

E-237
727-11313-48
KLAMATH FALLS

48881

00001

GRANT OF EASEMENT

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C-5241

For and in consideration of the sum of One Dollar (\$1.00), receipt whereof is hereby acknowledged, the undersigned, hereinafter referred to as "Grantor," hereby grants to PACIFIC NORTHWEST BELL TELEPHONE COMPANY, a corporation, its successors and assigns, hereinafter referred to as "Grantee," a perpetual easement TEN (10) feet in width over, across, upon and under the hereinafter described real property, with the right from time to time to construct, place, inspect, maintain, repair, replace, remove, use, operate and patrol thereon, therein and thereunder underground communication facilities, including wires, cables and other electrical conductors, conduits, and other appurtenances.

Said real property is situated in the County of KLAMATH, State of Oregon, and is described as follows: A STRIP OF LAND RUNNING PARALLEL AND ADJACENT TO THE WEST LINE OF TAX LOT 800 IN THE NW 1/4 SW 1/4, SEC. 15 T. 39 S., R. 9 E., W. 1/4, AND DESCRIBED IN DEED RECORDS M 75-4033.

Grantor grants to Grantee the right to clear and keep cleared a strip of land FIVE (5) feet wide on each side of the center line of said easement of all brush and undergrowth, and to remove or trim such trees and to remove such other obstructions as may be necessary for the protection of Grantee's said communication facilities.

Grantor further covenants that no digging or blasting will be done or permitted upon said easement or sufficiently near thereto on the premises of Grantor which will in any manner disturb the solidity of Grantee's communication facilities, reduce the depth of soil covering the same or unearth any portion thereof or in any way interfere with the transmission of telephone communication through or over such communication facilities.

Grantor reserves the right to use the property for agricultural purposes not inconsistent with the rights granted Grantee.

Grantee, its contractors, agents, employees and servants shall at all times have the right of ingress to and egress from said easement with the specific understanding that Grantee shall be responsible for any property damage suffered by Grantor caused by Grantee's exercise of the rights herein granted.

Grantee is also granted the right from time to time to increase or decrease the size, weight or number and to change the type or add to any of said communication facilities which may be constructed or installed in, upon or under the easement hereby granted.

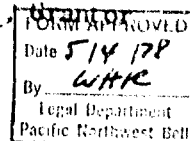
The rights, conditions and provisions of this easement shall inure to the benefit of and be binding upon the heirs, executors, administrators, successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, Grantors have executed this instrument this 18 day of April, 1978.



STATE OF OREGON)
County of Clackamas) ss:

Kenneth Dooley, Grantor
Husband &
Evelyn Dooley,
Wife



On this 18th. day of April, 1978 personally appeared before me the above named Kenneth and Evelyn Dooley, husband and wife and acknowledged the foregoing instrument to be their voluntary act and deed.

H. H. Schipper
Notary Public for Oregon
My commission expires: 8-12-81

Stipulations in and for enforcement on return

Mrs Schipper

10933

4-18-78

Stipulations in and for easement through our property.

In discussing this with your agent from Medford the most feasible place for the cable would be to put it in my toe ditch.

I would want the telephone co. at their expense to excavate trench the bank of dirt next to the toe ditch so as to close up any holes that there might be there, and dig me a new toe ditch east of where the cable will be located, and would want the cable to run behind my pump house.

would like at least two weeks notice before they would be working in here so as to dry up the working area as much as possible.

Kenneth Dooley

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Pacific N.W. Bell

on 24th day of May A. D. 19 78 at 1:16 clock P. M., and

fully recorded in Vol. M78, of Deeds on Page 10992

Wm D. MILNE, County Clerk

By Sheridan H. Keloch

Fee \$6.00

LEASHBURN WAY
BARK DITCH (WATER)
DIRT BANK TO BE EXCAVATED
OLD TOE DITCH (CABLE)
NEW TOE DITCH TO BE DUG
Pump house

Right of Way Department
Pacific N.W. Bell Telephone Co.
Oregon Plaza
825 N. E. 20th Rm. 301
Portland, OR 97232