

## RIGHT-OF-WAY EASEMENT

KNOW ALL PERSONS BY THESE PRESENTS that, \_\_\_\_\_

for a good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant unto CLEARWATER POWER COMPANY, a cooperative corporation, whose post office address is Lewiston, Idaho and to its successors or assigns, a perpetual easement with the right to enter upon all that certain real property, situate in the County of \_\_\_\_\_, State of \_\_\_\_\_, Township \_\_\_\_\_, Range \_\_\_\_\_, Section \_\_\_\_\_, and more particularly described as follows:

**(Attach or Enter Complete Legal Description)**

and to construct, reconstruct, rephase, repair, operate and maintain on the above-described lands and in or upon all streets, roads or highways abutting said lands, an electric transmission or distribution line or system; and to cut, trim and control the growth by chemical means, machinery or otherwise of trees and shrubbery located within \_\_\_\_\_ feet of the center line or to the extent necessary to keep them clear of said electric line or system; and to cut down from time to time all dead, weak, leaning or dangerous trees that are tall enough to strike the wires in falling, to keep said easement area clear of all buildings, structures or other obstructions, or if any or all of said system is placed underground that areas over buried vaults and cables shall remain free and clear of structures, trees, shrubbery and any other physical encumbrances and that free access to all buried facilities will be allowed.

The undersigned agree that all poles, wires and other facilities including any main service entrance equipment, installed on the above-described lands at the Cooperative's expense shall remain the property of the Cooperative, removable at the option of the Cooperative, upon termination of service to or on said lands.

The undersigned covenant that they are the owners of the above-described lands and that the said lands are free and clear of encumbrances and liens of whatsoever character except those held by the following persons:

IN WITNESS WHEREOF, the undersigned have set their hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_(L.S.) \_\_\_\_\_(L.S.)

\_\_\_\_\_(L.S.) \_\_\_\_\_(L.S.)

STATE OF \_\_\_\_\_ County of \_\_\_\_\_  
On this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_, before me, the undersigned, a Notary Public  
in and for the State of \_\_\_\_\_ appeared \_\_\_\_\_

known to me to be the person(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he executed the same. IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

\_\_\_\_\_  
Notary Public in and for the State of \_\_\_\_\_  
Residing at \_\_\_\_\_ therein  
Notary Expires \_\_\_\_\_  
(CPC filing use only) Map Pg Ref.# \_\_\_\_\_ WO# \_\_\_\_\_  
Service Map Loc \_\_\_\_\_  
Pole # \_\_\_\_\_

INSTRUCTIONS: **PLEASE READ CAREFULLY**

1. Legal property owners must be named in first paragraph, including marital status. (Examples below):
  - a. John Doe and Jane Doe, husband and wife.
  - b. John Doe, a married man dealing in his sole and separate property.
  - c. Jane Doe, a widow.
  - d. John Doe, a single man.
2. Legal description must read the same as the recorded deed, Photocopy may be attached.
3. Legal property owners must sign in ink, on line(s) marked “(L.S.)”.
4. Wife must sign with given name.
5. All partners must sign for partnership property.
6. **All** signatures must be notarized.
7. Easements by corporations, heirs of a deceased owner, and by a power of attorney are special and instructions should be obtained at Clearwater Power Company, P.O. Box 997, Lewiston, ID 83501, (208) 743-1501.

**CORPORATE RESOLUTION FOR GRANTING EASEMENT**

The Board of Directors of \_\_\_\_\_, a \_\_\_\_\_ Corporation, having duly met in accordance with the bylaws of the Corporation and under the laws of the State of \_\_\_\_\_; and

Said Corporation, acting by vote in accordance with the bylaws of the corporation, do hereby perform the following act:

RESOLVED: That \_\_\_\_\_, is hereby authorized by the Corporation as its agent in fact, to execute and deliver to Clearwater Power Company, a cooperative corporation, a right-of-way easement over and upon all that certain real property, situate in the County of \_\_\_\_\_, State of \_\_\_\_\_, and more particularly described as follows:

All in accordance with that certain Right of Way Easement, a copy of which is attached hereto and incorporated herein by reference as Exhibit "A."

The granting of said Right of Way Easement is hereby confirmed, approved, authorized, and ratified by act of the Board of Directors of this Corporation, according to law.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

By: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Secretary

