

2016-009529

Klamath County, Oregon

09/08/2016 09:38:01 AM

Fee: \$122.00

RECORDING COVER SHEET (Please Print or Type)

The information on this sheet is a reflection of the attached instrument for the purpose of meeting first page recording requirements, ORS 205.234.

If this cover page is included with your document, please add \$5.00 to the total recording fees.

AFTER RECORDING RETURN TO:

Pacific Connector Gas Pipeline

832 NW Highland Street

Roseburg, OR 97470

1) TITLE(S) OF THE TRANSACTION(S) ORS 205.234(a)

Construction Stipulations Agreement

Ameri Title WAS REQUESTED TO
RECORD THIS INSTRUMENT AS
AN ACCOMMODATION. IT HAS NOT
BEEN EXAMINED FOR SUFFICIENCY
OR ITS EFFECT UPON THE TITLE.

2) DIRECT PARTY / GRANTOR(S) ORS 205.125(1)(b) and 205.160

Rodney and Marie Lyon

20302 Paygr Rd

Malin, OR 97632

3) INDIRECT PARTY / GRANTEE(S) ORS 205.125(1)(a) and 205.160

Williams Pacific Connector Gas Operator LLC

PO Box 58900

Salt Lake City, UT 84158-0900

4) TRUE AND ACTUAL CONSIDERATION

ORS 93.030(5) – Amount in dollars or other

\$ _____ ☐ Other

5) SEND TAX STATEMENTS TO:

No Change

6) SATISFACTION of ORDER or WARRANT

ORS 205.125(1)(e)

CHECK ONE: ☐ FULL
(If applicable) ☐ PARTIAL

**7) The amount of the monetary
obligation imposed by the order
or warrant. ORS 205.125(1)(c)**

\$ _____

8) If this instrument is being Re-Recorded, complete the following statement, in

accordance with ORS 205.244: "RERECORDED TO CORRECT _____
PREVIOUSLY RECORDED IN
BOOK _____ AND PAGE _____, OR AS FEE NUMBER _____."

Ameri Title CRK 16040

CONSTRUCTION STIPULATIONS AGREEMENT

For valuable consideration, Rodney R. Lyon and Marie M. Lyon, husband and wife ("Grantor") whose address is 20302 Paygr Rd, Malin, OR 97632, does grant to WILLIAMS PACIFIC CONNECTOR GAS OPERATOR, LLC, a Delaware limited liability company, on behalf of Pacific Connector Gas Pipeline, L.P., a Delaware limited partnership, located at P.O. Box 58900, Salt Lake City, Utah 84158 ("Grantee"), its agents, contractors and employees, the right and privilege of using a parcel of land for the purpose of constructing a 36" Natural Gas Pipeline ("construction workspace"), which property is situated in Klamath County, State of Oregon, and more particularly described below:

That certain parcel, or parcels, of land lying in Sections 34,35 and 36, Township 40 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon,
and

That certain parcel, or parcels, of land lying in Sections 3 and 2, Township 41 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, being more fully described in the attached Exhibits "A-1".

Also known by County Assessor Parcel Number(s): **R628529, R595500**

The approximate location of the construction workspace is designated on Exhibits "A" attached hereto and made a part of this agreement.

It is understood and agreed by Grantor and Grantee that said construction workspace is to be used in connection with the construction of Grantee's natural gas pipeline facilities. Upon completion of the above described work and final restoration of the construction workspace, Grantee's interest in said land will revert to Grantor, except as provided by the right-of-way and easement dated August 27, 2016.

Grantee agrees that within a reasonable time following the completion of its work and subject to weather and/or soil conditions, Grantee will as near as practicable restore said construction workspace to its original contours. Grantee will compensate Grantor for adequately documented damages, directly resulting from its work including timber, growing crops, pasture and livestock. Damages to other real or personal property will be repaired by Grantee or the Grantor will be compensated for such repairs. Specific conditions, which will apply only to the initial construction of facilities, are described in Exhibit "B" attached hereto and made a part of this agreement.

The term of this construction stipulation agreement begins upon execution and expires five years from that date.

Grantee will possess the above-described rights and such rights will be binding upon Grantor, its heirs, legal representatives and successors in title.

Grantee will not be held liable for damages of any kind that arise due to the negligent acts or willful misconduct of the Grantor, its successors, assigns, permittee, agents or contractors.

W2016 OR 12130

WITNESS THE EXECUTION THIS 27th day of August, 20 16

GRANTOR:

Rodney R. Lyon
Rodney R. Lyon

GRANTOR:

Marie M. Lyon
Marie M. Lyon

GRANTEE:

Williams Pacific Connector Gas
Operator LLC, on behalf of Pacific
Connector Gas Pipeline L.P.

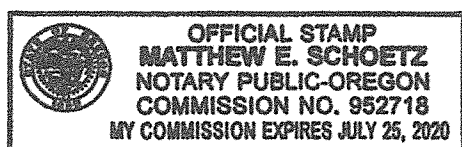
Nancy Rousseau
Nancy Rousseau, Attorney in Fact

ACKNOWLEDGMENT

STATE OF OREGON)
)ss.
COUNTY OF Klamath)

BEFORE ME, the undersigned authority, on this 27th day of August, 2016, personally appeared Rodney R. Lyon, to me known to be the individuals described in and who executed the foregoing instrument, and acknowledged to me that they signed the said instrument as their free and voluntary act and deed for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.



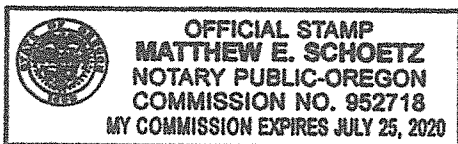
Matthew E. Schoetz
Notary Public in and for the
State of Oregon
My Commission Expires: July 25, 2020

ACKNOWLEDGMENT

STATE OF OREGON)
COUNTY OF Klamath)ss.

BEFORE ME, the undersigned authority, on this 27th day of August, 2016, personally appeared Marie M. Lyon, to me known to be the individuals described in and who executed the foregoing instrument, and acknowledged to me that they signed the said instrument as their free and voluntary act and deed for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.

