

WEST BOUNDARY LINE OF SAID BLOCK "K" FOR THE FULL WIDTH OF SAID BLOCK AND TO THE NORTHWEST CORNER THEREOF, WHICH IS THE PLACE OF BEGINNING, THE SAME BEING THAT PORTION OF FIFTH STREET IN THE SECOND ADDITION TO BURNS, HARNEY COUNTY, OREGON, WHICH WAS VACATED BY THE COMMON COUNCIL OF THE CITY OF BURNS, ON THE 13TH DAY OF FEBRUARY, 1924, BY THE PASSAGE AND APPROVAL OF ORDINANCE No. 190, OF SAID CITY;

EXCEPTING AND RESERVING OUT OF THE SAME, HOWEVER, THAT LOT, PIECE OR PARCEL OF LAND HERETOFORE DEEDED TO MALHEUR RAILROAD COMPANY, AN OREGON CORPORATION, WHICH LOT IS DESCRIBED AS FOLLOWS, VIZ.: THAT IRREGULAR TRACT OF LAND, SITUATE WITHIN THE CORPORATE LIMITS OF THE TOWN OF BURNS, OREGON, IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 7, TOWNSHIP 23 SOUTH OF RANGE 31 EAST W. M., MORE PARTICULARLY DESCRIBED AS BEGINNING AT A POINT IN THE NORTH AND SOUTH QUARTER SECTION LINE OF SAID SECTION 60 FEET, MORE OR LESS, NORTHERLY MEASURED ALONG SAID NORTH AND SOUTH QUARTER SECTION LINE OF SAID SECTION FROM ITS SOUTH QUARTER CORNER, THENCE NORTHERLY ALONG SAID NORTH AND SOUTH QUARTER SECTION LINE (CROSSING THE CENTER LINE OF MALHEUR RAILROAD AT OR NEAR ENG. STA. 29 PLUS 12) 90 FEET, MORE OR LESS, TO A POINT, THENCE SOUTH 43 DEGREES 05' WEST, PARALEL WITH AND 30 FEET AT RIGHT ANGLES DISTANT FROM THE CENTER LINE OF MALHEUR RAILROAD 160 FEET, MORE OR LESS, TO A POINT, THENCE EASTERLY (CROSSING THE CENTER LINE OF MALHEUR RAILROAD AT ENG. STA. 28 PLUS 12) 80 FEET, MORE OR LESS, TO A POINT, THENCE NORTH 43 DEGREES 05' EAST, PARALEL WITH AND 30 FEET AT RIGHT ANGLES DISTANT FROM THE CENTER LINE OF MALHEUR RAILROAD 40 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, SAID TRACT CONTAINING .13 ACRES, MORE OR LESS.

II.

THE ELECTRIC GENERATING PLANTS, HYDRO-ELECTRIC PLANTS AND ELECTRIC DISTRIBUTING SYSTEMS NOW OWNED BY THE COMPANY, AND ANY ELECTRIC GENERATING PLANTS, HYDRO-ELECTRIC PLANTS AND ELECTRIC DISTRIBUTING SYSTEMS HEREAFTER CONSTRUCTED OR ACQUIRED BY THE COMPANY, AND ANY ADDITIONS TO AND/OR EXTENSIONS OF ANY SUCH EXISTING OR FUTURE ELECTRIC GENERATING PLANTS, HYDRO-ELECTRIC PLANTS AND/OR ELECTRIC DISTRIBUTING SYSTEMS, TOGETHER WITH THE ENGINES, BOILERS, GENERATORS, TURBINES, POLE LINES, POLES; WIRES; CROSSARMS, INSULATORS, TRANSFORMERS, METERS, BUILDINGS, ERECTIONS, STRUCTURES, STATIONS, SUB-STATIONS, POWER HOUSES, DAMS, WATER WHEELS, SLUICES, RACES, FOREBAYS, GATES, POWER PRODUCING AND POWER TRANSMITTING EQUIPMENT, CABLES, CONDUITS, TOOLS, INSTRUMENTS, APPARATUS, APPLIANCES, MACHINERY, FACILITIES AND OTHER PROPERTY USED OR PROVIDED FOR USE IN THE CONSTRUCTION, REPAIR, MAINTENANCE AND/OR OPERATION THEREOF, BOTH THAT NOW OWNED AND THAT WHICH MAY HEREAFTER BE ACQUIRED BY THE COMPANY, AND TOGETHER ALSO WITH ALL RIGHTS, PRIVILEGES, FRANCHISES, EASEMENTS, LICENSES, ORDINANCES, RIGHTS-OF-WAY, FLOWAGE RIGHTS, GRANTS, LIBERTIES, IMMUNITIES AND PERMITS OF THE COMPANY, HOWSOEVER CONFERRED OR ACQUIRED, AND WHETHER NOW OWNED OR HEREAFTER TO BE ACQUIRED, WITH RESPECT TO THE CONSTRUCTION, MAINTENANCE, REPAIR AND/OR OPERATION OF SAID PLANTS AND SYSTEMS, AND EACH OF THEM, AND ANY ADDITIONS THERETO AND EXTENSIONS THEREOF.

AND THERE IS INCLUDED HEREIN PARTICULARLY, BUT NOT TO THE EXCLUSION OF ANY PROPERTY NOW OWNED OR HEREAFTER ACQUIRED BY THE COMPANY, THE FOLLOWING PLANTS AND SYSTEMS NOW OWNED BY THE COMPANY:

(A) IN MASON COUNTY, WASHINGTON:

1. A STEAM ELECTRIC GENERATING PLANT AND ELECTRIC DISTRIBUTING SYSTEM IN THE