

42315

TELEPHONE LINE RIGHT-OF-WAY EASEMENT

Vol. m84 Page 17845

Real Estate Loan Fund, Oreg. Ltd.

hereby grants to TELEPHONE UTILITIES OF EASTERN OREGON, INC., an Oregon Corporation, its successors and assigns (hereinafter referred to as the Company), the right to bury and maintain underground telephone facilities, together with all necessary wires and fixtures incidental thereto, under and upon the following described property:

Exhibits "A" and "B" attached hereto and made part hereof.

The Company warrants the accuracy of Exhibits A and B and agrees to defend and hold

Grantor harmless in the event of any actions, errors and omissions, ~~and~~ arising from same.

Situated in the County of Klamath, State of Oregon. It is agreed that the Company, its successors and assigns, shall have access to said premises for the purposes stated, and shall be responsible for any damage to said premises by reason of any negligence on the part of said Company's employees while placing and maintaining construction.

Said property shall be restored as nearly as reasonably possible to prior condition in a workmanlike manner.

The Company expressly waives any and all claims against the Grantor, its successors or assigns, for damage to the Company's facilities, constructed hereunder, arising out of normal road maintenance activities by Grantor, its successors or assigns, provided said Grantor, its successors or assigns, shall give reasonable notice to the Company prior to commencement of said road maintenance activities in order that the Company may have men and equipment available to locate, protect or repair said facilities, cases of gross negligence excepted herefrom.

Dated: 10.3.84.

Advent to:

**AFFILIATED LAND SERVICES, INC.**  
P.O. BOX 17035  
SALEM, OREGON 97305

Real Estate Loan Fund, Oreg. Ltd.

by Mortgage Bancorporation,  
Managing General Partner,

By: Bruce M. Villalobos

Title: Vice President.

ACCEPTED this 27<sup>th</sup> day of September, 1984.

TELEPHONE UTILITIES OF EASTERN OREGON, INC.

By: Bruce M. Villalobos

Title: Treasurer & Assistant Secretary

RECEIVED  
OCT 3 1984

MORTGAGE BANCORPORATION

OK  
17.00

17846

STATE OF OREGON }  
COUNTY OF MULTNOMAH } : ss.

On this 27<sup>th</sup> day of September, 1984, before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared Brian M. Wikkala, known to me to be the Treasurer & Assistant Secretary of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

D.N. Malmstrom, Jr.  
Notary Public for the State of OREGON  
Residing at Salem, Oregon  
My Commission Expires 9-7-85

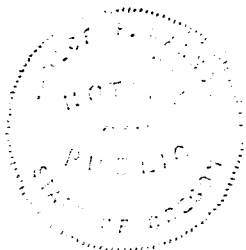
D.N. MALMSTROM, JR.  
NOTARY PUBLIC-OREGON  
My Commission Expires 9-7-85

STATE OF Oregon }  
COUNTY OF Marion } : ss.

On this 3 day of October, 1984, before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared Brock Miller, known to me to be the Vice President of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

Janice E. Cannon  
Notary Public for the State of Oregon  
Residing at Salem, Oregon  
My Commission Expires 01-16-87



17847

EXHIBIT A

The S $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{4}$  Section 25, T.35S., R.12E., W.M. Said facilities to be placed along and adjacent to a roadway, as it exists, located in the Southeasterly portion of said described property.

EXHIBIT B

17848

The S $\frac{1}{2}$ W $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$  Section 25, T.35S., R.12E., W.M. Said facilities to be placed along and adjacent to a Northeastly-Southwesterly roadway, as it exists, located in said described property.

STATE OF OREGON, )  
County of Klamath )

Filed for record at request of

on this 17th day of October A.D. 19 84  
at 11:42 o'clock A M, and duly  
recorded in Vol. M84 of Deeds  
Page 17845

**EVELYN BIEHN**, County Clerk

By *Ann Smith* Deputy

Fee 16.00 Index: \$1.00