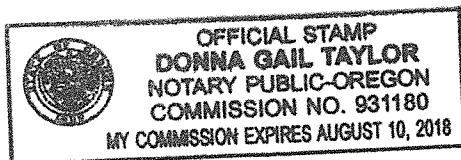


Matthew E. Schoetz
Notary Public in and for the
State of Oregon
My Commission Expires: July 25, 2020

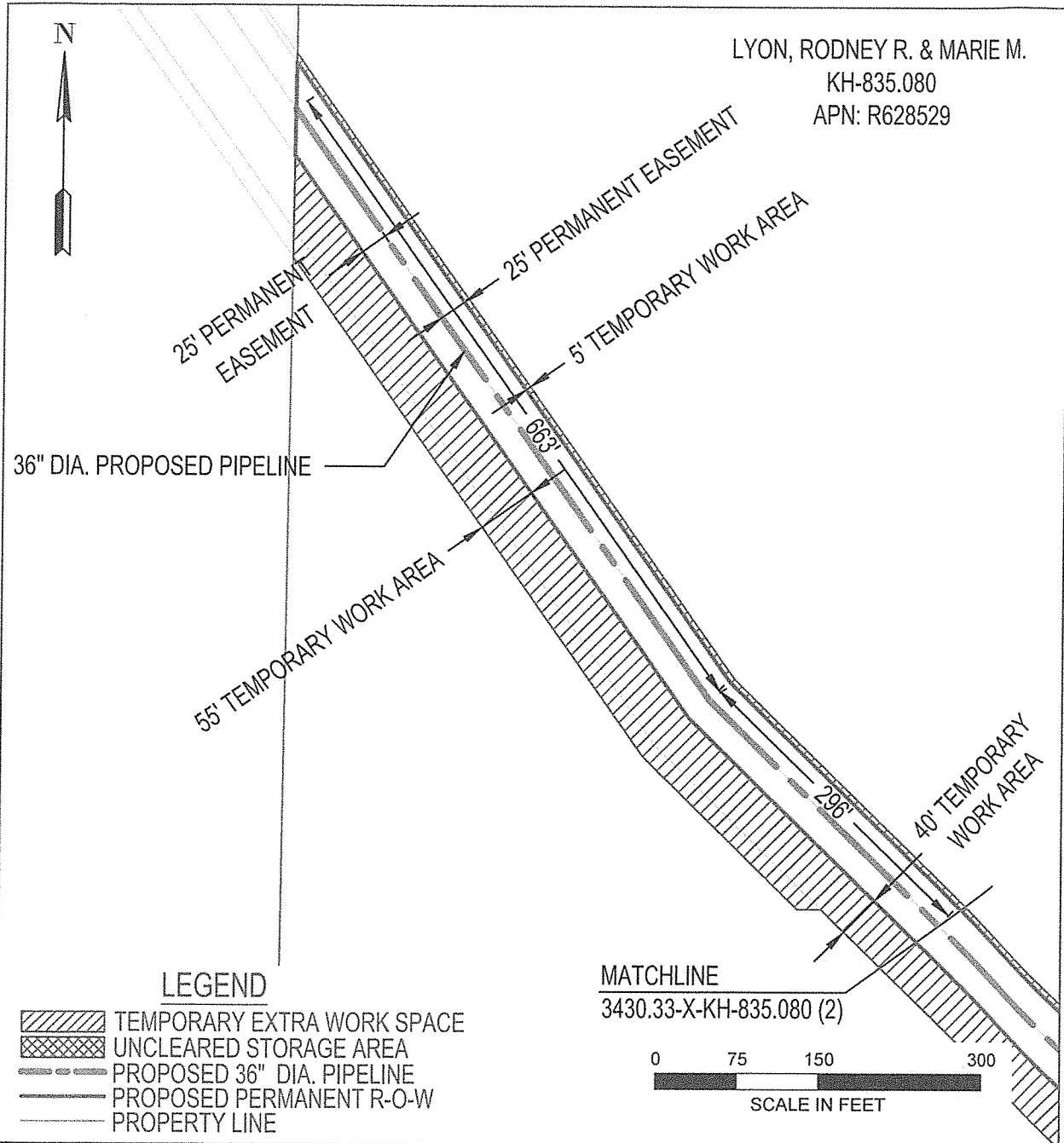
ACKNOWLEDGMENT ATTORNEY-IN-FACT


STATE OF OREGON)
COUNTY OF Jackson)ss.

On the 1st day of September, 2016, Nancy Rousseau, personally appeared before me and being by me duly sworn, did say that she is the Attorney-in-Fact of Williams Pacific Connector Gas Operator LLC, on behalf of Pacific Connector Gas Pipeline L.P., and that the Agreement was signed on behalf of Williams Pacific Connector Gas Operator LLC, on behalf of Pacific Connector Gas Pipeline, L.P., and said to me that as such Attorney-in-Fact she executed the same.

