

2022-002424

Klamath County, Oregon



00296089202200024240060066

02/25/2022 11:23:57 AM

Fee: \$107.00

Return to: Pacific Power
Attn: Right of Way
825 NE Multnomah Street, Suite 1700
Portland, OR 97232

RW20210513

RIGHT OF WAY EASEMENT

For value received, *Danny Miguel Torres as to a 51% and Maureen Joan Torres as to a 49% as Tenants in Common* ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way varying in width and containing 4,869 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, 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 Exhibit(s) A & B attached hereto and by this reference made a part hereof:

A portion of:

All those portions of Tracts 16 and 17 of MIDLAND TRACTS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, which lies East of the right of way of the Southern Pacific Railway, excepting the 200 foot strip deeded to Klamath County, recorded in Book 105, page 72, Deed Records of Klamath County, Oregon, which strip lies along said right of way on the East side thereof, and except the 40 foot road off the South side of Tract 17, TOGETHER WITH that portion of vacated county road which inurred thereto, lying between Lots 16 and 17 of MIDLAND TRACTS.

Assessor's Map No. 39S09E19 TL 800

Parcel No. R580758

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 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 3 day of February, 2022.

[SIGNATURES ON THE FOLLOWING PAGES]

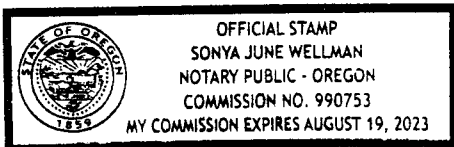
Danny Miguel Torres GRANTOR

INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon
County of Clatsop } SS.

This instrument was acknowledged before me on this 3rd day of February, 20 22
by Danny Miguel Torres.
Name(s) of individual(s) signing document

Sonya June Wellman
Notary Public
My commission expires: 08/19/2023

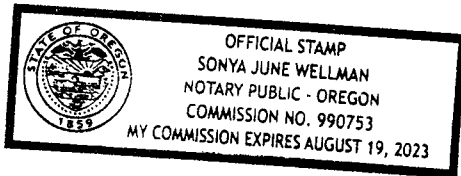


Maureen Joan Torres
Maureen Joan Torres GRANTOR

INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon
County of Klamath } SS.

This instrument was acknowledged before me on this 3rd day of February, 20 22
by Maureen Joan Torres.
Name(s) of individual(s) signing document



Sonya June Wellman
Notary Public
My commission expires: 08/19/2023

EXHIBIT "A"

KLAMATH TO SNOW GOOSE T-LINE
JANUARY 18, 2022
PARCEL 1

ASSESSORS MAP: 39S09E19
TAX LOT NO.: 00800

PARCEL 1 (OVERHEAD POWERLINE EASEMENT)

A PARCEL OF LAND LYING IN THE SOUTHEAST ONE-QUARTER OF SECTION 19, TOWNSHIP 39 SOUTH, RANGE 9 EAST, WILLAMETTE MERIDIAN, COUNTY OF KLAMATH, STATE OF OREGON, BEING A PORTION OF THAT TRACT OF LAND CONVEYED TO DANNY MIGUEL TORRES, PER THAT CERTAIN DOCUMENT NO. 2000-046691, RECORDED DECEMBER 28, 2000, IN THE KLAMATH COUNTY RECORDS, AND MAUREEN JOAN TORRES AWARD INTERESTED IN THAT TRACT OF LAND PER THAT CERTAIN DOCUMENT NO. 2013-003005, RECORDED MARCH 20, 2013, IN THE KLAMATH COUNTY RECORDS, SAID PARCEL BEING 80.00 FEET IN WIDTH, 40.00 FEET EACH SIDE OF THE CENTERLINE DELINEATED BY FOLLOWING THE BELOW NOTED BEARINGS AND DISTANCES.

BEGINNING AT PACIFICORP POWER POLE NUMBER 14/4, BEING NORTH 70°30'26" EAST A DISTANCE OF 5307.76 FEET FROM THE SOUTHEAST SECTION CORNER OF SECTION 19; THENCE SOUTH 89°35'57" WEST A DISTANCE OF 579.82 FEET TO PACIFICORP POWER POLE NUMBER 13/4, SAID POWER POLE BEARS NORTH 9°31'13" WEST A DISTANCE OF 1905.91 FEET FROM THE SOUTHEAST SECTION CORNER OF SECTION 19, SAID POINT ALSO BEING THE TERMINUS OF THE CENTERLINE OF THE OVERHEAD POWERLINE EASEMENT.

EXCEPTING THEREFROM, ALL THAT PORTION LYING WITHIN THE EXISTING RIGHT-OF-WAY OF THE SOUTHERN PACIFIC RAILROAD.

