

37590

PLACE RECORDING STAMP/SEAL
IN SPACE PROVIDED AT RIGHT.

Vol. 1997 Page 14609

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: 97104530R

GRANTOR NAME(S): KIRK E. JOHNSON

Additional names on page 2 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 1, T 39 S, R 8 E, W-M.

Complete legal description is on page 2

ASSESSOR'S PROPERTY TAX PARCEL ACCOUNT NUMBER(S):

N/A
(State Of Washington Requirement)

Page 1 of 3 pages

EASEMENT

Job #53RK225

14610

R/W Reference 97104536R

The Undersigned Grantor(s) for and in consideration of TEN&NO/100

Doilers \$ 10.00) 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 1, Township 39 South, Range 8 East, Willamette Meridian
(Ptn. 3908-01C-100)

A five foot wide strip, with the cable as placed as the centerline, following an existing private road along the South line of the following described property: The West 1/2 of the Southeast 1/4 Northeast 1/4 of the Southwest 1/4 of said Section 1.

As shown on EXHIBIT "A" attached hereto and by this reference made apart hereof.

Accepted by _____
Manager Flight of Way Operations

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 26 day of March 1997.

Witness:

By:

Kirk E. Johnson
Kirk E. Johnson

Barbara L. Johnson
Barbara L. Johnson

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

(Individual
Acknowledgement)

State of Oregon

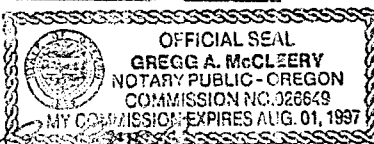
County of Klamath

On this day personally appeared before me

Kirk E. Johnson and Barbara L. Johnson

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 26th day of March, 1997.



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

(Corporate
Acknowledgement)

State of _____

County of _____

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 _____

EXHIBIT "A"

14611

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



PRIVATE ROAD
BRIGHTENSTEIN LANE

9710453OR

PLAT OF USWest EASEMENT	
Job #53RK225	
Brightenstein Ln., Klamath Falls	
Sec. 1, T. 39 S., R. 8 E., W.M.	
Klamath County, Oregon	
Prepared for: W&H Pacific, Beaverton, Oregon	
By: Gregg A. McCleary	March 20, 1997

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

U.S. West Comm.
on this 13th day of May A.D. 1997
at 1:37 o'clock P. M. and duly recorded
in Vol. M97 of Deeds Page 14609
Bernetha G. Letsch, County Clerk
By Kathleen Rose
Fee, \$20.00 Deputy