

32005

INDEX PAGE FOR DOCUMENT RECORDING
PLACE RECORDING STAMP/SEAL
IN SPACE PROVIDED AT RIGHT.

Vol. 1797 Page 2659

97 JAN 29 P3:00

After recording return to:
U S WEST Communications
Right of Way Desk, Room 110
8021 SW Capitol Hill Road
Portland, OR 97219

* Does NOT convey real estate
fee title (ORS 205.234, d, e)

EASEMENT *DOCUMENT REFERENCE NUMBER: 9632704GRANTOR NAME(S): TIBURCIO ALVAREZCAMILLA ALVAREZ

Additional names on page _____ of document

GRANTEE:

U S WEST COMMUNICATIONS
8021 SW CAPITOL HILL ROAD
PORTLAND, OR 97219

ABBREVIATED LEGAL DESCRIPTION:

(lot, block, plat name, section, township, range)

SEC 17, T39S, R9E W-MComplete legal description is on page 2**ASSESSOR'S PROPERTY TAX PARCEL ACCOUNT NUMBER(S):**

(State Of Washington Requirement)Page 1 of 3 pages

R/W Reference 96327043

The Undersigned Grantor(s) for and in consideration of ONE HUNDRED NO/100 *

Dollars (\$ 100.00) 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 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:

Section 17, Township 39 South, Range 9 East, Willamette Meridian
(3909-17-1100)

A 10 foot wide strip following an existing private road known as Griffith Lane, with the cable of as placed as the centerline. On, over and across the following described property: All that portion of Lot 4, Lot 7, SW 1/4 SE 1/4 and the SE 1/4 SW 1/4 of said Section 17, lying easterly of the easterly right of way line of the Central Pacific Railroad as now located and as further described in Book 22 at page 164 and in Book 25 at page 211 of Deed Records of Klamath County, Oregon, and lying northeasterly of the northeasterly right of way line of the U.S.B.R. Lost River Diversion Channel as now located and as further described in Book 34 at page 377, Book 35 at page 122 and Book 96 at page 188 of Deed Records of Klamath County, Oregon.
As shown on EXHIBIT "A" attached hereto and by this reference made a part hereof.

*Payment will be made within 45 to 60 days from the date herein.

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 13TH day of NOVEMBER, 1996.

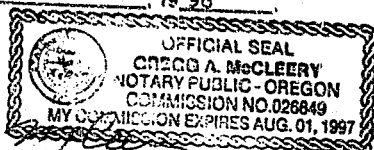
Witness: _____

By: Tiburcio Alvarez
Tiburcio Alvarez
Camilla Alvarez
Camilla Alvarez

(Individual Acknowledgement)
State of Oregon
County of Klamath } ss
On this day personally appeared before me
Tiburcio Alvarez and Camilla Alvarez

known to me to be the individual S 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 13th day of November, 1996.



Notary Public in and for the State of Oregon
residing at Medford

(Corporate Acknowledgement)
State of _____
County of _____ } ss
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 an 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____.

