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08-26-94A10:58 RCVD

Vol. m94 Page 26748

## WHEN RECORDED MAIL TO:

Affiliated Land Services, Inc.  
 2100 Lancaster Drive, NE, Suite 1-F  
 PO Box 17035  
 Salem, OR 97305  
 ATTN: Don Malmstrom, President

## SEND TAX STATEMENT TO:

N/A Vol. m94 Page 28419

Road 6210

## CONSENT AGREEMENT

WHEREAS the United States of America, hereinafter called the Government, has an interest in the real property hereinafter described by virtue of a right-of-way easement deed dated May 23, 1962, and recorded May 16, 1963, in Volume 344, Page 118, in the records of Klamath County, Oregon, and which easement traverses the following described real property in the County of Klamath, State of Oregon to wit:

T. 34 S., R. 7 E., W.M.,  
 sec. 18, SW1/4SW1/4.

WHEREAS, Telephone Utilities of Eastern Oregon, Inc. dba PTI Communications, hereinafter called the Corporation, has need to construct, operate, maintain, and remove buried communications cable and the necessary buried and above ground appurtenances thereto within the Government's easement.

NOW THEREFORE, the Government consents to the construction, operation, maintenance, and removal of said cable and appurtenances within the Government's easement, subject to the following conditions:

1. Construction will be in accordance with construction drawings submitted to and on file with the Government in Klamath Falls, Oregon.
2. The Corporation shall repair all damage to National Forest roads caused by the Corporation in the construction, operation, maintenance, and removal of said cable and appurtenances.
3. This agreement is executed with the express understanding that should future location of Government's road require the relocation of the Corporation's cable and appurtenances, such relocation will be done by the Corporation at its expense within sixty (60) days following a written request to relocate.
4. The Corporation shall indemnify and hold harmless the Government against all claims or liabilities for damage to life or property arising from the Corporation's acts or omissions in the construction, operation, and maintenance of said telephone cable and appurtenances.
5. This Consent Agreement is issued on the condition that the Corporation has secured, or will secure, the consent of any person having claim to the land.

NOW THEREFORE, the Corporation, by joining in the execution of this document, agrees to the conditions set forth above.

09-09-94A10:11 RCVD

Return To: Affiliated Land Services, Inc.  
 P.O. Box 17035, Salem, OR 97305

IN WITNESS WHEREOF, the Government, by the Forest Supervisor, Winema National forest, Pacific Northwest Region, Forest Service, Department of Agriculture, has caused this instrument to be executed this 15<sup>th</sup> day of August, 1994.  
*Telephone Utilities of Eastern Oregon, Inc.*  
Abn PTI COMMUNICATIONS

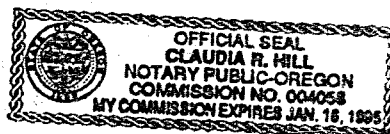
UNITED STATES OF AMERICA

By [Signature]  
Title Vice President

By Manuel R Castaneda  
MANUEL R. CASTANEDA  
Forest Supervisor  
Winema National Forest  
Pacific Northwest Region  
USDA, Forest Service

ACKNOWLEDGMENT

STATE OF Oregon )  
County of Klamath ) ss.



On this 15<sup>th</sup> day of August, 1994, before me, a Notary Public in and for said State, personally appeared Manuel R. Castaneda, Forest Supervisor, Winema National Forest, Pacific Northwest Region, USDA, Forest Service, the same person who executed the within and foregoing instrument, who being by me duly sworn according to law, did say that he is the Forest Supervisor, Winema National Forest, Pacific Northwest Region, USDA, Forest Service, and that said instrument was signed in behalf of the United States of America by its authority duly given and by him delivered as and for its act and deed. And he did further acknowledge that he executed said instrument as the free act and deed of the United States of America, for the purposes and consideration herein mentioned and set forth, and I do hereby so certify.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Claudia R Hill  
Notary Public for the State of Oregon  
Residing at Klamath Falls  
My Commission Expires 1/16/95

ACKNOWLEDGMENT

State of OREGON )  
County of CLATSOP ) ss.

On this 23<sup>rd</sup> day of August, 1994, before me the undersigned a notary public in and for said County and State, personally appeared William H. Weinman, the Vice President of Telephone Utilities of Eastern Oregon, Inc.

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Communications, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal the day and year above written.



Evelyn Biehn  
Notary Public for the  
State of OREGON  
Residing at Salem, OR  
My Commission expires 9-7-97

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Affiliated Land Services the 26th day  
of Aug A.D., 19 94 at 10:58 o'clock AM., and duly recorded  
of Deeds on Page 26748  
FEE \$20.00

INDEXED

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Evelyn Biehn - County Clerk  
By Dorlene Mullendore



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Co the 9th day  
of Sept. A.D., 19 94 at 10:11 o'clock AM., and duly recorded in Vol. M94  
of Deeds on Page 28419  
FEE \$15.00

Evelyn Biehn - County Clerk  
By Dorlene Mullendore