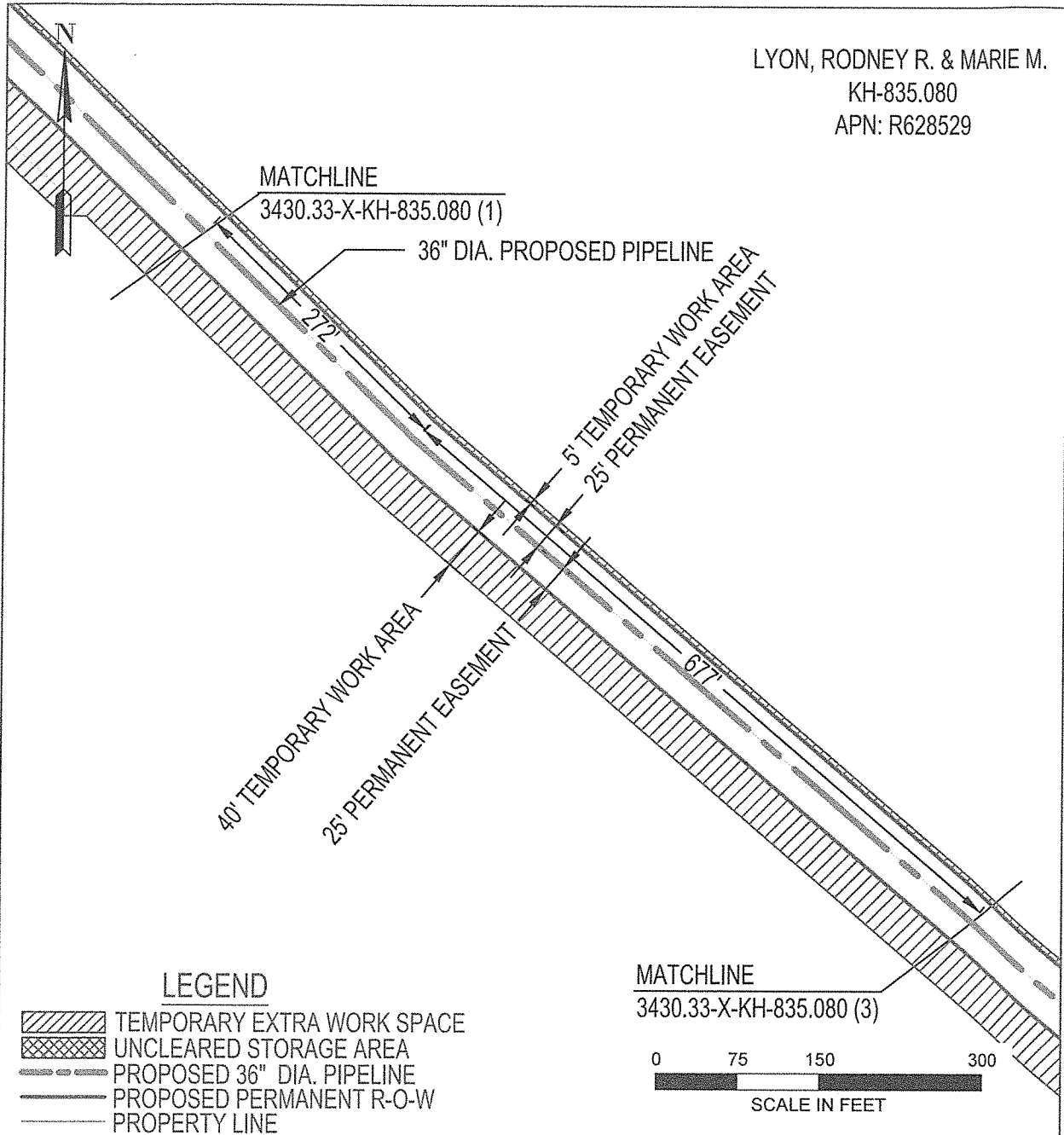



Donna Gail Taylor
Notary Public in and for the
State of Oregon
My Commission Expires: August 10, 2018

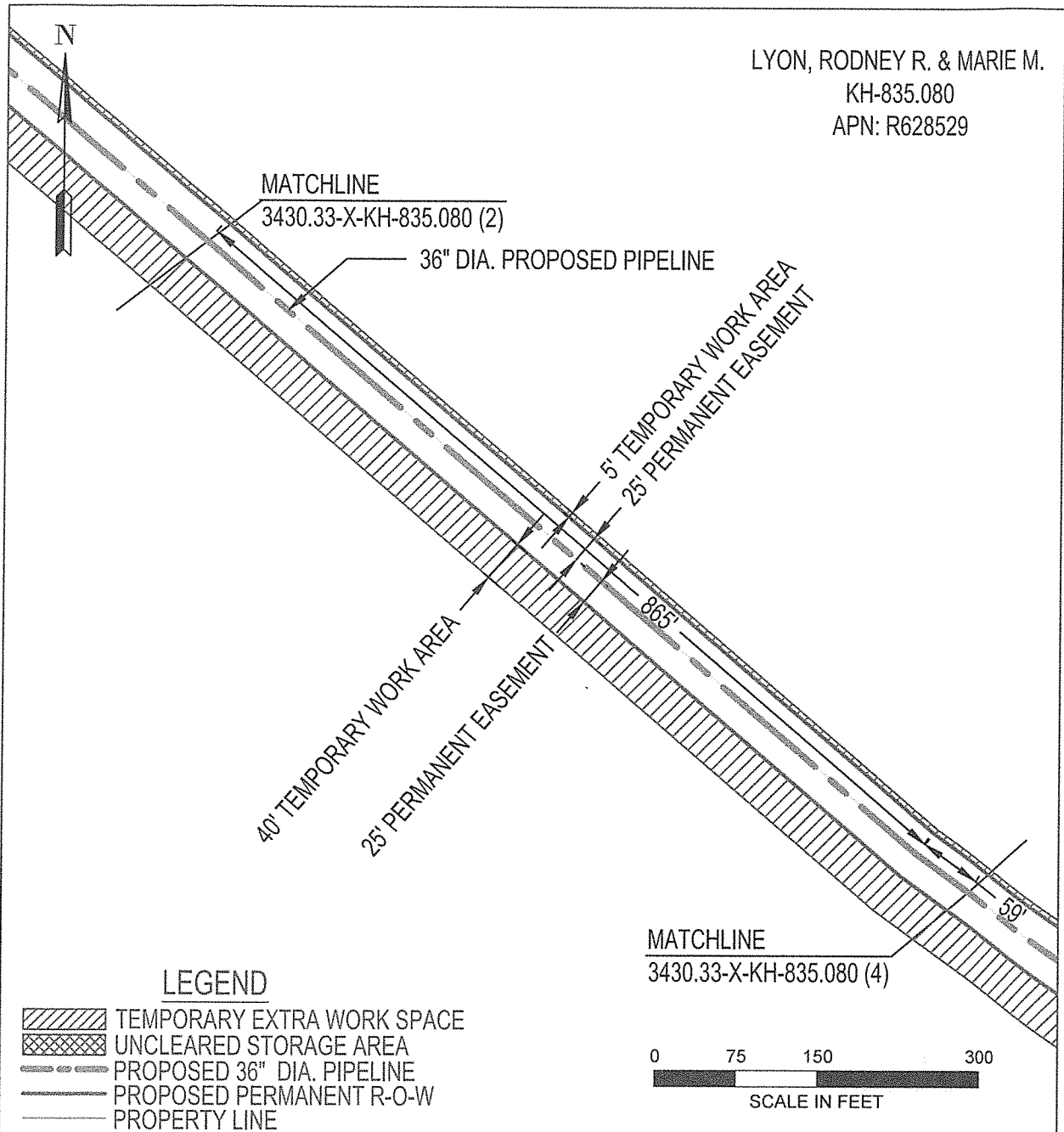



AREA TOTALS			REV 1	EXHIBIT "A"	
	SQ. FT.	ACRES.			
PERM. R-O-W:	286861.38	6.585	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 226.70 TO M.P. 227.78 T-40-S, R-12-E, S-35, 36 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	273768.89	6.285			
UNCLEARED STORAGE AREA:					
DRAWN: JCP DATE: 6-17-2016					
CHECK: KLL DATE: 6-30-2016		DRAWING NO: 3430.33-X-KH-835.080 (1)			
APPRV: BAB DATE: 6-30-2016					

