

2022-010724

Klamath County, Oregon



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09/01/2022 03:38:11 PM

Fee: \$102.00

Returned at Counter

Return to: Pacific Power
1950 Mallard Lane
Klamath Falls, OR 97601

CC#: 11176 WO#: 8088399

RIGHT OF WAY EASEMENT

For value received, **Michael Pruner and Pamela Pruner, as Tenants by the Entirety** ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **10** feet in width and **780** 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 Exhibit(s) **A & B** attached hereto and by this reference made a part hereof:

A portion of:

See Exhibit B

Assessor's Map No. 3908-031D0-02900

Parcel No. 2900

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 19 day of July, 2023.



Michael Pruner

GRANTOR



Pamela Pruner

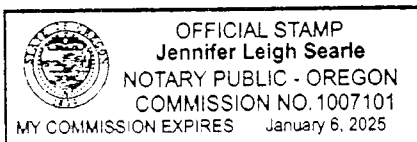
GRANTOR

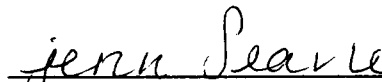
INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon
County of Josephine } SS.

This instrument was acknowledged before me on this 19 day of July, 2022,
by Michael Pruner

Name(s) of individual(s) signing document





Notary Public

My commission expires: 1-6-25

attached notarial certificate

Witnessing or Attesting a Signature

State of OREGON

County of Klamath

Signed (or attested) before me on (date) July 22, 20 22

by (name(s) of individual(s)) Pamela Pruner.

Cynthia L. Villaseñor
Notary Public - State of Oregon

Pamela Pruner

Official Stamp



OFFICIAL STAMP
CYNTHIA LIZET VILLASEÑOR
NOTARY PUBLIC - OREGON
COMMISSION NO. 1020834
MY COMMISSION EXPIRES JANUARY 17, 2026

Document Description

This certificate is attached to page 2 of a right of way easement (title or type of document), dated 7/22, 20 22, consisting of 2 pages.

**In the SW 1/4 of Section 32, Township 39S, Range 08E
of the Willamette Meridian, Klamath County, State of Oregon.
Map / Tax Lot or Assessor's Parcel No.: 3908-031D0-02900**



PROPERTY DESCRIPTION

A portion of:

Commencing at the South 1 / 4 corner of said Section 31, T39S, R08E of the Willamette Meridian; thence along the south line of said Section 31 South 89°00'18" East, 467.00 feet to the west line of said Parcel 1 of Land Partition 11-13; thence along the said west line North 22°14'25" West, 635.49 feet and South 83°25'30" West, 80.32 feet to the True Point of Beginning of this exception description; thence continuing along the west line of said Parcel 1, South 83°25'30" West, 63.64 feet; thence North 18°26'35" West, 270.63 feet; thence along a 530.00 foot radius curve to the left, through a central angle of 31°19'19" an arc distance of 289.73 feet (the long chord of which bears North 34°06'14" West, 286.14 feet); thence North 49°45'53" West, 99.15 feet; thence along a 470.00 foot radius curve to the right, through a central angle of 09°10'47" an arc distance of 75.30 feet (the long chord of which bears North 45°10'30" West, 75.22 feet); thence North 40°35'07" West, 424.24 feet; thence along a 130.00 foot radius curve to the left, through a central angle of 113°55'43" an arc distance of 258.50 feet (the long chord of which bears South 82°27'02" West, 217.97 feet); thence South 25°29'11" West, 90.07 feet; thence along a 70.00 foot radius curve to the right, through a central angle of 78°26'13" an arc distance of 95.83 feet (the long chord of which bears South 64°42'17" West, 88.52 feet); thence along a 20.00 foot radius curve to the right, through a central angle of 108°10'56" an arc distance of 37.76 feet (the long chord of which bears North 21°59'08" West, 32.40 feet) to the East line of State Highway 66; thence along the east line of State Highway 66 North 32°05'58" East, 315.67 feet; thence along a 1392.40 foot radius curve to the right, through a central angle of 02°54'22" an arc distance of 70.63 feet (the long chord of which bears North 33°33'09" East, 70.62 feet); thence leaving said right of way of State Highway 66 South 48°12'57" East, 308.01 feet; thence South 44°38'53" East, 204.87 feet; thence South 38°13'04" East, 152.86 feet; thence South 36°30'40" East, 328.26 feet; thence South 30°42'53" East, 118.78 feet; thence South 23°41'17" East, 324.45 feet to the True Point of Beginning.

CC#:11176 WO#: 8088399

Grantor Name: Michael & Pamela Pruner

EXHIBIT B

PACIFIC POWER
A DIVISION OF PACIFICORP