ŝ

52

11

88

TELEPHONE LINE RIGHT-OF-WAY EASEMENT

Vol. mgg Page 18083

CAVENHAM FOREST INDUSTRIES INC., a Delaware corporation, hereinafter referred to as "Grantor", for valuable consideration received, does hereby grant to TELEPHONE UTILITIES OF EASTERN OREGON, INC. its agents, successors and assigns, hereinafter referred to as "Grantee", a permanent easement together with the right to construct, maintain, operate, reconstruct and remove, buried telephone facilities together with the necessary appurtenances thereto, under, upon and across those strips of land five (5) feet in width, with such additional adjacent areas as required by Grantee for maintenance or reconstruction purposes not to exceed strips of land twenty (20) feet in width, the centerlines of said strips being delineated in red color on the maps marked "Exhibit A" attached hereto and made part hereof, and being located with the boundaries of Grantor's properties situated in the County of Klamath, State of Oregon.

The terms and conditions of this Telephone Line Right-of-Way Easement are as follows:

- Buried telephone cable is to be installed to a minimum depth of twenty-four 1. (24) inches below ground surface except where rock or other obstructions make it impractical and also except for telephone cables located within five (5) feet of telephone equipment enclosures.
- 2.
- No trees over one Gillinch in trunk diameter are to be damaged or removed. 3.
- Grantee agrees to post permanent warning signs at intervisible points marking the approximate location of said facilities.
- Construction, operation, maintenance, reconstruction or removal of said 4. facilities shall not materially obstruct usage of adjacent roadways by Grantor.
- Grantee expressly waives any and all claims against Grantor for damage to its 5. equipment or facilities arising out of logging operations of Grantor on the strips of land described herein. Grantor shall give reasonable notice to Grantee of said logging operations in order that Grantee may have men and equipment available to protect or repair said equipment and facilities of Grantee.
- 6. In the event of abandonment of said facilities and necessary appurtenances by the Grantee for a continuous period of three (3) years, all rights granted herein shall terminate.

CAVENHAM FOREST INDUSTRIES, INC.

By:

EXECUTIVE VICE PRESIDENT Title:

TELEPHONE UTILITIES OF EASTERN OREGON, INC.

By:	REllond		
	Vier President		

18084

STATE OF OREGON

COUNTY OF MULTNOMAH

<u>Executive Vice President</u> of CAVENHAM FOREST INDUSTRIES INC., the corporation that executed the within instrument, known to me to be the person who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument pursuant to its bylaws or a resolution of its Board of Directors.

WITNESS MY HAND and Official Seal.

SS

County and State 5/2/90 My commission expires:

4.27

STATE OF Oregow COUNTY OF LINN

On this 10^{12} day of <u>Octobe</u>, 19 %, before me, the undersigned a Notary Public in and for said County and State, personally appeared

SS

<u>L.E. Hool</u> be the <u>Viet Herilat</u> of Telephone Utilities of Eastern Oregon, Inc., the corporation that executed the within instrument, known to me to be the person who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument pursuant to its bylaws or a resolution of its Board of Directors.

WITNESS MY HAND and Official Seal.

D.N. MALMSTROM, JR. NOTARY PUBLIC-OREGON My Commission Expires 9-7-89

۰.

Notary Public in and for said County and State My Commission expires: 9-86