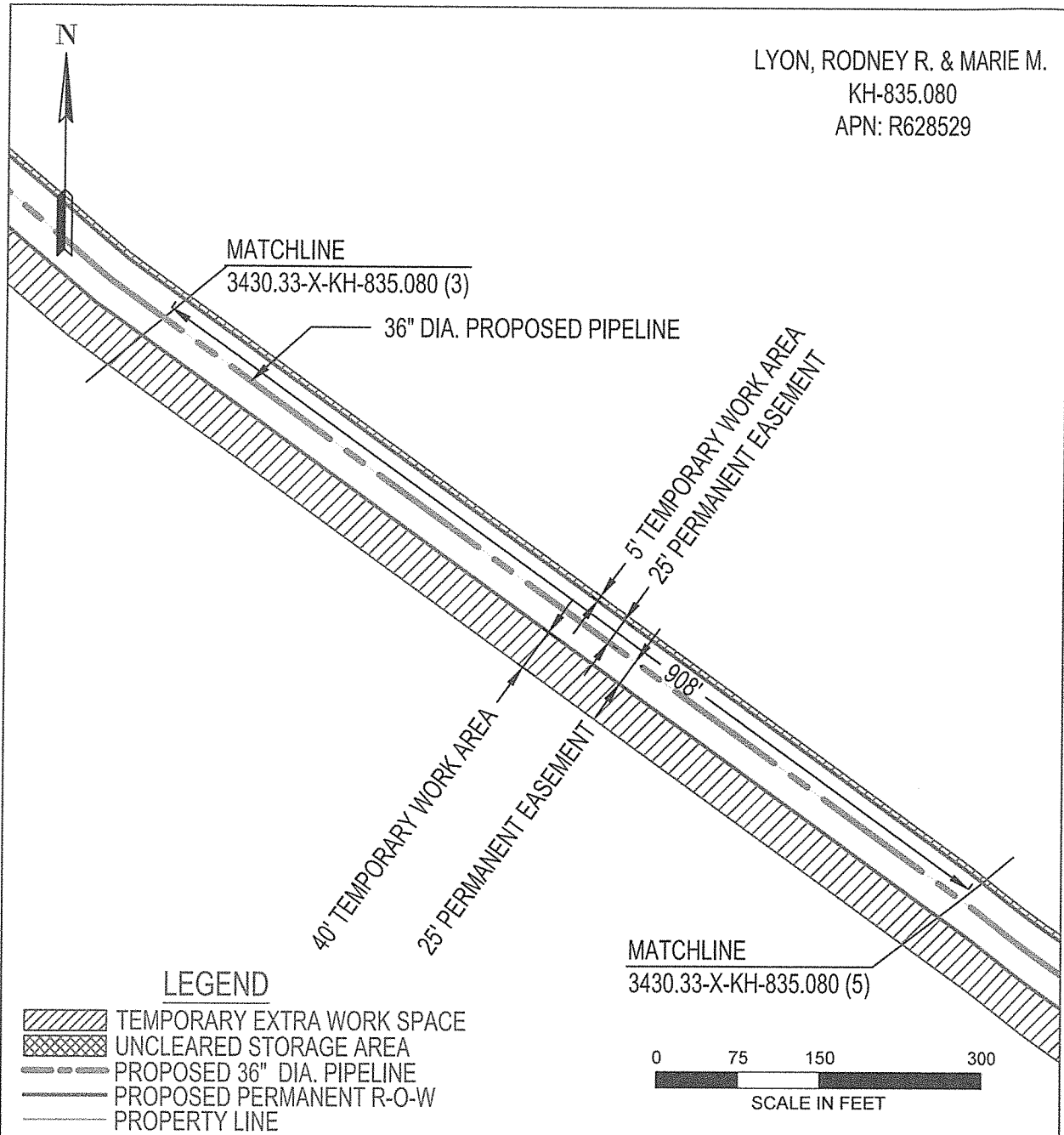
LYON, RODNEY R. & MARIE M.
KH-835.080
APN: R628529




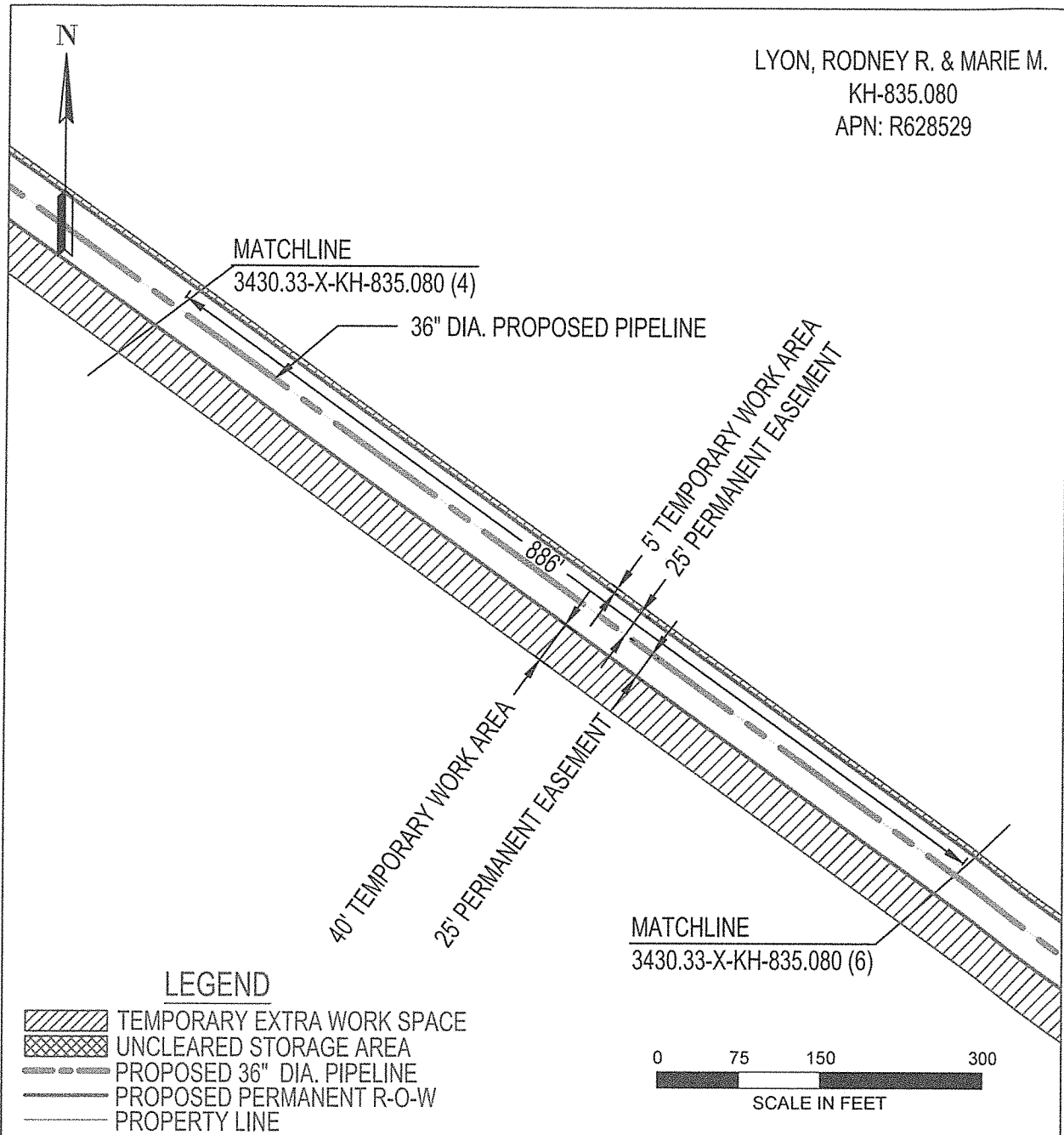
AREA TOTALS			REV 1	EXHIBIT "A"	 Pacific Connector GAS PIPELINE
	SQ. FT.	ACRES.			
PERM. R-O-W:	286861.38	6.585	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 226.70 TO M.P. 227.78 T-40-S, R-12-E, S-35, 36 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	273768.89	6.285			
UNCLEARED STORAGE AREA:					
DRAWN: JCP DATE: 6-17-2016			DRAWING NO: 3430.33-X-KH-835.080 (2)		
CHECK: KLL DATE: 6-30-2016					
APPRV: BAB DATE: 6-30-2016					




