

77497

S.15D,T.38S,R.9E,W.M.,TL-1700

Job 31R6418

03-14-94P02:43 RCVD

EASEMENT

R/W Reference 94-046025

The Undersigned Grantor(s) for and in consideration of Mutual Benefits Vol. 94 Page 7760

Dollars(\$) and other good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant and convey to U S WEST Communications, Inc., a Colorado Corporation, (Grantee) whose address is 1600 7th Ave., Seattle, Washington 98191 its successors, assigns, lessees, licensees and agents a perpetual easement to construct, reconstruct, operate, maintain and remove such telecommunications facilities as Grantee may require upon, over, under and across the following described land which the Grantor owns or in which the Grantor has any interest, to wit:

Lot 1, Block 3, North Ridge Estates, Township 38 South, Range 9 East, W.M., Section 15 D, Tax Lot 1700, Klamath County, Oregon.

The easement is as follows: A strip of land 15 (fifteen) feet in width and 15 (fifteen) feet in length, along the Western line, starting 180 South of the Northwestern corner, as placed, and being a portion of the above described property.

situated in County of Klamath State of Oregon

Grantee shall have the right of ingress and egress over and across the Land of the Grantor to and from the above-described property and the right to clear and keep cleared all trees and other obstructions. Grantee shall be responsible for all damage caused to Grantor arising from Grantee's exercise of the rights and privileges herein granted.

The Grantor reserves the right to occupy, use and cultivate said Easement for all purposes not inconsistent with, nor interfering with the rights herein granted.

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.

Any claim, controversy or dispute arising out of this Agreement shall be settled by arbitration in accordance with the applicable rules of the American Arbitration Association, and judgment upon the award rendered by the arbitrator may be entered in any court having jurisdiction thereof. The arbitration shall be conducted in the county where the property is located.

In witness whereof the undersigned has executed this instrument this 8th day of Feb, 1994

Witness: _____

By: Melvin Stewart

Melvin Stewart partner
MBK - Partnership

(Individual Acknowledgement)

State of _____ }
County of _____ } ss
On this day personally appeared before me _____

known to me to be the individual _____ who executed
STATE OF OREGON, ss.
County of Klamath

Filed for record at request of:

U.S. West
on this 14th day of March A.D., 19 94
at 2:43 o'clock P.M. and duly recorded
in Vol. M94 of Deeds Page 7760
Evelyn Biehn County Clerk
By Pauline Mullendore
Deputy.
Fee, \$10.00

Partnership
(Corporate Acknowledgement)

State of Oregon }
County of Klamath } ss
On this day personally appeared before me
Melvin Stewart

who did say he/she is the Partner in
MBK - Partnership
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 an oath stated that
_____ was/were authorized
to execute said instrument on behalf of the corporation. Partnership
Given under my hand and official seal this 8th
day of Feb, 19 94.

J W Vickrey
Notary Public for the State of _____
residing at _____
NOTARY PUBLIC-OREGON
MY COMMISSION EXPIRES MARCH 23, 1995

RETURN TO GRANTEE AT:
US WEST COMMUNICATIONS, INC.
RIGHT-OF-WAY DEPT.
1600 7th AVENUE, ROOM 1703
SEATTLE, WA 98191

Accepted by A. J. Dancy
Manager Right-of-Way Operations