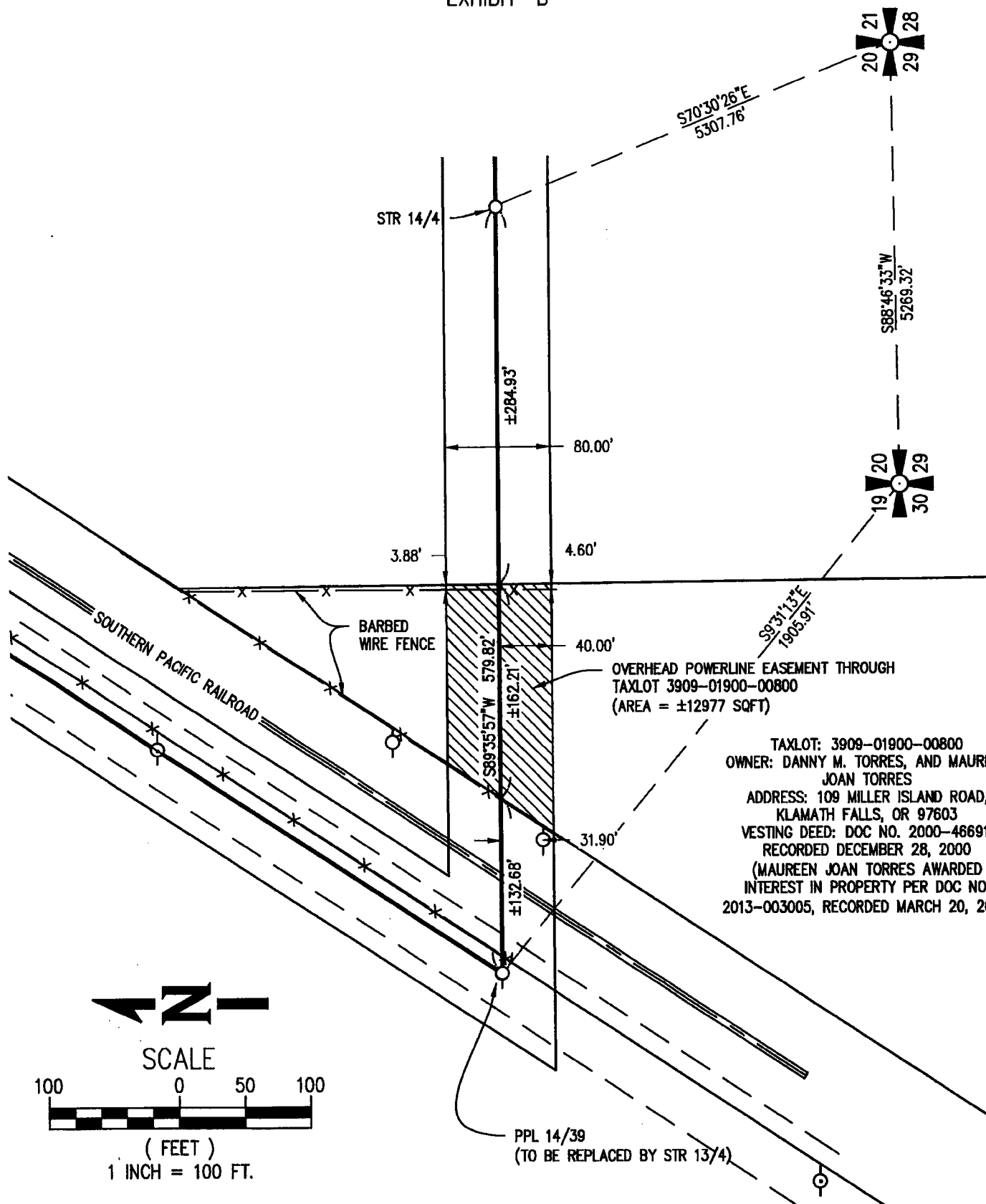
THE PARCEL OF LAND TO WHICH THIS DESCRIPTION APPLIES CONTAINS 4869 SQUARE FEET MORE OR LESS.

ATTACHED HERETO IS A DRAWING LABELED EXHIBIT "B" FOR ILLUSTRATION PURPOSES AND BY THIS REFERENCE MADE A PART HEREOF.



EXPIRATION DATE: 12/31/23

EXHIBIT "B"



TAXLOT: 3909-01900-00800
 OWNER: DANNY M. TORRES, AND MAUREEN
 JOAN TORRES
 ADDRESS: 109 MILLER ISLAND ROAD,
 KLAMATH FALLS, OR 97603
 VESTING DEED: DOC NO. 2000-46691,
 RECORDED DECEMBER 28, 2000
 (MAUREEN JOAN TORRES AWARDED
 INTEREST IN PROPERTY PER DOC NO.
 2013-003005, RECORDED MARCH 20, 2013)



SCALE



(FEET)
 1" = 100 FT.

SHEET NUMBER

1 OF 1

EXHIBIT "B"
 PACIFICORP
 T39S. R9E. SEC 19
 KLAMATH COUNTY, OREGON

DRAWING INFO

C000178.00

C000178.00-EXHIBITS

1" = 100'

SHEET INFO

DRAWN AS

CHECKED TF

LAST EDIT 1/8/2022

PLOT DATE 1/7/2022

WHPacific

an NWS Company
 8428 SW Commerce Circle, Suite 200
 Medford, OR 97504
 503-426-0455 Fax 503-426-0776
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