

'96 AUG 26 A11:17  
**EASEMENT**

23779

The Undersigned Grantor(s) Kenneth H. Kinsman, as to an undivided 1/2 interest and Dan H. Kinsman and Cynthia L. Kinsman, husband and wife, as to an undivided 1/2 interest, for and in consideration of Seven Hundred Ten Dollars and NO/100 (\$710.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant and convey to US WEST Communications, Inc., a Colorado Corporation, (Grantee) whose address is 8021 SW Capitol Hill Rd., Portland, OR 97219, 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:

The Westerly 10 feet of Lots 1, 2, 3, 4, and 5 of Tract 1293 of the Supplemental Plat of Altamont Ranch Tract located in the NW¼SW¼ Section 10, Township 39 South, Range 09 East of the Willamette Meridian. Said easement being a 7020 ± square feet tract of land measuring 10 feet by 702 ± feet.

located in Klamath County, Oregon, and as shown on Exhibit "A"

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.

Grantor agrees that any vaults placed will be flush mounted.

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 judgement 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 2nd day of JANUARY, 1996.

Witness: \_\_\_\_\_

BY: Kenneth H. Kinsman by P.O.A. David H. Kinsman

Dan H. Kinsman

Cynthia L. Kinsman

Cynthia L. Kinsman

(Individual Acknowledgement)

(Individual Acknowledgement)

State of Oregon )

ss

County of Klamath )

On this day personally appeared before me David H. Kinsman, P.O.A for Kenneth H. Kinsman known to me to be the individual who executed the foregoing instrument, and acknowledged that he signed the same as a free and voluntary act and deed, for the uses and purposes herein mentioned.

Given under my hand and official seal this 2nd day of JANUARY, 1996.



Notary Public in and for the State of OREGON  
Residing at Woodlawnville, WA  
My Commission expires: Aug. 24, 1998

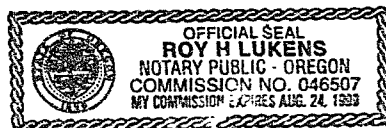
State of Oregon )

ss

County of Klamath )

On this day personally appeared before me Dan H. Kinsman and Cynthia L. Kinsman, known to me to be the individuals who executed the foregoing instrument, and acknowledged that they signed the same as a free and voluntary act and deed, for the uses and purposes herein mentioned.

Given under my hand and official seal this 2nd day of JANUARY, 1996.



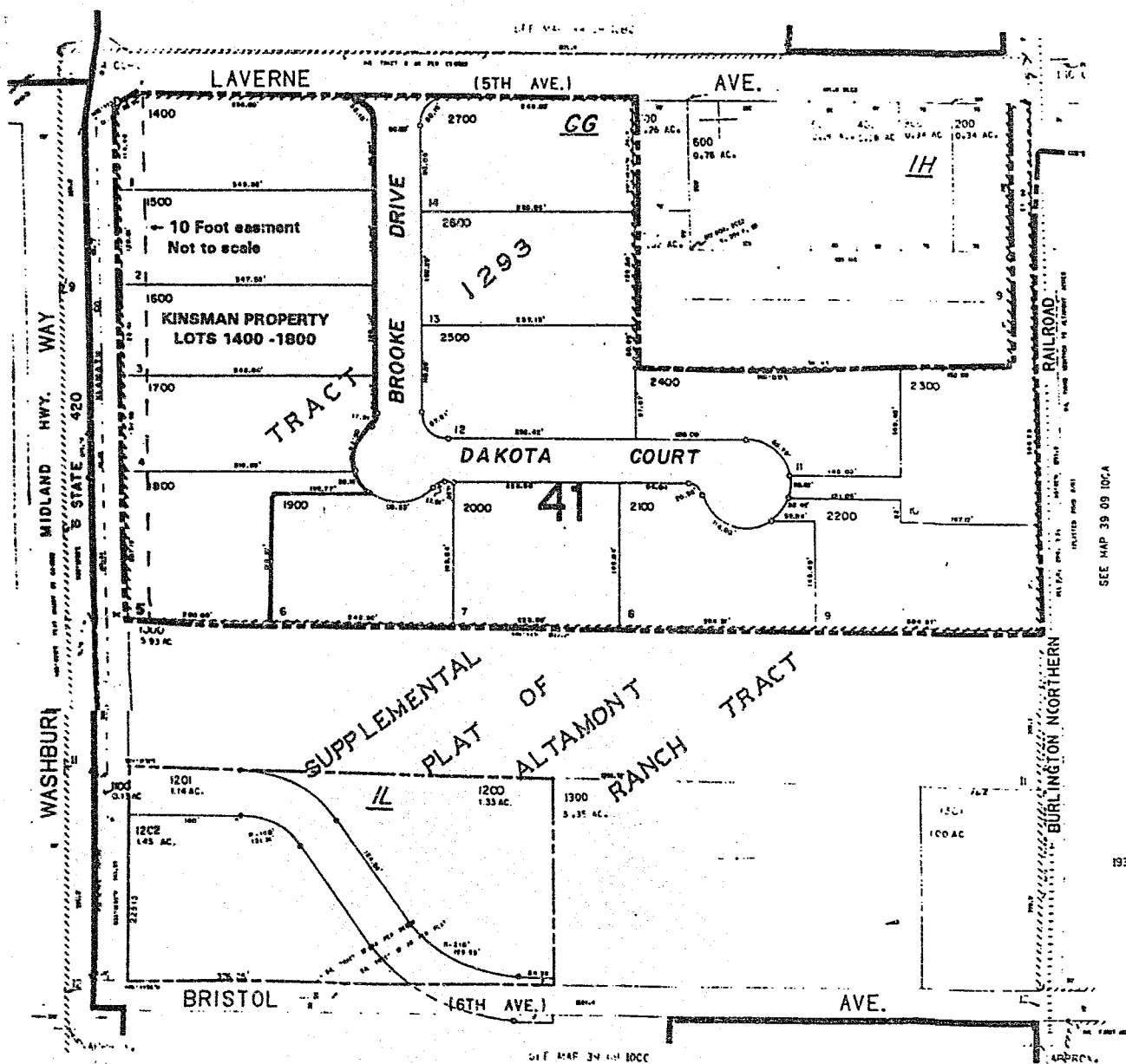
Notary Public in and for the State of OREGON  
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**EXHIBIT "A"**  
**US WEST COMMUNICATIONS, INC.**  
 Property of Kenneth H. Kinsman, Dan H. Kinsman, and Cynthia L. Kinsman

**26276**

Located in NW¼ of the SW¼ of Section 10, T 39S R 09E., W 1A.  
 Klamath County Oregon  
 As of this date known as Tax Lots 1400 through 1800.

9614104\$



SEE MAP 39 09 10CA

RETURN TO GRANTEE AT:  
 US WEST COMMUNICATIONS INC  
 RIGHT OF WAY DESK, RM 110  
 8021 SW CAPITOL HILL RD  
 PORTLAND, OR 97219

STATE OF OREGON,  
 County of Klamath ss.

Filed for record at request of:

US West

on this 26th day of August A.D., 19 96  
 at 11:17 o'clock AM and duly recorded  
 in Vol. M96 of Deeds Page 26275

Bernetha G Letsch, County Clerk

By

*[Signature]*

Deputy.

Fee, \$15.00