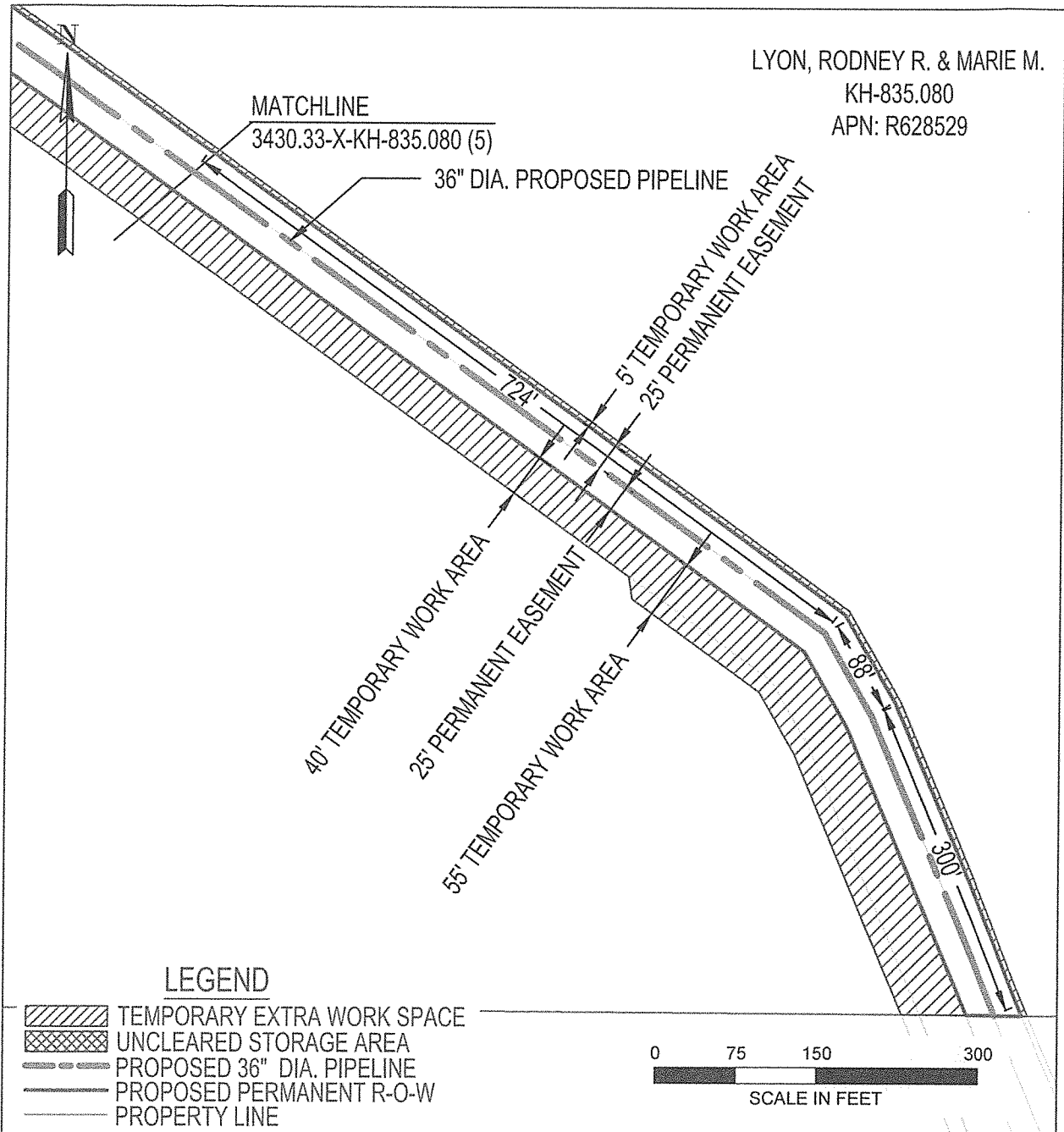
AREA TOTALS			REV 1	EXHIBIT "A"	
	SQ. FT.	ACRES.			
PERM. R-O-W:	286861.38	6.585	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 226.70 TO M.P. 227.78 T-40-S, R-12-E, S-35, 36 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	273768.89	6.285			
UNCLEARED STORAGE AREA:					
DRAWN: JCP DATE: 6-17-2016					
CHECK: KLL DATE: 6-30-2016			DRAWING NO: 3430.33-X-KH-835.080 (3)		
APPRV: BAB DATE: 6-30-2016					




