

2018-012564

Klamath County, Oregon



00230369201800125640050056

10/15/2018 10:02:30 AM

Fee: \$102.00

Return to: Pacific Power

Attn: *Right of Way*

825 NE Multnomah St., Suite 1700

Portland, OR 97232

RW20170219

CC#: 11176 WO#: 10061378

RIGHT OF WAY EASEMENT

For value received, *Stephen P. Tenold and Carrie Rose Tenold, as Tenants by the Entirety* ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **20** feet in width and **647.96** 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 Exhibits **A and B** attached hereto and by this reference made a part hereof:

A portion of:

Parcel 1 of Land Partition 48-06, said Land Partition located in the S1/2 and S1/2 N1/2 of Section 1 and the SE1/4 NE1/4 and NE1/4 SE1/4 of Section 2 and the N1/2, N1/2 SE1/4 and NE1/4 SW1/4 of Section 12, Township 39 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

Assessor's Map No. T39S R11E S12

Parcel No. TL 2100

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.

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

Rev. 11/6/2017

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 9th day of Oct, 2018.

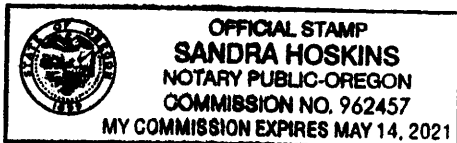
Stephen P. Tenold
Stephen P. Tenold, GRANTOR

Carrie Rose Tenold
Carrie Rose Tenold, GRANTOR

INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon
County of Klamath } SS.

This instrument was acknowledged before me on this 9 day of October, 2018,
by Stephen P. Tenold
Name(s) of individual(s) signing document

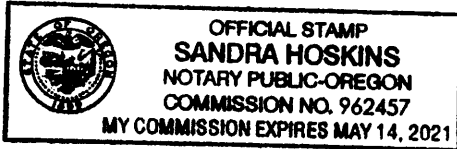


Sandra Hoskins
Notary Public of Oregon
My commission expires: 5-14-2021

INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon
County of Klamath } SS.

This instrument was acknowledged before me on this 9 day of October, 2018,
by Carrie Rose Tenold
Name(s) of individual(s) signing document



Sandra Hoskins
Notary Public of Oregon
My commission expires: 5-14-2021

Exhibit 'A'**Power Line Easement Description**

A 20.00 FOOT WIDE STRIP OF LAND, BEING A PORTION OF PARCEL 1 OF LAND PARTITION 48-06 LOCATED IN THE SOUTH EAST ONE-QUARTER (SE 1/4) OF SECTION 12, TOWNSHIP 39 SOUTH, RANGE 11 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON, LYING 10.00 FEET EITHER SIDE (WHEN MEASURED AT RIGHT ANGLES) OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING FROM A FOUND 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "PARAMETRIX, INC.", MARKING AN ANGLE POINT ON THE WESTERLY LINE BETWEEN PARCEL 1 AND 2 OF SAID LAND PARTITION 48-06; THENCE SOUTH 00°35'40" WEST, 1487.46 FEET ALONG THE WESTERLY BOUNDARY OF SAID PARCEL 2 TO THE **POINT OF BEGINNING**, SAID POINT OF BEGINNING BEARS NORTH 00°35'40" EAST, 231.14 FEET FROM THE SOUTHWEST CORNER OF SAID PARCEL 2; THENCE LEAVING SAID WESTERLY BOUNDARY, SOUTH 63°48'48" WEST, 120.76 FEET, THENCE SOUTH 80°46'16" WEST, 266.40 FEET; THENCE SOUTH 81°03'39" WEST, 260.8 FEET, MORE OR LESS, TO THE NORTHERLY RIGHT OF WAY OF MCCARTIE ROAD, HAVING A 30.00 FOOT HALF-WIDTH, AND THE TERMINUS OF THIS CENTERLINE DESCRIPTION, SAID TERMINUS BEARS NORTH 81°28'10" WEST, 635.5 FEET, MORE OR LESS, FROM SAID SOUTHWEST CORNER OF PARCEL 2.

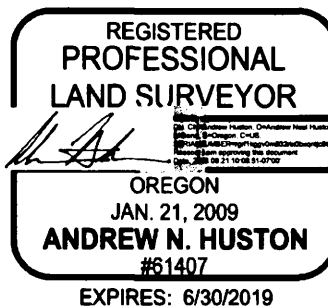
EASTERLY SIDELINES SHALL BE EITHER LENGTHENED OR SHORTENED TO TERMINATE AT SAID WESTERLY BOUNDARY OF PARCEL 2.

