

2024-000698

Klamath County, Oregon

01/26/2024 01:48:01 PM

Fee: \$557.00

Return to:

TP HoldCo Development, LLC

Attn: Land Dept.

370 Van Gordon Street

Lakewood, CO 80228

AMERITITLE has recorded this instrument by request as an accommodation and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.


MTC 621939 am

ASSIGNMENT AND ASSUMPTION OF EASEMENTS

GRANTOR: Pacific Connector Gas Pipeline, L.P.

GRANTEE: TP HoldCo Development, LLC

This Assignment and Assumption of Easements (this "Assignment"), effective as of the 22nd day of January, 2024 (the "Effective Date"), is by and between Pacific Connector Gas Pipeline, L.P., a Delaware limited partnership ("Assignor"), and TP HoldCo Development, LLC, a Delaware limited liability company ("Assignee").

WHEREAS, Assignor, Assignee and certain other parties thereto have entered into that certain Framework Agreement, dated as of October 15, 2023 (the "Framework Agreement"), pursuant to which, among other things, Assignor has agreed to convey and assign to Assignee, and Assignee has agreed to accept from Assignor, Assignor's right, title and interest in and to the rights-of-way and **easements recorded in Klamath County, State of Oregon, described on Exhibit A** attached hereto (collectively, the "Easements");

NOW, THEREFORE, in consideration of the mutual covenants, terms and conditions set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Definitions; Recording. All capitalized terms used in this Assignment but not otherwise defined herein are given the meanings set forth in the Framework Agreement. Pursuant to ORS 205.236(2)(b), this instrument is being recorded to document the assignment of all of the Easements described below, in lieu of an individual assignment of each Easement.

2. Assignment. Assignor hereby sells, assigns, grants, conveys and transfers to Assignee all of Assignor's right, title and interest in and to the Easements.

Easement Grantor Name	Recording Date	Recording Number
SEE EXHIBIT A attached hereto and incorporated herein by reference		

3. Assumption. Assignee hereby accepts such assignment and assumes and agrees to pay, perform and discharge, as and when due, all of the Assumed Liabilities with respect to such Easements.

4. Restrictions. Notwithstanding anything to the contrary in this Assignment, this Assignment shall not constitute an assignment of, or otherwise transfer, any Easements if such assignment or transfer: (i) violates applicable Law; (ii) explicitly requires the consent or waiver of a Person who is not a party to this Assignment or an Affiliate of a party to this Assignment and such consent or waiver has not been obtained prior to the Effective Date; or (iii) is not assignable on its terms (each, a "Restriction"). When and if such Restriction is satisfied, waived or removed or becomes otherwise inoperable or unenforceable, the assignment of such portion of the Easements as may be subject thereto shall become effective automatically as of the Effective Date, without further action on the part of Assignor or Assignee.

5. Terms of the Framework Agreement. The terms of the Framework Agreement are incorporated herein by this reference. In the event of any conflict or inconsistency between the terms of the Framework Agreement and the terms hereof, the terms of the Framework Agreement shall govern; *provided that*, Section 6 of this Assignment shall control with respect to the governing law of this Assignment.

6. Governing Law. This Assignment shall be governed by and construed in accordance with the laws of the state of Oregon.

7. Counterparts. This Assignment may be executed in counterparts, each of which shall be deemed an original, but all of which together shall be deemed to be one and the same agreement.

[Signature Pages Follow]

IN WITNESS WHEREOF, the parties have executed this Assignment to be effective as of the Effective Date.

ASSIGNOR:

Pacific Connector Gas Pipeline, L.P.,
By Its General Partner, Pacific Connector Gas Pipeline LLC

By: 

Name: Chris Scherman

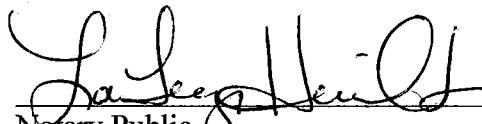
Title: SVP, Marketing

ACKNOWLEDGMENT

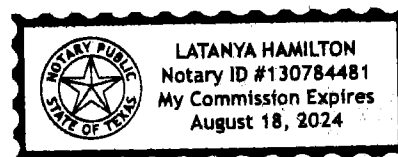
State of Texas)
) ss.
County of Harris)

On this 22 day of January, 2024, before me, a Notary Public, personally appeared Chris Scherman, who did say that that he/she is the SVP, Marketing of Pacific Connector Gas Pipeline LLC, the general partner of Pacific Connector Gas Pipeline, L.P., and that said instrument was signed on behalf of said limited partnership and that he/she was authorized to do so, and acknowledged that he/she signed and delivered said instrument as the free and voluntary act of said limited partnership, for the uses and purposes therein set forth.

