

57465

Site Name: Beth's Butte, Malin, OR

MTC 15981-L
UTILITIES EASEMENT

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06 JAN 22 PM 1 19

THIS INDENTURE, made by and between ^{Rajnus Bros a co-partnership consisting of} Carl Rajnus, Don Rajnus and George Rajnus whose address is ^{Route 1, Box 347A BONANZA,} Oregon 97623, (hereinafter called "Grantor"), and MCI Telecommunications Corporation, a Delaware corporation, having an office at 1133 19th Street, N.W., Washington, D.C., 20036 (hereinafter called "Grantee").

WITNESSETH:

That the Grantor does hereby grant, bargain, sell and convey unto Grantee, its successors and assigns, a perpetual easement twenty (20) feet in width, on, under and through the lands of Grantor as shown on the plan annexed hereto as Exhibit A, for the purpose of constructing, maintaining, replacing, using and removing poles, wires, pipes, cables, conduits, and related appurtenances for communications purposes and for electricity, water and gas.

All of the foregoing lying within the following described land situated in the County of Klamath, State of Oregon, to-wit:

N1/2 Section 24, Township 40 South, Range 11 East, and
N1/2 Section 23, Township 40 South, Range 11 East

as shown in red on Exhibit A attached hereto.

Grantee shall pay to Grantor a sum of One Thousand Five Hundred Dollars (\$1,500.00) cash in hand. Such payment shall be in full consideration for the conveyance of said right of way and easement.

TO HAVE AND TO HOLD the above-described rights and easement unto the Grantee, its successors and assigns, for as long as Grantee desires to exercise the same, and Grantee may assign the rights and easement herein granted, either in whole or in part, subject to the terms of this grant.

In the event Grantee permanently abandons the right of way and easement, Grantee shall execute and record a reconveyance and release of this grant.

Grantee shall have the right to install, maintain and use gates in all fences which now cross or shall hereafter cross said right of way.

IN THE EVENT THAT GRANTOR DESIRES TO UTILIZE GRANTEE'S NEW POWER LINE AND GRANTOR IS REQUIRED BY THE UTILITY COMPANY TO PAY A PORTION OF THE THEN EXISTING POWER LINE INSTALLATION COST ANY REIMBURSEMENT TO GRANTEE FOR GRANTOR'S UTILIZATION WOULD BE RETURNED TO GRANTOR.

1036

Grantee shall pay Grantor the reasonable amount of actual damages to crops, timber, fences, buildings, and other improvements caused by it on said lands in the construction or reconstruction of the facilities described herein.

Grantor represents and warrants that he is the owner of the above described land, subject only to liens and encumbrances, if any, now of record in said County.

IN WITNESS WHEREOF, the parties hereto have executed this instrument this 25 day of Aug, 1985

Witness:

GRANTOR: Rajnus Bros

Matthew James Brown

By *Carl Rajnus*
Carl Rajnus

By *Don Rajnus*
Don Rajnus

By *George Rajnus*
George Rajnus

LECO
Attest:

By: *C. Bolton-Smith, Jr.*
C. Bolton-Smith, Jr.
Assistant Secretary

GRANTEE:
MCI TELECOMMUNICATIONS CORPORATION

By: *Michael Rowny*
Michael Rowny
Senior Vice President

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Dashed land lines indicate approximate locations.

W. W. GARD AND 1957 MAGNETIC MONITORING
DECEMBER 27 CENTER OF EARTH

THIS MAP COMPLIES WITH NATIONAL MAP
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, CO.
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND

— PORT AIR'S
CAPTAL CAL SUPPL
— 2nd
PORT ON 877
— 28

THIS MAP COMPLIES WITH NATIONAL MAP
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, CO.
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND

Exhibit A - Legal Description

It is understood and agreed to by the parties that the Exhibit A referred to in the Easement evidencing the boundaries of the Easement Premises and the tower, equipment and other fixtures to be located thereon will be attached to and made a part of this Easement as it is made available by Tenant's surveyors.

AGREED AND ACCEPTED:

~~LANDLORD:~~

Grant *Rajnus Bros*

By: *Carl Rajnus*
 Carl Rajnus

By: *Don Rajnus*
 Don Rajnus

By: *George Rajnus*
 George Rajnus

Grantee

~~TENANT:~~

MCI TELECOMMUNICATIONS CORPORATION

By:

Michael Rowny
 Michael Rowny
 Senior Vice President

Grant
ACKNOWLEDGEMENT OF ~~LANDLORD~~

1099

STATE OF OREGON)
COUNTY OF *Grant*) .SS.: *Paul Raynes*

The foregoing instrument was acknowledged before me
this *25* day of *aug*, 1985 by

Walter J. Jansen
Notary Public

My Commission Expires: *July 1, 1987*
Notary Seal

Grant
ACKNOWLEDGEMENT OF ~~LANDLORD~~

STATE OF OREGON)
COUNTY OF *Grant*) .SS.: *Don Raynes*

The foregoing instrument was acknowledged before me
this *25* day of *aug*, 1985 by

Walter J. Jansen
Notary Public

My Commission Expires: *July 1, 1987*
Notary Seal

Grant
ACKNOWLEDGEMENT OF ~~LANDLORD~~

STATE OF OREGON)
COUNTY OF *Grant*) .SS.: *George Raynes*

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this *25* day of *aug*, 1985 by

Walter J. Jansen
Notary Public

My Commission Expires: *July 1, 1987*
Notary Seal

~~ACKNOWLEDGEMENT OF LANDLORD~~

1100

~~STATE OF OREGON~~

~~COUNTY OF~~

~~The foregoing instrument was acknowledged before me~~
~~this~~ ~~day of~~ ~~198~~ ~~by~~

~~Notary Public~~

~~My Commission Expires:~~
~~Notary Seal~~

ACKNOWLEDGEMENT OF ^{Grantor} ~~TENANT~~

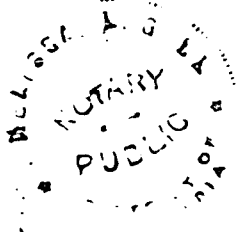
CITY OF WASHINGTON)

DISTRICT OF COLUMBIA)

The foregoing instrument was acknowledged before me this 30
day of December, 1985 by Michael J. Korny, Vice
President of MCI TELECOMMUNICATIONS CORPORATION, a Delaware
corporation, on behalf of the corporation.

Melissa L. Gell
Notary Public

My Commission Expires: 11/30/90
Notary Seal



Return to
Chicago Title Ins Co
1800 Columbia
701 5th Ave
Seattle, WA 98104
Attn: Mr. Bob Anderson
Re: MCI Site - Bothis Butte Mall, OR
CTIC Referral Order No 90416

STATE OF OREGON COUNTY OF KLAMATH: ss.

Filed for record as request of _____ the _____ 22nd day
of _____ January _____ A.D. 19 86 at 1:19 o'clock P M., and duly recorded in Vol. 186
_____ of _____ Deeds _____ on Page 1095
Evelyn Biehn, County Clerk
By Pat Smith

FEE \$25.00