

2022-005037

Klamath County, Oregon



00299022202200050370050050

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

04/20/2022 12:43:09 PM

Fee: \$102.00

RW20210513

RIGHT OF WAY EASEMENT

For value received, ***Leonard R. Putnam and Rochelle M. Putnam, as tenants by the entirety*** ("Grantor"), hereby grant to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way varying in width and containing 2,321 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:

That portion of the right of way of the Great Northern Railway Company in Government Lots 3, 4, 13 and 14 of Section 8, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, lying Southeasterly of a line lying 25 feet Southeasterly from, measured radially and at right angles, the center line of track of said Railway Company, and lying Southwesterly of a line drawn Southeasterly and at right angles to said Railway Company main track centerline at railway survey station 80+50, and lying Northeasterly of a line drawn Southeasterly and at right angles to said Railway Company main tract centerline at railway survey station 90+00 said centerline is described as follows:

Commencing at a point on the South line of Section 8, said Township and Range, lying 1,359.5 feet Easterly from the Southwest corner of said Section, said point being at railway survey station 106+42; thence Northeasterly and tangent along the centerline of said track at angle of 27°05' to said South line of Section 8 a distance of 86.8 feet; thence Northeasterly along a 6°00' curve to the left 570.8 feet; thence Northeasterly and tangent 984.4 feet to railway survey station 90+00; thence continuing Northeasterly and tangent 815.7 feet to railway survey station 81+84.3 and point of head block of a No. 9 turnout to the right; thence along said No. 9 turnout 78.5 to Heel of Frog; thence Northeasterly and tangent 150 feet to end of this centerline description.

Assessor's Map No. 39S09E8 TL 1900

Parcel No. R863701

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 4th day of April, 2022.

[SIGNATURES ON THE FOLLOWING PAGE]

[Signature]

Leonard R. Putnam

GRANTOR

[Signature]

Rochelle M. Putnam

GRANTOR

INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon
County of Klamath } SS.

This instrument was acknowledged before me on this 4th day of April, 2022.

by Leonard R. Putnam and Rochelle M. Putnam.

Name(s) of individual(s) signing document



[Signature]
Notary Public

My commission expires: December 19, 2022

EXHIBIT "A"

KLAMATH TO SNOW GOOSE T-LINE
JANUARY 21, 2022
PARCEL 1

ASSESSORS MAP: 39S09E8
TAX LOT NO.: 01900

PARCEL 1 (OVERHEAD POWERLINE EASEMENT)

A PARCEL OF LAND LYING IN THE SOUTHWEST ONE-QUARTER OF SECTION 8, TOWNSHIP 39 SOUTH, RANGE 9 EAST, WILLAMETTE MERIDIAN, COUNTY OF KLAMATH, STATE OF OREGON, BEING A PORTION OF THAT TRACT OF LAND CONVEYED TO LEONARD R PUTNAM AND ROCHELLE M PUTNAM, PER THAT CERTAIN DOCUMENT NO. 2021-016716, RECORDED NOVEMBER 5, 2021, 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 POWER POLE 1/2, SAID POWER POLE BEARS NORTH 77°40'08" EAST A DISTANCE OF 1645.52 FEET FROM THE NORTHWEST SECTION CORNER OF SECTION 17; THENCE NORTH 43°32'27" EAST A DISTANCE OF 335.62 FEET TO POWER POLE NUMBER 16/1, SAID POWER POLE BEARS SOUTH 22°44'05" EAST A DISTANCE OF 5122.81 FEET FROM THE NORTHWEST SECTION CORNER OF SECTION 8; THENCE NORTH 25°27'56" EAST A DISTANCE OF 300.18 FEET TO POWER POLE 15/1, SAID POWER POLE BEARS SOUTH 25°20'15" EAST A DISTANCE OF 4927.81 FEET FROM THE NORTHWEST SECTION CORNER OF SECTION 8, 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 BURLINGTON NORTHERN SANTA FE RAILROAD.

