

## EASEMENT

Earl M. &amp; Shirley F. Kerns

TL 1500, 1600

Project #

Job 85-9161

R/W Reference 89-123065

Vol. m89 Page 13319

## KNOW ALL MEN BY THESE PRESENTS:

For and in consideration of \$1,100.00, the undersigned, hereinafter referred to as Grantor(s), hereby grants a perpetual easement to Pacific Northwest Bell Telephone Company, a Washington Corporation, its successors and assigns, hereinafter referred to as Grantee, with the right, privilege and authority to place, construct, maintain, inspect, reconstruct, repair, replace, remove and keep obstacles clear from Grantee's facilities consisting of Underground communication lines and above ground cabinets

and other appurtenances as the Grantee may from time to time require over, across, upon and under the hereinafter described property situated in Klamath County, State of Oregon and is described as follows:

In Township 39 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

Section 16: The South 1/2 of the Southwest 1/4. Section 27: Lots 1, 2, 6, 7 and 8 and the North 1/2 of the Southwest 1/4, and a portion of the Northwest 1/4, EXCEPTING therefrom the parcel described in Deed Volume 98, Page 60, the parcel described in Deed Volume 216, Page 9, the right-of-way of Highway No. 66, and the right-of-way of Weyerhaeuser Timber Pond. Section 28: The Southeast 1/4 of the Northeast 1/4, the East 1/2 of the Southwest 1/4 of the Northeast 1/4. That portion of the East 1/2 of the West 1/2 of the Southeast 1/4 lying North of Highway No. 66; that part of the East 1/2 of the Southeast 1/4 lying South-easterly of Highway 66 and Northeasterly of the County Road, that part of the Southeast 1/4 of the Southeast 1/4 lying Southeasterly of Weyerhaeuser Railroad right-of-way. Section 34: Government Lots 9, 10, 11, 15, 16 and 17, the Southwest 1/4 of the Northwest 1/4.

A strip of land ten (10) feet in width, as placed, beginning, at a point on the center, section line paralleling the Southerly right-of-way line of Highway No. 66 in the Northeast 1/4 of the Northwest 1/4 of Section 27; thence running South-  
OVER

Grantee shall at all times have the right of full and free ingress to and egress from said property described above, with the understanding that Grantee shall be responsible for all damage caused to Grantor arising from Grantee's exercise of the rights and privileges herein granted.

Grantor reserves the right to use the easement for any purposes as long as not inconsistent with nor an interference with the rights granted Grantee herein.

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 the undersigned has executed this instrument this 3rd day of May, 19 89.

Witness:

By:

Earl Martin Kerns

Shirley F. Kerns

Shirley F. Kerns

FORM APPROVED

Date: 5-3-89By: Shirley F. Kerns

Local Department

Pacific Northwest Bell

## (Individual Acknowledgement)

State of Oregon } ss  
County of Klamath

On this day personally appeared before me

Shirley F. Kerns

known to me to be the individual who executed the foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes herein mentioned.

Given under my hand and official seal this 2nd day of May, 19 89.

Steve W. Hammond

Notary Public in and for the State of Oregon  
residing at Vancouver, Washington  
My commission expires: September 15, 1992

## (Corporate Acknowledgement)

State of \_\_\_\_\_ } ss  
County of \_\_\_\_\_

On this day personally appeared before me

who did say he/she is the \_\_\_\_\_

of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that \_\_\_\_\_ was/were authorized to execute said instrument on behalf of the corporation.

Given under my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

Notary Public in and for the State of \_\_\_\_\_  
residing at \_\_\_\_\_  
My commission expires: \_\_\_\_\_

Accepted by Shirley F. Kerns  
Right-of-Way Manager

89 JUL 21 AM 11 21

EASEMENT

THESE PRESENTS:

Pacific Northwest Bell Telephone Company

TO

EASEMENT (Short Form)

RETURN TO GRANTEE AT  
U.S. West Communications  
Right-Of-Way Department  
1800 Seventh Avenue, Room 1703  
Seattle, Washington 98161

LEGAL DESCRIPTION CONTINUED

westerly parallel to said Highway line to a point in the Northwest 1/4 of the Southwest 1/4 on the section common to Sections 27 & 28 and being a portion of the above described property.

Grantee agrees to restore property damaged by our construction and pay crop damage to owner or lessee. Grantee agrees to hold Grantor harmless from damage to buried cable while performing normal farming operations.

(Individual Acknowledgement)

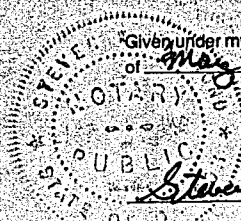
State of Oregon

County of Klamath

On this day personally appeared before me  
Earl Martin Kerns

known to me to be the individual who executed the foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes herein mentioned.

Given under my hand and official seal this 3rd day of May, 1989



Notary Public in and for the State of Oregon  
residing at Vancouver, Washington  
My commission expires September 15, 1992

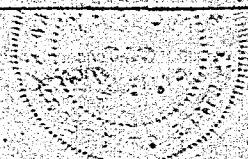
STATE OF OREGON,  
County of Klamath ss.

Filed for record at request of:

U. S. West  
on this 21st day of July A.D. 19 89  
at 11:21 o'clock A.M. and duly recorded  
in Vol. M89 of Deeds Page 13319

Evelyn Biehn County Clerk  
By Christine Mullendore Deputy.

Fee, \$13.00



Handwritten signatures and dates at the bottom of the document, including a date of September 15, 1992.