IN TESTIMONY WHEREOF, I have set my hand and affixed my official seal the day and year aforesaid.


Notary Public

My Commission Expires: 8/18/24



ASSIGNEE:

TP HoldCo Development, LLC

By: [Signature]

Name: Shawn C. Bates

Title: Vice President

ACKNOWLEDGMENT

State of Colorado)

County of Jefferson) ss.

On this 22nd day of January, 2024, before me, a Notary Public, personally appeared Shawn C. Bates, who did say that that he/she is the VP Land + Row of TP HoldCo Development, LLC, and that said instrument was signed on behalf of said company and that he/she was authorized to do so, and acknowledged that he/she signed and delivered said instrument as the free and voluntary act of said company, for the uses and purposes therein set forth.

IN TESTIMONY WHEREOF, I have set my hand and affixed my official seal the day and year aforesaid.

[Signature]
Notary Public

My Commission Expires:

3/14/2027

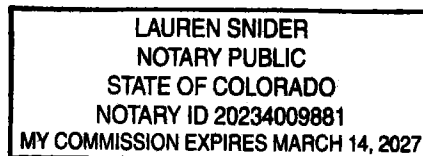


Exhibit A
Klamath County Easements Assigned

Easement Grantor Name (Last, First)	Recording Date	Recording Number
Wasser & Winters Company	08/21/2015	2015-009342
Anthon, Gordon; Doremus, Holly	05/24/2016	2016-005456
Green Diamond Resource Company	11/26/2018	2018-014212
Morrow, Carl; Morrow, Adrienne	03/24/2016	2016-003116
Longley, John R. Jr.	01/09/2018	2018-000349
C.A. Morrison Trust	03/21/2016	2016-002947
Johnston, Donald Scott	11/28/2018	2018-014349
John K. Lilly and Karen L. Lilly, Revocable Living Trust	07/01/2015	2015-007152
Doris Viner Life Estate	08/30/2017	2017-009787
House, Charla J.	05/03/2016	2016-004467
Ward, Stephen L.	06/12/2017	2017-006376
Reeves, Lori; Reeves, Gordon	07/19/2013	2013-008210
Pecor, Lee; Nye, Dawn	03/01/2018	2018-002319
Buhrle, Roger; Buhrle, Elizabeth	06/15/2016	2016-006359
Dougherty, John; Dougherty, Marilyn	09/08/2016	2016-009526
Ostrom, Theresa	09/26/2016	2016-010144
Whitlock, George M.; Whitlock, Hazel B.	09/04/2013	2013-010095
Kerns Family Trust	08/11/2016	2016-008495
Stonestreet, James David	05/19/2016	2016-005292
Hunter, Keith F.	06/15/2016	2016-006355
E.G. Kerns Ranches LLC	07/26/2016	2016-007863
Collins Timber Company LLC	03/18/2019	2019-002475

Easement Grantor Name (Last, First)	Recording Date	Recording Number
Holliday-Rice Properties; Collins Products LLC	04/03/2019	2019-003581
Moates, Allen	05/31/2018	2018-006655
Holmstrom, Donald J.; Holmstrom, Karen K.	03/15/2019	2019-002415
Higuera (Sr.), Timothy D.	05/18/2017	2017-005500
Cain, Mitchell D.; Van Sickle-Cain, Juliana	Not Recorded	
Ore, William Ray; Ore, Anona M.	05/03/2017	2017-004687
Marchessault, Judah; Marchessault, Jessica	04/10/2017	2017-003742
Marchessault, Judah; Marchessault, Jessica	05/24/2016	2016-005454
Klein, Jason; Klein, Adeena	12/10/2015	2015-013308
Howard, Lloyd V.	05/20/2015	2015-005164
Molatore, Thomas L.; Molatore, Jerry M.	11/27/2018	2018-014303
Crawford, Donald; Crawford, Linda A.	01/11/2017	2017-000258
Shaw, Thomas M.; Shaw, Elisa A.	12/05/2016	2016-012876
Caldwell, Harry A.; Caldwell, Debra L.	11/29/2018	2018-014359
J Double D Enterprises, LLC	02/28/2017	2017-002140
Wilson, David D.; Wilson, Judith A.	08/01/2017	2017-008646
Lester, Lori A.	07/30/2019	2019-008607
RABO Agrifinance, LLC	06/19/2019	2019-006913
McIntyre, Russell L.	08/01/2017	2017-008639
McIntyre, Russell L.	05/13/2016	2016-005075
Haskins, Nancy	08/21/2013	2013-009582
Cheyne, Rodney A.; Cheyne, Nichelle	11/29/2018	2018-014387
Cheyne, Rodney A.; Cheyne, Nichelle	01/23/2017	2017-000678

