

2017-004715

Klamath County, Oregon



00203038201700047150050053

05/04/2017 01:40:01 PM

Fee: \$62.00

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

CC#: 11176 WO#: 6201597

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, *Limnes Land Company LLC* ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns ("Grantee"), a perpetual easement for a right of way **10** feet in width and **650** 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 33 RNGE 7 1/2, BLOCK SEC 15 & 16, TRACT POR LESS POR TO HWY 62, ACRES 314.60
POTENTIAL TAX LIABILITY

Assessor's Map No.: ***R-3307-V0000-01900-000***

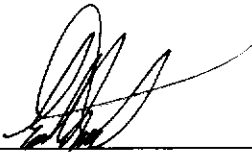
Parcel No.: ***R74617***

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 20th day of APRIL, 2017.

Edward Maletis, Trustee GRANTOR

REPRESENTATIVE ACKNOWLEDGEMENT

State of _____)
County of _____) SS.

This instrument was acknowledged before me on this _____ day of _____, 20_____,
by _____, as _____,
Name of representative Title of representative
of _____.
Name of entity being represented

Notary Public

My commission expires: _____

please see attached California Acknowledgment Certificate

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 Riverside)
 On April 20, 2017 before me, Melissa H. Alward, Notary Public
Date Here Insert Name and Title of the Officer
 personally appeared Edward Lucas Maletis
Name(s) of Signer(s)

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 Melissa H. Alward
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

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: Underground Right of Way Easement
 Document Date: 4/20/17 Number of Pages: 2
 Signer(s) Other Than Named Above: —

Capacity(ies) Claimed by Signer(s)

Signer's Name: Edward Lucas Maletis
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☒ Trustee ☐ Guardian or Conservator
☐ Other: _____
 Signer Is Representing: self

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
 Signer Is Representing: _____

PROPERTY DESCRIPTION

A portion of:

Lot 21 in the SE1/4 of the SW1/4 of Section 10 in Township 33 South, Range 7.5 East, Willamette Meridian, Klamath County, Oregon as shown on Exhibit A.

CC#: 11176 WO#: 6201597

Grantor Name: Limnes Land Co.

EXHIBIT B



PACIFIC POWER
A DIVISION OF PACIFICORP