

48317

EASEMENT

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205 MAY 1 PM 3 29
WV 50

PACIFICORP, doing business as PACIFIC POWER & LIGHT COMPANY, a Maine corporation (Grantor), hereby grants to TELEPHONE UTILITIES OF EASTERN OREGON, INC., an Oregon corporation, and to its successors and assigns (Grantee), an easement and right of way ten (10) feet in width to bury, operate and maintain underground telephone facilities, together with all necessary wires and fixtures incidental thereto in, under and upon the lands of Grantor, situated in the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 13, Township 36 South, Range 12 East, W.M., in the County of Klamath, State of Oregon, and more particularly described in Exhibit "A" attached hereto, and by this reference made a part hereof.

TOGETHER WITH the right of ingress and egress as reasonably necessary over adjacent lands of Grantor for said purpose.

SUBJECT, HOWEVER, to the following conditions, to wit:

1. Grantee shall pay Grantor reasonable compensation for any damage caused by Grantee, or its agents, to any property of Grantor, on or in the vicinity of the above described real property, arising out of the construction, operation, maintenance, removal or existence of said telephone facilities.
2. Grantee shall not relocate said telephone facilities without prior written approval of Grantor.
3. Grantee will indemnify and save harmless Grantor, its directors, officers and employees, against and from any and all suits, actions, claims and judgments based upon injury to or death of persons or damage to property, which in any manner may result from Grantee's use of or activities upon said lands.

CH
13.00

6443

4. Grantee assumes the risk of damage or outage to Grantee's telephone facilities during construction, reconstruction, operation and maintenance of Grantor's Beatty Substation located on said lands; and Grantor shall not be liable or responsible to Grantee or third parties for such damage or outage.
5. All rights granted herein shall be subject to the superior right of Grantor.
6. All such rights hereunder shall cease if and when such telephone facilities shall have been abandoned.

DATED this 23rd day of April, 1985.

PACIFICORP, doing business as
PACIFIC POWER & LIGHT COMPANY

Attest:

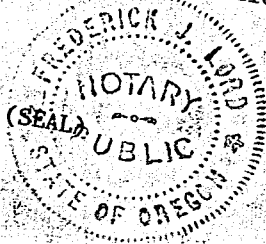
J. R. Simpson
Assistant Secretary

By

J. M. Samper
Vice President

STATE OF OREGON)
County of Multnomah) ss.

The foregoing instrument was acknowledged before me this 23rd day of April, 1985, by JACK M. SAMPER, a Vice President of PACIFICORP, doing business as PACIFIC POWER & LIGHT COMPANY, a Maine corporation, on behalf of the corporation.



Frederick J. Lord
Notary Public for Oregon
My commission expires: 27 August 1988

Return:

Telephone Utilities, Inc.
Oregon Division
P. O. BOX 337
LEBANON, OREGON 97355

6444

SURVEY & MAP FOR PACIFIC POWER & LIGHT CO.

ADKINS CONSULTING ENGINEERS

1755 ESPLANADE AVE.

KLAMATH FALLS, OREGON 97601

OCTOBER, 1985 JOB NO. 0033-02

MEDICINE MOUNTAIN RANCH
C/O FERRIS M STOTLER & EDWARD D LANDELS

SW 1/4 SW 1/4 SECTION 13, T. 36 S., R. 12 E., W. 4.

ANDERSON, NORMAN MILLER & LAVINA A

MEDICINE MOUNTAIN RANCH
CONJ. JOSEPH C & MARIA ROZEWSKI1/4 COR. 10 1/2" PIN
IN MOUND OF STONE

S. 0° 45' 40" E. 2645.56' (100' REC. NORTH 40' CH)

S. 0° 45' 40" E. 2645.56' (100' REC. NORTH 40' CH)

S. 0° 45' 40" E. 2645.56' (100' REC. NORTH 40' CH)

S. 0° 45' 40" E. 2645.56' (100' REC. NORTH 40' CH)

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S. 0° 45' 40" E. 2645.56' (100' REC. NORTH 40' CH)

S. 0° 45' 40" E. 2645.56' (100' REC. NORTH 40' CH)

1/4 COR. 10 1/2" PIN
IN MOUND OF STONE

GOV'T LOT 28

PARCEL 2
34.7 AC

GOV'T LOT 29

CURVE DATA FOR
SLY ROW LINE
A 12° 23' 45"
R 756.20
D 1.75768°
L 163.60TELEPHONE
EASEMENTTO ORIGINAL STONE WITH 1/4" SCRIBED
ON IT, SET 3/8" x 10" IRON PIN WITH
PLASTIC CAP & MOUND OF STONE.

VICINITY MAP

LEGEND

- 1/4" x 10" IRON PIN WITH YELLOW CAP
INDICATES ALIGNED PL 15 1974
- MONUMENTS FOUND AS NOTED
- PL 15 OF BEARING: N 0° 5' 10" 1947

NOTE

RECORD OF SURVEY NO. 284 SHOWS THE
SOUTHERLY RIGHT OF WAY LINE OF THE KLAMATH
FALLS LAKEVIEW HWY AS BEING 30 FT FROM
THE SECTION LINE COMMON TO SEC. 14 & 23
BETWEEN THE SW COR. SEC. 14 AND SW COR. SEC. 14.
THIS ALIGNMENT WAS EXTENDED EASTERLY
FOR THE SLY ROW LINE SINCE NO ROW
MONUMENTS SHOULD BE FOUND IN THE EAST
HALF OF THE SECTION

STATE OF OREGON: COUNTY OF KLAMATH:ss

I hereby certify that the within instrument was received and filed for
record on the 1st day of May A.D., 1985 at 3:29 o'clock P M,
and duly recorded in Vol M85, of Deeds on page 6442.

EVELYN BIEHN, COUNTY CLERK

by: [Signature], Deputy

Fee: \$ 13.00