

2852

EASEMENT

Dan R. & Sidney R. Kurtz
TL 500,300,301,200

Job 89-79054

R/W Reference 89-157025

KNOW ALL MEN BY THESE PRESENTS:

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For and in consideration of Mutual Benefits, 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 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:

The Northeast 1/4 of the Southwest 1/4, the Northwest 1/4 of the Southeast 1/4 of Section 8, all of Section 9, all in Township 40 South, Range 14 East of the Willamette Meridian, in Klamath County, Oregon.

The easement is described as follows: A strip of land ten (10) feet in width, as placed, beginning at a point on the sixteenth section line common to the Northwest 1/4 of the Southwest 1/4 and the Northeast 1/4 of the Southwest 1/4 lying Southerly of a certain road known as Black Canyon Road; thence running Northeasterly parallel to said road to a point on the sixteenth section line common to the Northwest 1/4 of the Southeast 1/4 and the Northeast 1/4 of the Southeast 1/4; thence beginning at a point on the section line common to Sections 8 and 9 lying Southerly and parallel to said road and running in a Southeasterly direction paralleling said road to a point; thence running in a Northeasterly direction to a point, and being a portion of the above described property.

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 30th day of May, 1989.

Witness:

Dan R. Kurtz

By:

Dan R. Kurtz

Dan R. Kurtz

Sidney R. KurtzSidney R. Kurtz

Sidney R. Kurtz

FORM APPROVED

Date: 6/21/89By: [Signature]

Legal Department

Pacific Northwest Bell

(Individual Acknowledgement)

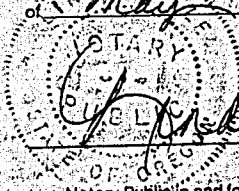
State of Oregon } ss
County of Klamath }

On this day personally appeared before me

Dan R. Kurtz and Sidney R. Kurtz

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

Given under my hand and official seal this 30 day of May, 1989.

Notary Public in and for the State of Oregonresiding at Klamath Falls, ORMy commission expires: 7/13/89

(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

STATE OF OREGON, ss.

County of Klamath

Filed for record at request of:

U.S. West

on this 21st day of July A.D., 1989at 11:22 o'clock AM and duly recordedin Vol. M89 of Deeds Page 13323

Evelyn Biehn County Clerk

By Caroline Mullender

Deputy.

Fee, \$8.00