Easement Grantor Name (Last, First)	Recording Date	Recording Number
McNary, Calvin L.; McNary, Charlotte M.	12/01/2017	2017-013813
Woods, Leland W.; Woods, Laura-Lee W.; Whittier Trust Company	03/14/2019	2019-002357
Pamela L. Hantzmon, Successor Trustee of the Lee D. Reddington and Beulah E. Reddington Revocable Living Trust uad 08-08-96	07/08/2019	2019-007634
Cheyne, Vincent Shane	06/22/2018	2018-007514
Platt Living Trust	11/28/2018	2018-014331
The Debra A. Lugo Revocable Living Trust	12/10/2015	2015-013306
Anderson, Keith M.; Anderson, Josefina V.	08/21/2015	2015-009346
Howard, Glenn M.; Howard, Christine	05/20/2015	2015-005161
J & J Family Trust	12/05/2016	2016-012878
Frank, Barry J.; Frank, Lisa M.	03/26/2019	2019-003298
Bedford, Matthew S.; Scott G. Bedford Living Trust	02/28/2017	2017-002143
Rojas, Frank; Rojas, Maria.	08/08/2016	2016-008332
Lindsay, Joe; Lindsay, Mary.	12/10/2015	2015-013304
Marek, Sandra G.	11/05/2015	2015-012121
Marek, Sandra G.	11/05/2015	2015-012124
WC Ranch Inc.	11/27/2018	2018-014271
Linda McKoen 2008 Revocable Trust	03/15/2019	2019-002419
Stukel Mountain Properties, LLC	11/05/2015	2015-012119
Hill, Drew; Northrop- Hill, Rochelle	02/11/2019	2019-001274

Easement Grantor Name (Last, First)	Recording Date	Recording Number
Katherine R. Clark Loving Trust	02/11/2019	2019-001283
Deep Creek Ranch	01/09/2018	2018-000352
VCP Ranch, Ltd	05/07/2015	2015-004372
De Amaral, Dennis; De Amaral, Linda	11/28/2018	2018-014330
Diaz, Frank; Diaz, Juliana	08/09/2017	2017-008979
Johnson, Bruce D.; Johnson, Bernie M.	04/15/2019	2019-003981
Brown, Daniel Alvin; Brown, Sarabeth R.	04/01/2019	2019-003493
Thompson, Erin Leigh; Pence, Stanley J. Sr.; Pence, Beverly A.	07/01/2016	2016-006978
Johnson, Daniel J.; Johnson, Carol M.	09/04/2013	2013-010091
Wilson, John; Wilson, Agnes	07/26/2016	2016-007861
Four H Organics, LLC	01/31/2017	2017-000968
Barringer, Casey A.	02/11/2019	2019-001281
Thorne, Roger; Thorne, Nancy	06/15/2016	2016-006357
R&C AG LLC	Not Recorded	
Nyseth, Steve A.; Nyseth, Lorrie, A.	12/05/2016	2016-012880
McAuliffe, John; McAuliffe, Priscilla	02/06/2017	2017-001213
Williams, Kathleen	07/01/2016	2016-006976
The McAuliffe Revocable Living Trust, Et. Al.	04/25/2017	2017-004338
California Giant, Inc.	02/11/2019	2019-001279
Lyon, Rodney; Lyon, Marie	09/08/2016	2016-009528
Hartman, Ryan E.; Hartman, Jennifer L.; Hartman, Kody L.; Hartman, Kristine, J.	07/27/2018	2018-008931
Lee D. Reddington and Beulah E.	07/08/2019	2019-007634

Easement Grantor Name (Last, First)	Recording Date	Recording Number
Reddington Revocable Living Trust		
Mullis Revocable Living Trust dated June 09, 2017	03/14/2019	2019-002360
Siskiyou Timberlands, LLC	06/05/2019	2019-006310
Weyerhaeuser Co.	08/17/2018	2018-07904