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2021-018159
Klamath County, Oregon
12/07/2021 12:01:01 PM
Fee: \$97.00

After recording return to:
PacifiCorp
Attn: Real Estate Management
825 NE Multnomah Street, Suite 1700
Portland, Oregon 97232

PARTIAL RELEASE BY
THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A. (AS TRUSTEE)
TO
PACIFICORP
(Release Application No. 302 R-265)
FROM LIEN OF MORTGAGE AND DEED OF TRUST

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the real property described in Exhibit "A" attached hereto is subject to the Lien of the Mortgage and Deed of Trust from PacifiCorp (the "Company") to The Bank of New York Mellon Trust Company, N.A., (as successor to The Bank of New York Mellon), as Trustee, dated as of January 9, 1989, as amended and supplemented by supplemental indentures (the "Mortgage"), including the Thirty-Second Supplemental Indenture, dated July 1, 2021, and recorded in the records of Klamath County, Oregon on August 23, 2021, as Entry No. 2021-012815 of Official Records;

WHEREAS it has been represented to The Bank of New York Mellon Trust Company, N.A. as Trustee under the Mortgage, that the Company is not in default in the performance of any of the terms or covenants of the Mortgage;

WHEREAS, pursuant to the provisions of Section 13.04 of the Mortgage, the Company has requested the Trustee to release the property described in Exhibit "A" from the Lien of the Mortgage; and

WHEREAS the Company has furnished The Bank of New York Mellon Trust Company, N.A. as Trustee, with (a) an Officers' Certificate, (b) an Engineer's Certificate, (c) Further Engineer's Certificate; and (d) an Opinion of Counsel, all as required by the provisions of Section 13.04 of the Mortgage.

NOW, THEREFORE, The Bank of New York Mellon Trust Company, N.A., as Trustee, in consideration of the premises and pursuant to the authority vested in it as Trustee under the Mortgage, does hereby release, remise and quitclaim unto the Company, its successors and assigns, without recourse, representation or warranty of any kind, all of its right, title and interest, as Trustee under the Mortgage, in and to the property in **Klamath County, Oregon**, more fully described in Exhibit "A" attached hereto.

TO HAVE AND TO HOLD the property hereby released and remised to the Company, its successors and assigns, to its and their own proper use, benefit, and forever, free, clear and discharged of and from all liens and claims under and by virtue of the Mortgage;

PROVIDED, HOWEVER, that nothing herein contained shall be construed to affect the residue of the security held by The Bank of New York Mellon Trust Company, N.A. as Trustee under the Mortgage as aforesaid, by virtue of the Mortgage, or to release the payment of any part of the moneys, principal and interest, thereby secured that may now remain unpaid.

The recitals made herein are to be taken only as recitals made by the Company and not by the Trustee. The reservations and exceptions, if any, set forth in said Exhibit A are intended to be for the benefit of the Trustee as well as the Company and the Lien of the Mortgage on the rights and interests so reserved and excepted, if any, are not released.

This release is made by the Trustee without covenants, representations or warranties, either expressed or implied in law or in equity, and shall be without recourse against the Trustee in any event or in any contingency.

IN WITNESS WHEREOF, The Bank of New York Mellon Trust Company, N.A. as Trustee under the Mortgage, has caused this instrument to be signed by an authorized officer in the City of Jacksonville, Florida, on this 17th day of November, 2021.

THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A.
Trustee under Mortgage and Deed of Trust
of PacifiCorp, dated as of January 9, 1989

By: R. W. B. [Signature]
Authorized Officer

ACKNOWLEDGMENT

State of Florida

County of Duval

This record was acknowledged before me on November 17, 2021 by Richard Dillard as Vice President of The Bank of New York Mellon Trust Company, N.A., as national banking association.

Cynthia M. Moore
Notary Public



Unofficial Copy

Exhibit A

Klamath County

Oregon

Government Lots 1, 2, 3, 4 and 5, and SW1/4 NE1/4 and the N1/2 S1/2 of Section 28; and Government Lots 1 and 2, and the N1/2 SW1/4 of Section 27 in Township 39 South, Range 7 East, Willamette Meridian, Klamath County, State of Oregon.

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