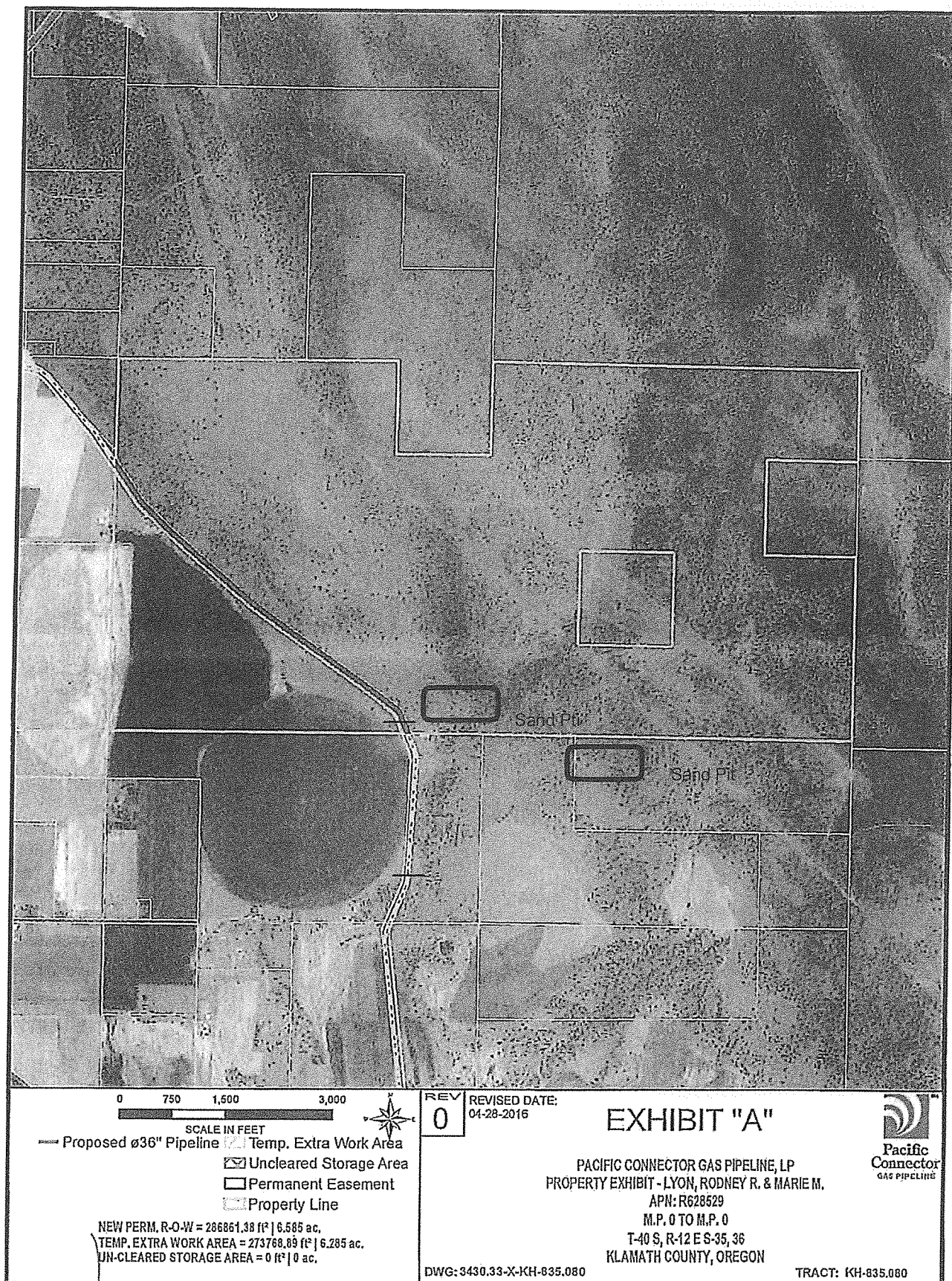
AREA TOTALS			REV 1	EXHIBIT "A"	
	SQ. FT.	ACRES.			
PERM. R-O-W:	286861.38	6.585	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 226.70 TO M.P. 227.78 T-40-S, R-12-E, S-35, 36 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	273768.89	6.285			
UNCLEARED STORAGE AREA:					
DRAWN: JCP DATE: 6-17-2016					
CHECK: KLL DATE: 6-30-2016			DRAWING NO: 3430.33-X-KH-835.080 (4)		
APPRV: BAB DATE: 6-30-2016					

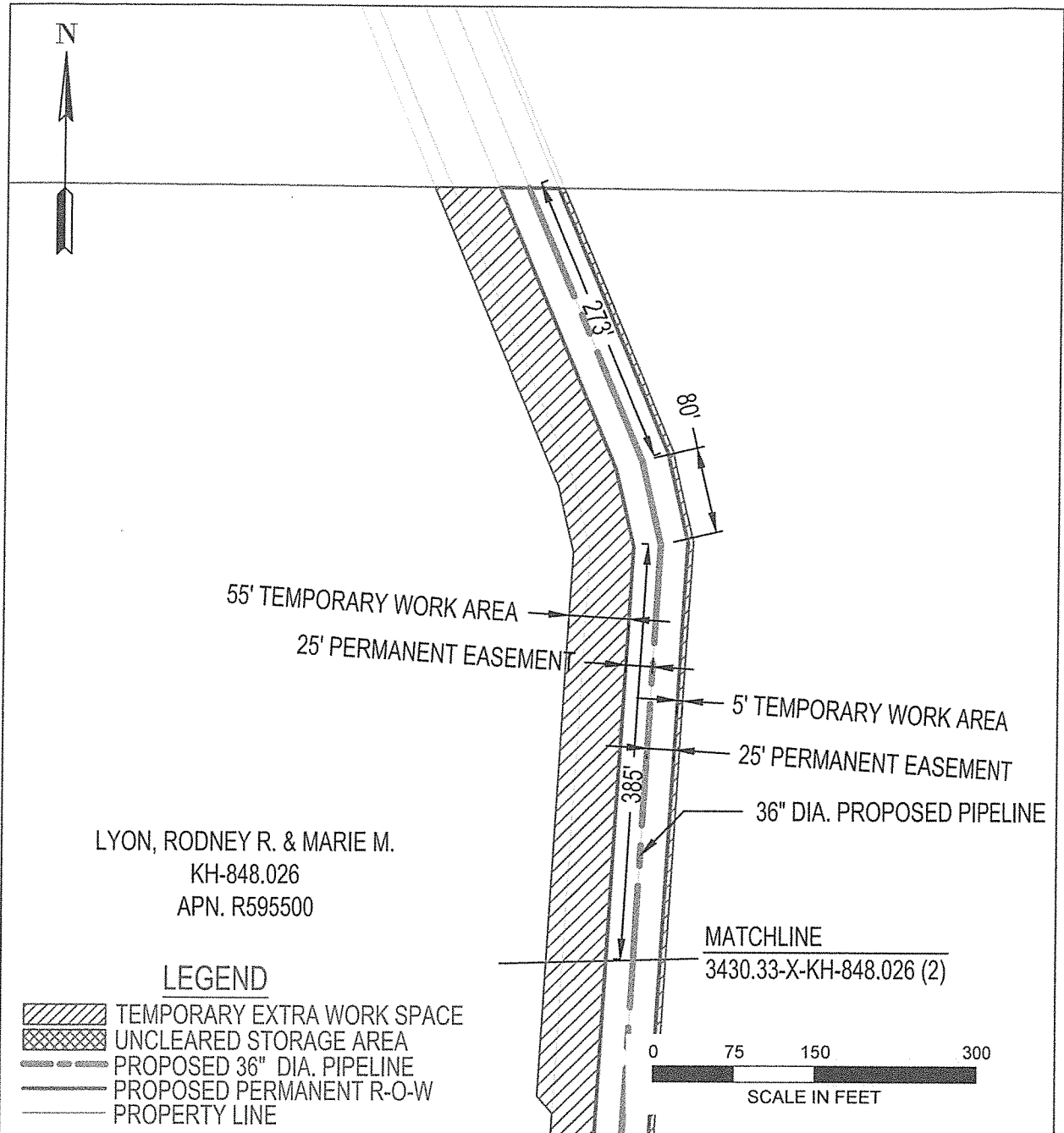



AREA TOTALS			REV 1	EXHIBIT "A"	 Pacific Connector GAS PIPELINE
	SQ. FT.	ACRES.			
PERM. R-O-W:	286861.38	6.585	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 226.70 TO M.P. 227.78 T-40-S, R-12-E, S-35, 36 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	273768.89	6.285			
UNCLEARED STORAGE AREA:					
DRAWN: JCP DATE: 6-17-2016					
CHECK: KLL DATE: 6-30-2016			DRAWING NO: 3430.33-X-KH-835.080 (5)		
APPRV: BAB DATE: 6-30-2016					

