

2022-011302

Klamath County, Oregon



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09/19/2022 11:52:35 AM

Fee: \$102.00

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, *Franklin E. Price and Lane Colvin* ("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 51,152 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:

See attached Exhibits A & B.

Assessor's Map No. 39S09E17 TL 300

Parcel No. R580115

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.

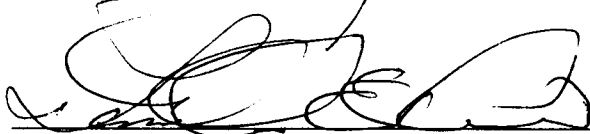
JURY WAIVER. TO THE FULLEST EXTENT PERMITTED BY LAW, EACH OF THE PARTIES HERETO WAIVES ANY RIGHT IT MAY HAVE TO A TRIAL BY JURY IN RESPECT OF LITIGATION DIRECTLY OR INDIRECTLY ARISING OUT OF, UNDER OR IN CONNECTION WITH THIS EASEMENT. EACH PARTY FURTHER WAIVES ANY


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 08 day of 16, 2022


Franklin E. Price GRANTOR


Lane Colvin GRANTOR

INDIVIDUAL ACKNOWLEDGEMENT

State of Oregon
County of Josephine } SS.

This instrument was acknowledged before me on this 16 day of August, 2022,
by Franklin E. Price and Lane Colvin.
Name(s) of individual(s) signing document





Notary Public
My commission expires: April 12, 2025

EXHIBIT "A"

KLAMATH TO SNOW GOOSE T-LINE
AUGUST 4, 2022
PARCEL 1

ASSESSORS MAP: 39S09E17
TAX LOT NO.: 00300

PARCEL 1 (OVERHEAD POWERLINE EASEMENT)

A PARCEL OF LAND LYING IN THE NORTHWEST ONE-QUARTER OF SECTION 17, TOWNSHIP 39 SOUTH, RANGE 9 EAST, WILLAMETTE MERIDIAN, COUNTY OF KLAMATH, STATE OF OREGON, BEING A PORTION OF THAT TRACT OF LAND CONVEYED TO FRANKLIN E. PRICE AND LANE COLVIN, AS TENANTS IN COMMON, PER THAT CERTAIN DOCUMENT NO. 2021-018392, RECORDED DECEMBER 13, 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 PACIFICORP POWER POLE NUMBER 8/2, BEING SOUTH 7°53'31" WEST A DISTANCE OF 797.35 FEET FROM THE NORTHWEST SECTION CORNER OF SECTION 17; THENCE NORTH 49°40'45" EAST A DISTANCE OF 303.93 FEET TO PACIFICORP POWER POLE NUMBER 7/2, SAID POWER POLE BEARS SOUTH 11°38'45" EAST A DISTANCE OF 605.60 FEET FROM THE NORTHWEST SECTION CORNER OF SECTION 17; THENCE NORTH 49°50'28" EAST A DISTANCE OF 335.77 FEET TO POWER POLE NUMBER 6/2, SAID POWER POLE BEARS SOUTH 45°10'21" EAST A DISTANCE OF 534.19 FEET FROM THE NORTHWEST SECTION CORNER OF SECTION 17; THENCE NORTH 49°31'49" EAST A DISTANCE OF 265.84 FEET TO PACIFIC POWER POLE 5/2, SAID POWER POLE BEARS SOUTH 70°43'33" EAST A DISTANCE OF 615.41 FEET FROM NORTHWEST SECTION CORNER OF SECTION 17; THENCE NORTH 68°33'66" EAST 294.23 FEET TO POWER POLE NUMBER 4/2, SAID POWER POLE BEARS SOUTH 83°33'47" EAST 860.38 FEET FROM THE NORTHWEST SECTION CORNER OF SECTION 17; THENCE NORTH 68°28'20" EAST 287.30 FEET TO POWER POLE NUMBER 3/2, SAID POWER POLE BEARS SOUTH 89°32'31" WEST A DISTANCE OF 1122.25 FEET TO THE NORTHWEST SECTION CORNER OF SECTION 17; THENCE NORTH 69°01'20" EAST A DISTANCE OF 272.33 FEET TO POWER POLE 2/2, SAID POWER POLE BEARS NORTH 85°34'38" EAST A DISTANCE OF 1380.60 FEET FROM THE NORTHWEST SECTION CORNER OF SECTION 17, SAID POINT ALSO BEING THE TERMINUS OF THE CENTERLINE OF THE OVERHEAD POWERLINE EASEMENT.