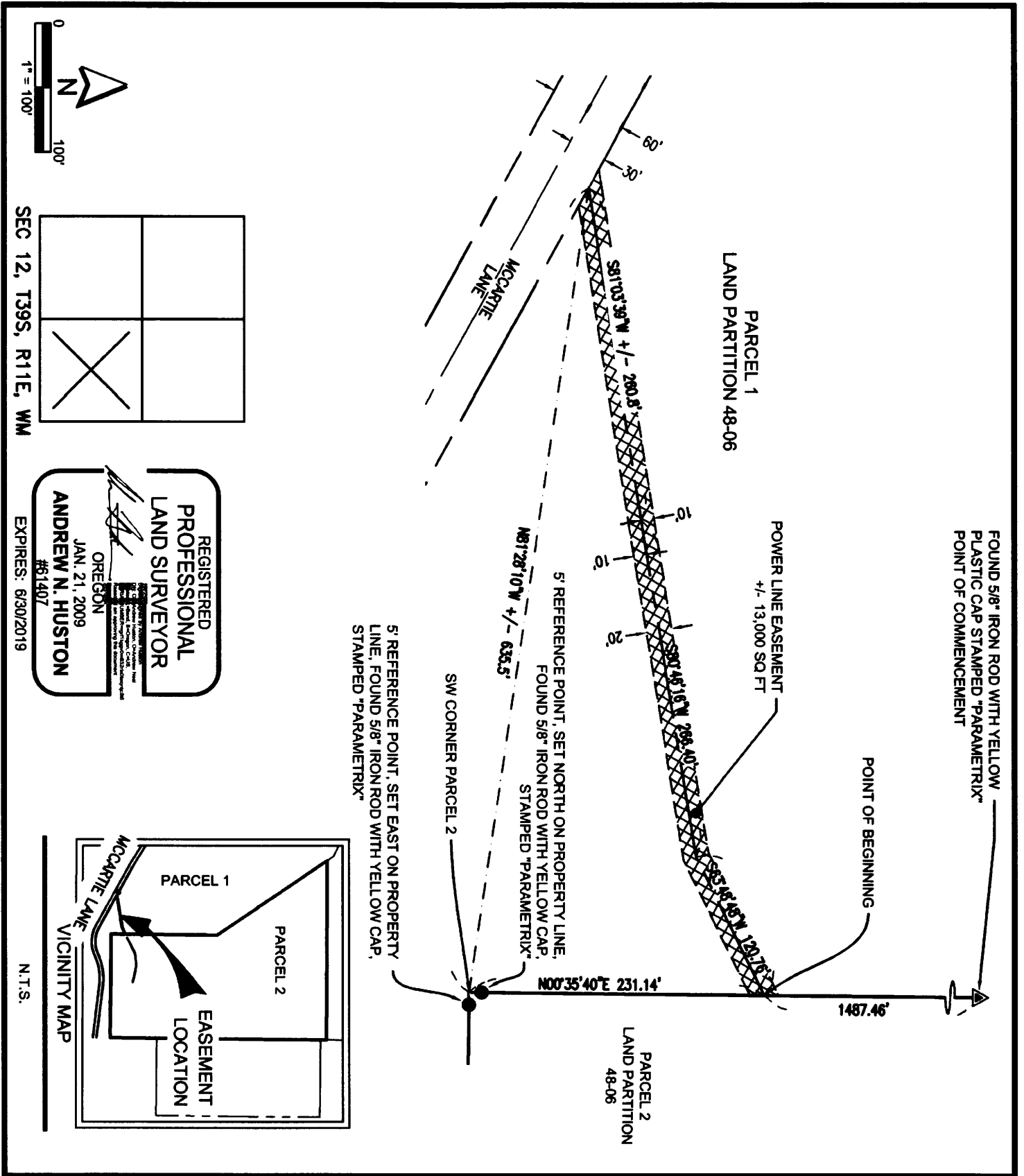
WESTERLY SIDELINES SHALL BE EITHER LENGTHENED OR SHORTENED TO TERMINATE AT SAID NORTHERLY RIGHT-OF-WAY OF MCCARTIE LANE.

THIS PARCEL OF LAND CONTAINS 13,000 SQUARE FEET, MORE OR LESS.

SUBJECT TO ANY EASEMENTS, RESTRICTIONS, AND RIGHTS-OF-WAY OF RECORD AND THOSE COMMON AND APPARENT ON THE LAND.

BEARINGS ARE BASED ON LAKE COUNTY, OREGON COUNTY SURVEY NO. 8237.





<div>DRAWING NO. 1 OF 1</div> <div>DWG NAME XBE7490007V-EA</div> <div>DATE 9/21/2018</div>	<div><div>Parametrix</div><div>ENGINEERING . PLANNING . ENVIRONMENTAL SCIENCES</div><div>150 NW PACIFIC PARK LANE, SUITE 110 BEND, OR 97701 P 541.508.7710 WWW.PARAMETRIX.COM</div></div>	<div>PROJECT NAME POWER LINE EASEMENT</div> <div>EXHIBIT 'B'</div> <div>KLAMATH COUNTY, OREGON</div>
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