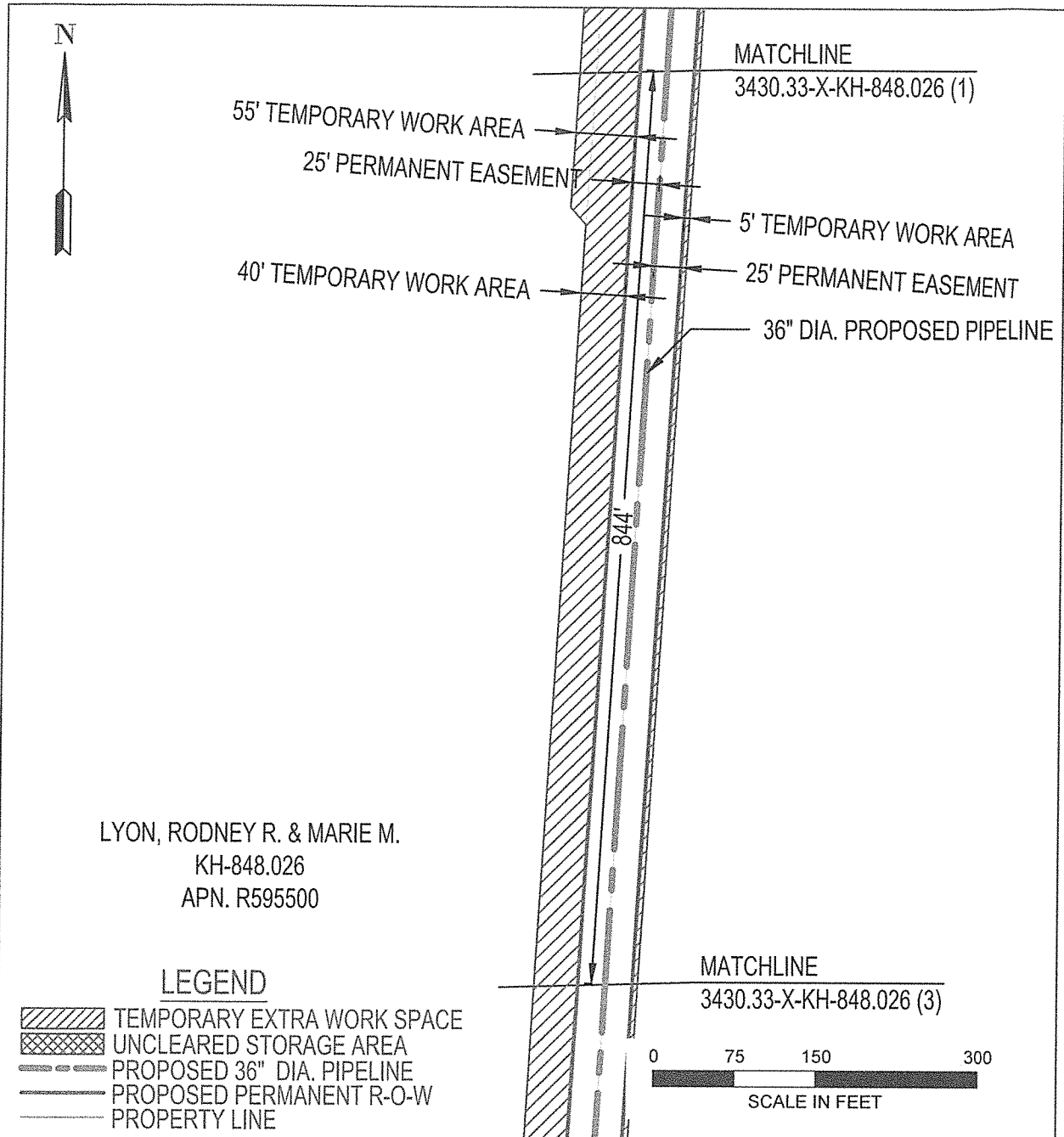



AREA TOTALS			REV 1	EXHIBIT "A"	 Pacific Connector GAS PIPELINE
	SQ. FT.	ACRES.			
PERM. R-O-W:	286861.38	6.585	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 226.70 TO M.P. 227.78 T-40-S, R-12-E, S-35, 36 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	273768.89	6.285			
UNCLEARED STORAGE AREA:					
DRAWN: JCP DATE: 6-17-2016					
CHECK: KLL DATE: 6-30-2016			DRAWING NO: 3430.33-X-KH-835.080 (6)		
APPRV: BAB DATE: 6-30-2016					





AREA TOTALS			REV 0	EXHIBIT "A"	 Pacific Connector GAS PIPELINE
	SQ. FT.	ACRES.			
PERM. R-O-W:	136642	3.137	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 227.78 TO M.P. 228.30 T-41-S, R-12-E, S-2 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	148235.06	3.403			
UNCLEARED STORAGE AREA:					
DRAWN: JCP DATE: 6-17-2016					
CHECK: KLL DATE: 6-17-2016					
APPRV: BAB DATE: 6-17-2016			DRAWING NO: 3430.33-X-KH-848.026 (1)		



AREA TOTALS			REV 0	EXHIBIT "A"	
	SQ. FT.	ACRES.			
PERM. R-O-W:	136642	3.137	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 227.78 TO M.P. 228.30 T-41-S, R-12-E, S-2 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	148235.06	3.403			
UNCLEARED STORAGE AREA:					
DRAWN:JCP DATE:6-17-2016					
CHECK:KLL DATE:6-17-2016					
APPRV: BAB DATE:6-17-2016			DRAWING NO: 3430.33-X-KH-848.026 (2)		