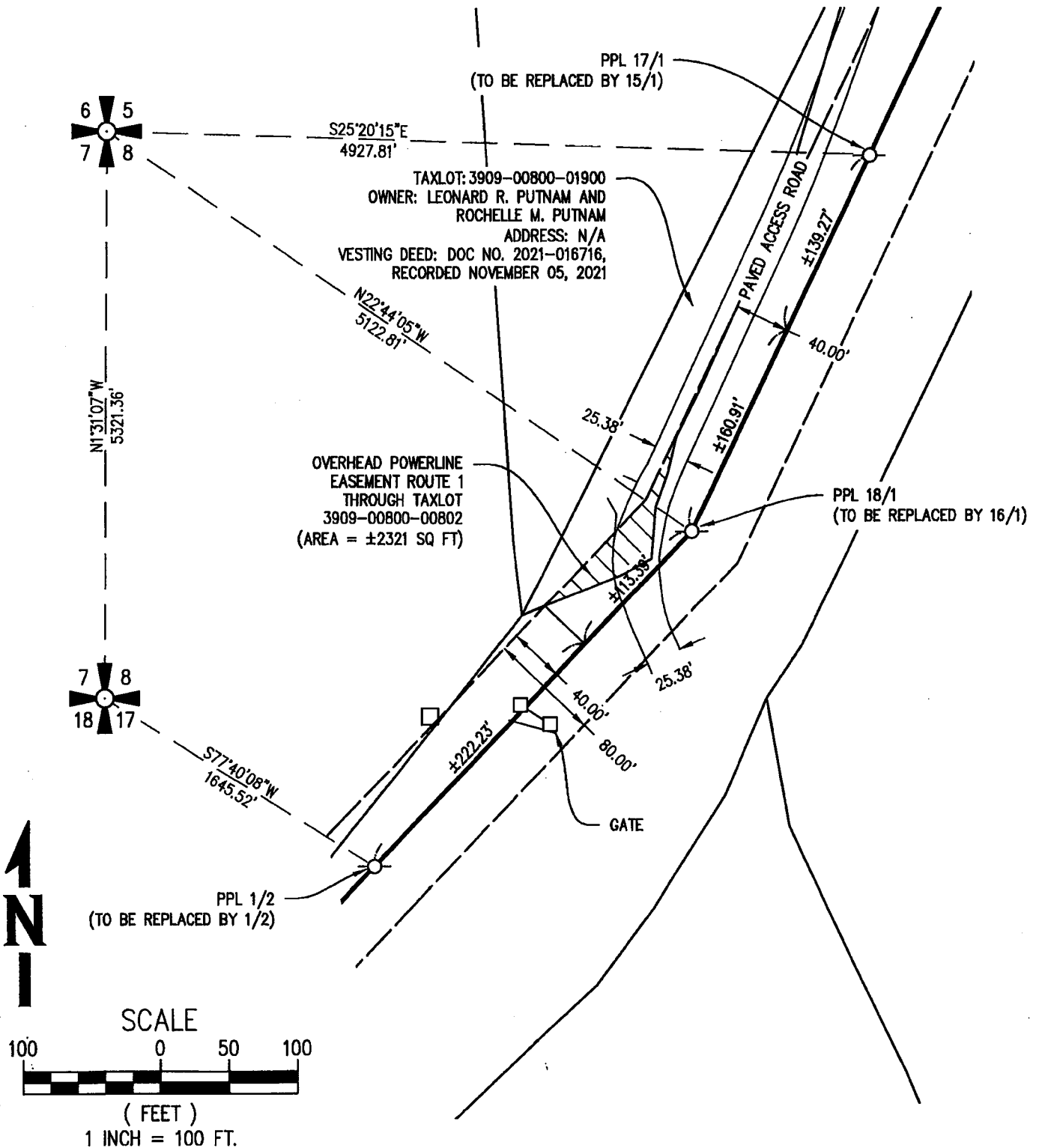
THE PARCEL OF LAND TO WHICH THIS DESCRIPTION APPLIES CONTAINS 2321 SQUARE FEET MORE OR LESS.

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"



SHEET NUMBER

1 OF 1

EXHIBIT "B"
PACIFICORP
T39S. R9E. SEC 8
KLAMATH COUNTY, OREGON

DRAWING INFO

C000178.00

C000178.00-EXHIBITS

1" = 100'

SHEET INFO

DRAWN AS

CHECKED

LAST EDIT 1/21/2022

PLOT DATE 1/21/2022

WHPacific

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