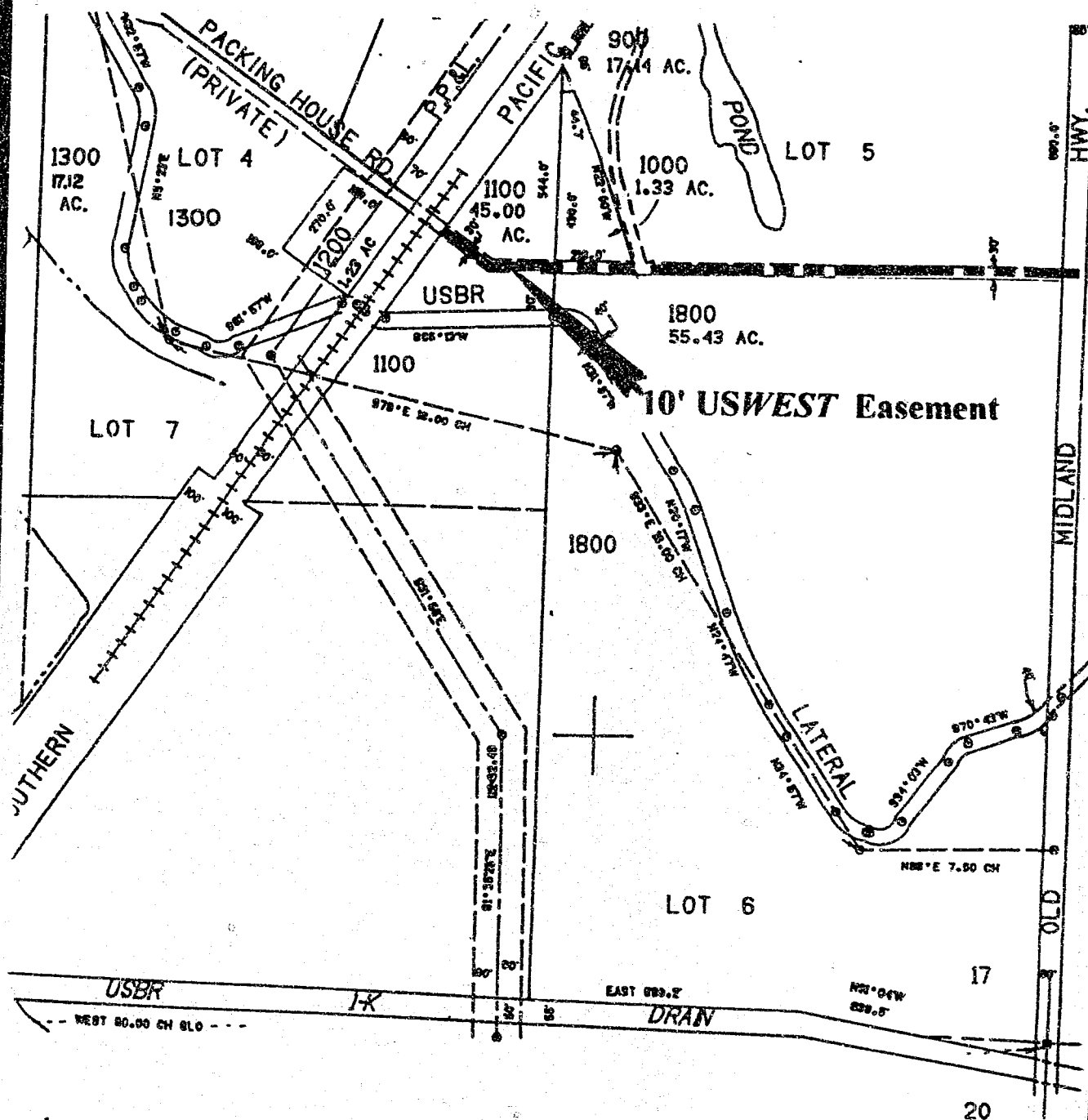
Notary Public in and for the State of _____
residing at _____

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

Accepted by [Signature]
Manager Right-of-Way Operations

EXHIBIT "A"

9632704



PLAT OF USWEST EASEMENT

Job #62RH105

Griffith Ln. & Tingley Ln., Klamath Falls

Sec. 17, T. 39 S., R. 9 E., W.M.

Tax Lot 3909-17 - 1100

Klamath County, Oregon

Prepared for: W&H Pacific, Beaverton, Oregon

By: Gregg A. McCleery

October 14, 1996

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

U.S. West

on this 29th day of January A.D., 1997
 at 3:00 o'clock P. M. and duly recorded
 in Vol. M97 of Deeds Page 2659

Bernetha G. Letsch, County Clerk

By Kathleen Ross

Fee, \$20.00

Deputy.