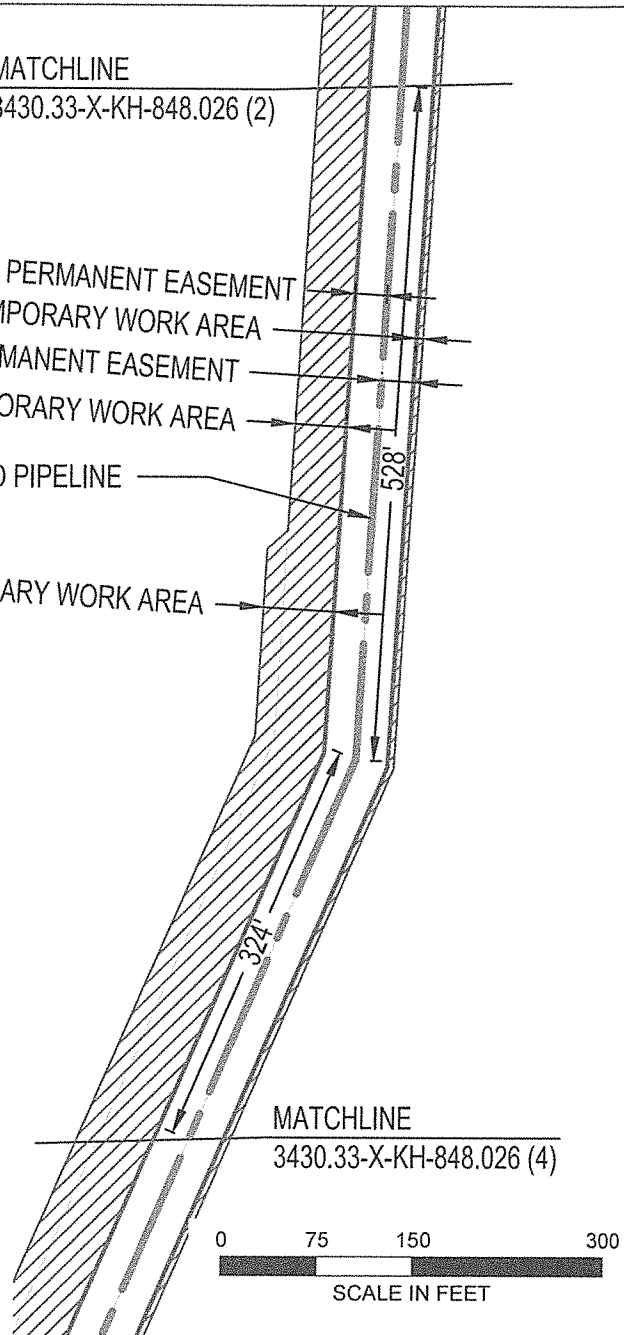
MATCHLINE
3430.33-X-KH-848.026 (2)


25' PERMANENT EASEMENT
5' TEMPORARY WORK AREA
25' PERMANENT EASEMENT
40' TEMPORARY WORK AREA
36" DIA. PROPOSED PIPELINE
55' TEMPORARY WORK AREA

LYON, RODNEY R. & MARIE M.
KH-848.026
APN. R595500

LEGEND

-  TEMPORARY EXTRA WORK SPACE
-  UNCLEARED STORAGE AREA
-  PROPOSED 36" DIA. PIPELINE
-  PROPOSED PERMANENT R-O-W
-  PROPERTY LINE



AREA TOTALS			REV 0	EXHIBIT "A"	
	SQ. FT.	ACRES.			
PERM. R-O-W:	136642	3.137	PACIFIC CONNECTOR GAS PIPELINE, LP RIGHT-OF-WAY DETAIL Lyon, Rodney R. and Marie M. M.P. 227.78 TO M.P. 228.30 T-41-S, R-12-E, S-2 KLAMATH COUNTY, OREGON		
TEMP. EXTRA WORK AREA:	148235.06	3.403			
UNCLEARED STORAGE AREA:					
DRAWN: JCP DATE: 6-17-2016			DRAWING NO: 3430.33-X-KH-848.026 (3)		
CHECK: KLL DATE: 6-17-2016					
APPRV: BAB DATE: 6-17-2016					



0 390 780 1,560

SCALE IN FEET



Proposed $\varnothing 36"$ Pipeline

Temp. Extra Work Area

Uncleared Storage Area

Permanent Easement

Property Line

NEW PERM. R-O-W = 136642 ft² | 3.137 ac.

TEMP. EXTRA WORK AREA = 148235.1 ft² | 3.403 ac.

UN-CLEARED STORAGE AREA = 0 ft² | 0 ac.

REV
0

REVISED DATE:
04-28-2016

EXHIBIT "A"

PACIFIC CONNECTOR GAS PIPELINE, LP
PROPERTY EXHIBIT - LYON, RODNEY R. & MARIE M.

APN: R595500

M.P. 0 TO M.P. 0

T-41 S, R-12 E S-2

KLAMATH COUNTY, OREGON



DWG: 3430.33-X-KH-848.026

TRACT: KH-848.026

EXHIBIT "A-1"

That portion of Parcel 1 of Partition Plat 28-03, being a replat of Parcel A of "Minor Partition 80-125" and "Property Line Adjustment 8-04" lying in Sections 34, 35 and 36, Township 40 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon.
and

That portion of Parcel 1 of Partition Plat 28-03, being a replat of Parcel A of "Minor Partition 80-125" and "Property Line Adjustment 8-04" lying in Sections 3 and 2, Township 41 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon.

EXHIBIT "B"

CONSTRUCTION STIPULATIONS

In accordance with the terms and conditions of this agreement, the Grantor and Grantee agree that the natural gas pipeline facilities will be constructed on Grantor's property in accordance with the following terms and conditions:

1. Grantee will notify Grantor, in writing, of the construction activity 10 days prior to start of survey and via phone or in writing, at least 30 days prior to the clearing/tree removal and construction preparation of the right of way on the Grantor's land.
2. Grantee will construct its pipeline and related facilities in compliance with engineering design and safety standards of the USDOT in force at the time of construction.
3. Grantee will remove all construction waste and debris after completion of construction activities.
4. Grantee will restore all access roads or driveways disturbed by construction to condition equal to or better than existed prior to construction. Restoration will include final grading where necessary.
5. Grantee will be responsible for the control of noxious weeds on land disturbed by reasonable necessary construction activities.
6. Grantee will remove all rock 4" or greater from the disturbed areas.
7. Grantee will install two buried road crossing located at Grantor's existing sand pit. This location is shown on Exhibit "A" KH-835.080 and KH-848.026 is made a part of this Construction Stipulation Agreement. Grantor and Grantee agree that weight limitations of all vehicles operating within, over, or across Grantee's easement at said identified buried pipeline road crossing and areas with pipe located within the roadway, shall comply with the axle and gross vehicle weight combinations described in Chapter 818, Oregon Department of Transportation.
Application for loads to be operated within, over, or across Grantee's easement at identified pipeline road crossings and areas with pipe located within the roadway that exceed the gross vehicle weight combinations described in Oregon Department of Transportation Chapter 818 will be submitted for review and approval through Grantee's local Operating District at least twenty (20) days in advance of need.
- 8.. In the event the Grantee fails to initiate construction activities within the Right-of-Way and Easement within a period of fifteen (15) years from the execution date thereof, the Grantor will seek and obtain a reconveyance.
9. Grantee has paid Grantor for Landscaping Damages (Timber) in full. Grantor is not in the Oregon Small Tract Forest (STM) Program.

END