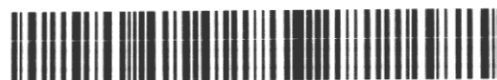


OFFICIAL STAMP



2021-003900

Klamath County, Oregon



00275942202100039000040043

03/16/2021 12:26:22 PM

Fee: \$97.00

Return to: Pacific Power
825 NE Multnomah St., Ste 1700
Portland, OR 97232
Attn: Right of Way Dept.

WO#: 10063283

RIGHT OF WAY EASEMENT

For value received, *O'Connor Livestock Co., an Oregon corporation* ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way containing 44,771 square feet, 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; 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 Exhibit(s) 'A' & 'B' attached hereto and by this reference made a part hereof:

A portion of:

UNSURVEYED PARCEL 1 OF LAND PARTITION 31-18 BEING A REPLAT OF PARCELS 1, 2 AND 3 OF MAJOR LAND PARTITION 40-09 SITUATED IN THE EAST 1/2 OF SECTION 8 AND THE WEST 1/2 OF SECTION 9, TOWNSHIP 39 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON RECORDED FEBRUARY 1, 2019 IN 2019-000958, RECORDS OF KLAMATH COUNTY, OREGON.

Assessor's Map No. 39 09 08

Parcel No. 1501

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 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 or material, plant 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

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 19th day of Jan, 2021.
24th Feb.

GRANTOR

O'Connor Livestock Co., an Oregon corporation

By: Tim O'Connor

Print: Tim O'Connor

Its: _____

Date: 2-24-21



REPRESENTATIVE ACKNOWLEDGEMENT

State of Oregon }
County of Klamath } SS.

This instrument was acknowledged before me on this 24 day of Feb., 2021.

by Tim O'Connor, as President,
Name of Representative Title of Representative

of O'Connor Livestock Co.
Name of Entity on behalf of whom this instrument was executed

Kari Northcutt
Notary Public

My commission expires: Sept. 9, 2024

LEGAL DESCRIPTION
POWER LINE EASEMENT

A TRACT OF LAND LYING WITHIN GOVERNMENT LOT 5 AND GOVERNMENT LOT 6, TOWNSHIP 39 SOUTH, RANGE 9 EAST, WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT PORTION OF UNSURVEYED PARCEL 1, LAND PARTITION 31-18, KLAMATH COUNTY RECORDS, LYING EASTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING FROM A POINT WHICH BEARS NORTH 01°42'55" EAST, 2345.11 FEET, MORE OR LESS, FROM THE SOUTHEAST CORNER OF SAID SECTION 8; THENCE NORTH 06°36'09" WEST, 338.37 FEET; THENCE NORTH 19°25'05" WEST, 557.42 FEET; THENCE SOUTH 71°44'22" WEST, 10.00 FEET; THENCE NORTH 19°25'05" WEST, 191.52 FEET TO A POINT WHICH BEARS NORTH 64°41'24" WEST, 1121.01 FEET FROM A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "TRU-LINE SURVEYING" MARKING THE SOUTHERLY MOST CORNER COMMON TO SAID PARCEL 1 AND PARCEL 2 OF SAID LAND PARTITION 31-18.

TOGETHER WITH: A 10 FOOT WIDE STRIP OF LAND LYING WITHIN SAID GOVERNMENT LOT 5 AND GOVERNMENT LOT 6, LYING 5 FEET EACH SIDE (WHEN MEASURED AT RIGHT ANGLES) OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING FROM **POINT A** WHICH BEARS NORTH 00°23'45" WEST, 2697.2 FEET, MORE OR LESS, FROM SAID SOUTHEAST CORNER OF SECTION 8 AND SOUTH 72°41'43" WEST, 695.96 FEET FROM SAID SOUTHERLY MOST CORNER COMMON TO PARCEL 1 AND PARCEL 2 OF LAND PARTITION 31-18; THENCE NORTH 06°36'39" WEST, 74.17 FEET.

TOGETHER WITH: A 10 FOOT WIDE STRIP OF LAND LYING WITHIN SAID GOVERNMENT LOT 5 AND GOVERNMENT LOT 6, LYING 5 FEET EACH SIDE (WHEN MEASURED AT RIGHT ANGLES) OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING FROM SAID **POINT A**; THENCE SOUTH 19°52'16" EAST, 71.42 FEET.

EXCLUDING THEREFROM: EXISTING POWER LINE AND/OR TRANSMISSION LINE EASEMENTS OF RECORD.

THIS DESCRIPTION CONTAINS 44,771 SQUARE FEET, MORE OR LESS.

SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

BEARINGS BASED ON NAD83(2011), OREGON STATE PLANE, SOUTH ZONE.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Digitally signed by Andrew Neal
Huston

OREGON
JANUARY 21, 2009
ANDREW N. HUSTON
61407PLS

RENEW: 8/30/2021

KLAMATH RIVER
LAKE EWAUNA

TAX LOT 39090900302

N19°25'05"W 191.52'

TOWER 1E/1

60'

50'

S71°44'22"W 10.00'-

50'

POWER LINE EASEMENT
±44,180 SQ FT

TAX LOT 39090801501

SECTION 8
SECTION 9

N64°41'24"W 1121.01'

SEE DETAIL
S72°41'43"W 695.96'

5/8" IRON ROD WITH YELLOW PLASTIC
CAP STAMPED "TRU-LINE SURVEYING"

PARCEL 1
LAND PARTITION 31-18

UNSURVEYED

TAX LOT 39090900301

TOWER 1F/1

VARIES \rightarrow

STRUCTURE 6/42

STRUCTURE 1/1

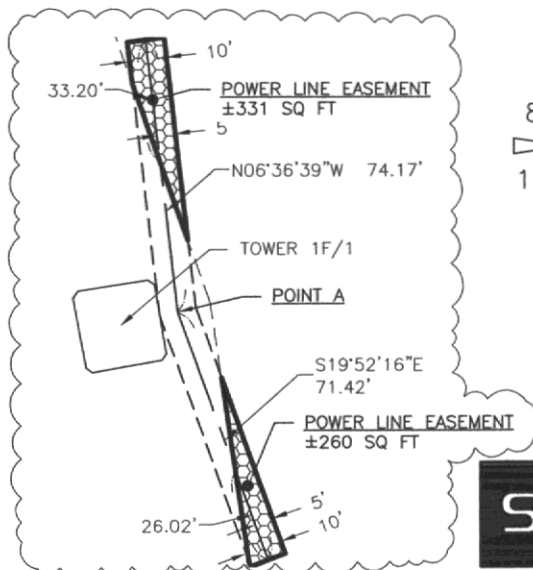
POINT OF BEGINNING

N01°42'55"W ±2345.1'

SOUTH SIDE BYPASS

- N00°23'45"W ±2697.2'

○ FOUND MONUMENT OF RECORD
 --- POWER LINE EASEMENT, EXISTING
 ——— POWER LINE EASEMENT



DETAIL
1" = 40'

1 INCH = 200 FEET

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

Digitally signed by Andrew Neal Huston

OREGON
JANUARY 21, 2009
ANDREW N. HUSTON
61407PLS

RENEWS: 6/30/2021

S&F Land Services

Date: 12/7/2020

Proj No: 20-062-37

521 NW HARRIMAN STREET
BEND, OR 97703
(541) 797-0954

www.sflands.com
info@sflands.com