

2017-013803

Klamath County, Oregon



00214153201700138030030039

12/01/2017 02:57:33 PM

Fee: \$52.00

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

Returned at Counter

CC#: 11176 WO#: 6385438

OVERHANG RIGHT OF WAY EASEMENT

For value received, **Theodore F. Springer and Patricia A. Springer** ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way 175 feet in length 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:

"Parcel 1 of Land Partition 47-94" being Parcel 2 of "Land Partition 32-91" as adjusted by boundary Line Adjustment 1-92, situated in Sections 26 and 27, Township 34 South, Range 8 East, of the Willamette Meridian, Klamath County, Oregon.

Assessor's Map No. R-3408-027B0-06100-000

Parcel No. R888508

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.

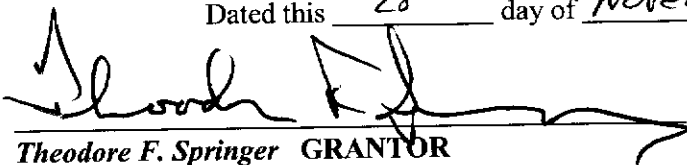
JURY WAIVER. TO THE FULLEST EXTENT PERMITTED BY LAW, EACH OF THE PARTIES HERETO WAIVES ANY RIGHT IT MAY HAVE TO A TRIAL BY JURY IN RESPECT OF LITIGATION DIRECTLY OR INDIRECTLY ARISING OUT OF, UNDER OR IN CONNECTION WITH THIS EASEMENT. EACH PARTY FURTHER WAIVES ANY

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. THIS PARAGRAPH WILL SURVIVE THE EXPIRATION OR TERMINATION OF THIS AGREEMENT.

Grantor represents and warrants that it possesses all right, title and interest in and to the right of way area, free and clear of any lien, security interest, encumbrance, claim, license or other restriction that would interfere with Grantee's use of the right of way area for the purposes contemplated hereunder.

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 28th day of November, 2017.


Theodore F. Springer GRANTOR


Patricia A. Springer GRANTOR

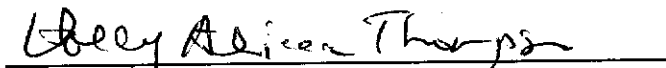


INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon
County of Klamath } SS.



This instrument was acknowledged before me on this 28 day of Nov, 2017,
by Theodore F Springer and Patricia A Springer
Name(s) of individual(s) signing document


Notary Public
My commission expires: Apr 24, 2020
Title of Representative

Name of Representative
of _____
Name of Entity on behalf of whom this instrument was executed

Notary Public
My commission expires: _____

PROPERTY DESCRIPTION

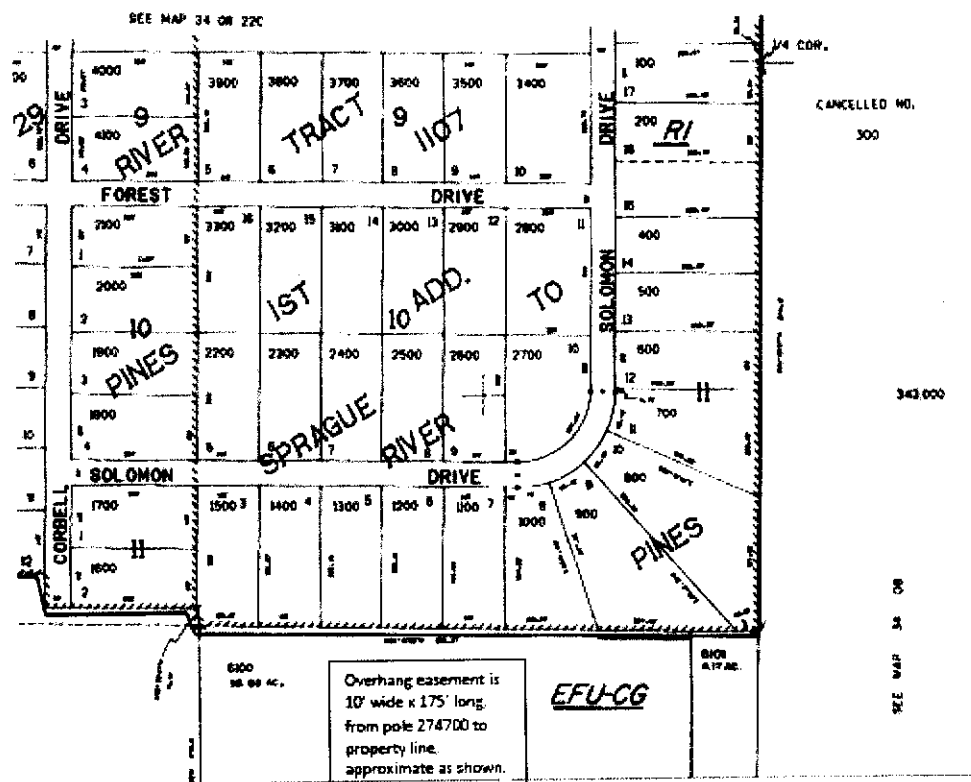
Section: 27, Township: 34S, Range: 08E, Willamette Meridian,
Klamath County, State of Oregon.

Map / Tax Lot or Parcel No.: R-3408-027B0-06100-000



NW1/4 SEC. 27 T.34S. R.08E. W.M.
KLAMATH COUNTY

34 08 27B



CC#: 11176 WO#: 6385438

Landowner Name: Springer

Drawn by: Shelangouski

EXHIBIT A

This drawing should be used only as a representation of the location of the easement area. The exact location of all structures, lines and appurtenances is subject to change within the boundaries of the described easement area.

PACIFIC POWER
A DIVISION OF PACIFICORP