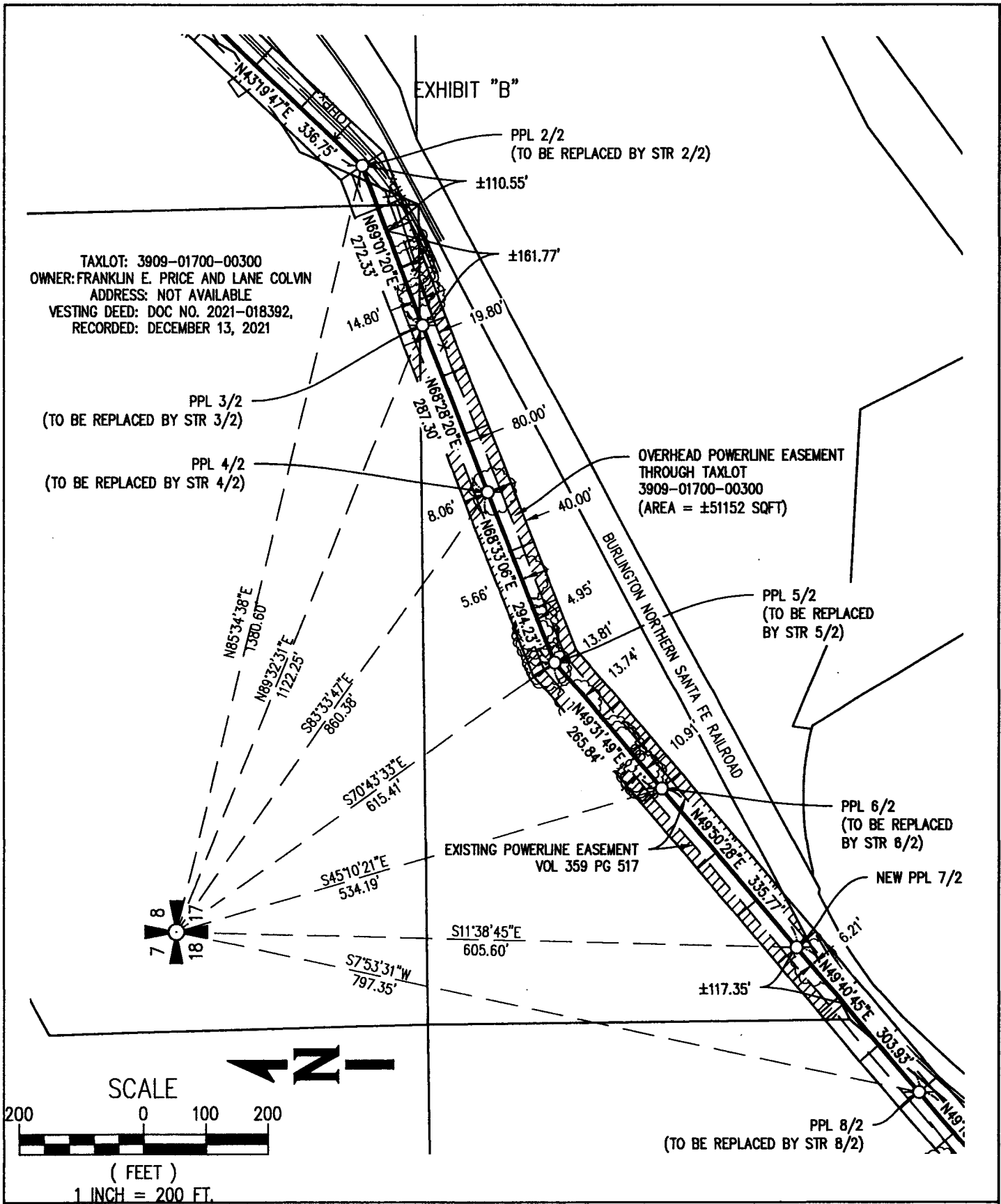
EXCEPTING THEREFROM, ALL THAT PORTION LYING WITHIN THE EXISTING RIGHT-OF-WAY OF THE BURLINGTON NORTHERN SANTA FE RAILROAD.


THE PARCEL OF LAND TO WHICH THIS DESCRIPTION APPLIES CONTAINS 51152 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



SHEET NUMBER 1 OF 1	EXHIBIT "B" PACIFICORP T39S. R9E. SEC 17 KLAMATH COUNTY, OREGON	DRAWING INFO C000178.00 C000178.00-EXHIBITS 1" = 200'	SHEET INFO DRAWN AS CHECKED KB LAST EDIT 8/3/2022 PLOT DATE 8/4/2022	 <small>an IHS Company 9450 NW Commerce Circle, Suite 300 Vancouver, OR 97068 503-626-0400 Fax 503-626-0775 www.IHVS.com</small>
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