/4 of Section 18, Township 36 South, Range 11 East of the Willamette Meridian, in the County of Klamath Falls, State of Oregon.

Assessor's Map No. R-3611-01800-00200-000

Parcel No. 200

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 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 14th day of JUNE, 2016.
Duane Martin Ranches, L.P., a California limited partnership
By: Sero A Orlyn Duane F. Martin, Sr., General Partner GRANTOR
DUANE FMANLIN LOV DUANE MANGE LANCLES (Insert Grantor Name Here) GRANTOR
(Insert Grantor Name Here) GRANTOR
INDIVIDUAL ACKNOWLEDGEMENT
State of <u>California</u> SS. County of <u>Amador</u> SS.
This instrument was acknowledged before me on this 14 day of June, 2016,
by
Halles of marvada (s) signing document
Notary Public My commission expires: 6/4/2017
KAREN J. MEYER Commission # 2023546 Notary Public - California Amador County My Comm. Expires Jun 4, 2017

PROPERTY DESCRIPTION Section: 18, Township: 36S, Range: 11E, Willamette Meridian, Klamath County, State of Oregon. Map / Tax Lot or Parcel No.: R-3611-01800-00200-000 LOT 10 LOT 9 LOT 12 LOT 14 LOT 15 LOT 13 LOT 16 8 <u>FR</u> LOT 18 LOT 17 109.39 AC. LOT 20 RIVE APPROXIMATE LOCATION OF LOT 24 10' X 825' EASEMENT. SEE CS 747 500 47.80 AC. LOT 28 LOT 27 QUARRY SEE CB 2487 LOT 31 LOT LOT 29 LOT 32 DRY LAKE CC#: 11176 WO#: 6162704 This drawing should be used only as a representation of the location of the easement area. The exact location of all Landowner Name: Duane Martin Ranches structures, lines and appurtenances is subject to change within the boundaries of the described easement area. Drawn by: KD **EXHIBIT A** A DIVISION OF PACIFICORP

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.		
State of California)		
County of HMHELOV)	,	
State of California) County of	EVEN JUEYEV NOTARY Public	
Date	Here Insert Name and Title of the Officer	
personally appeared — SWANE F MI	4r4cN	
	Name(s) of Signer(s)	
subscribed to the within instrument and acknowled	vidence to be the person(s) whose name(s) is/aredged to me that he/she/they executed the same in her/their signature(s) on the instrument the person(s), ed, executed the instrument.	
of	certify under PENALTY OF PERJURY under the laws the State of California that the foregoing paragraph true and correct.	
Notary Public - California Amador County	ITNESS my hand and official seal.	
Place Notary Seal Above	Signature of Notary Public	
Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.		
Description of Attached Document		
Title or Type of Document:	Document Date:	
Number of Pages: Signer(s) Other Than Named Above:		
Capacity(ies) Claimed by Signer(s)	Signer's Name:	
Signer's Name: Corporate Officer — Title(s):	Corporate Officer — Title(s):	
□ Partner - □ Limited □ General	□ Partner — □ Limited □ General	
☐ Individual ☐ Attorney in Fact	☐ Individual ☐ Attorney in Fact	
☐ Trustee ☐ Guardian or Conservator	☐ Trustee ☐ Guardian or Conservator	
Other:Signer Is Representing:	☐ Other:Signer Is Representing:	
oigner is riepresenting.	olgitor is representing.	