

2017-000601

Klamath County, Oregon



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Fee: \$57.00

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

Returned at Counter

CC#: 11176 WO#: 6244996

**OVERHANG RIGHT OF WAY EASEMENT**

For value received, *Atchison Judith A & Atchison Arthur J Trustee & Atchison Arthur J Revocable Living 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, 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: overhang of pole crossarms, overhead conductors and communication lines; along the general course now located by Grantee, over and across 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:

**TWP 35 RNGE 7, BLOCK SEC 33, TRACT POR LOTS 12 13 ALL LOT 20 & 21, ACRES  
76.42 POTENTIAL ADDITIONAL TAX LIABILITY**

Assessor's Map No. R-3507-03300-01000-000

Parcel No. R250793

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 determined by 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 9 day of January, 2012.

Arthur J. Atchison  
Arthur J. Atchison GRANTOR

O J ATCHISON TRUSTEE'S Agent

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**REPRESENTATIVE ACKNOWLEDGEMENT**

State of \_\_\_\_\_ }  
County of \_\_\_\_\_ } SS.

This instrument was acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_.

by \_\_\_\_\_, as \_\_\_\_\_,  
Name of Representative Title of Representative

of \_\_\_\_\_,  
Name of Entity on behalf of whom this instrument was executed

[Seal]

See attached

Notary Public

My commission expires: \_\_\_\_\_

Attached to Overhang Right of Way Easement

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 Ca

County of KERN

On January 9, 2016 before me, Amy Brooks, Notary Public,  
(here insert name and title of the officer)

personally appeared D. J. Atchison,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) ~~is/are~~  
subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in  
his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s),  
or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

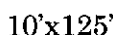
Signature Amy Brooks



(Seal)

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17:40



**PACIFIC POWER**  
A DIVISION OF PACIFICORP