

After Recording Return to:
Flo Mott
Qwest Corporation
8021 SW Capitol Hill Road
Room 160
Portland, OR 97219
Job#: 24R9865-Cox

Vol M03 Page 08822

State of Oregon, County of Klamath
Recorded 02/13/2003 10:52 a m.
Vol M03 Pg 08822-24
Linda Smith, County Clerk
Fee \$ 31.00 # of Pgs 3

'03 FEB 13 AM 10:52

RECORDING INFORMATION ABOVE

EASEMENT
Private Easement

The undersigned, **Glen D. Cox and Nancy L. Cox**, husband and wife, ("Grantors") for and in consideration of Mutual Benefits and other good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant and convey unto **Qwest Corporation**, a Colorado Corporation, ("Grantee") whose address is 1801 California St., Suite 5200, Denver, CO 80202, its successors, assigns, lessees, licensees, and agents a perpetual, non-exclusive easement to construct, reconstruct, modify, add to, operate, maintain, and remove such telecommunications facilities, specifically buried service wire, from time to time, as Grantee may require, under the following described property situated in the County of **Klamath**, State of **Oregon**, which the Grantors own or in which the Grantors have any interest ("Easement Area"), to wit:

A 10' wide x 249.24' long easement, for "as placed" buried service wire located on portion of Grantors' property more particularly described as: Lot 9, in Block 3 of TRACT 1203, COUNTRY VILLAGE, according to the official plat on file in the office of the County Clerk of Klamath County, Oregon, Assessor's Map No. 39 08 12A Tax Parcel 1400, and as shown on Exhibit A which is attached hereto and by this reference made a part hereof, all of which is situated in Section 12, Township 39S, Range 8 E of the W.M.

Grantors further convey to Grantee the right of ingress and egress to and from the Easement Area during all periods of construction, maintenance, installation, reinforcement, repair and removal over and across Grantors' lands with the right to clear and keep cleared all trees and other obstructions as may be necessary for Grantee's use and enjoyment of the Easement Area.

Grantee shall indemnify Grantors for all damages caused to Grantors as a result of Grantee's negligent exercise of the rights and privileges herein granted. Grantee shall have no responsibility for environmental contamination, which is either pre-existing or not caused by Grantee.

Grantors reserve the right to occupy, use and cultivate the Easement Area for all purposes not inconsistent with the rights herein granted.

Grantors covenant that Grantors are the fee simple owners of the Easement Area or have an interest in the Easement Area. Grantors will warrant and defend title to the Easement Area against all claims.

Grantors hereby covenant that no excavation, structure or obstruction will be constructed, or permitted on the Easement Area and no change will be made by grading or otherwise that would adversely affect Grantee's use and enjoyment of the Easement Area.

R/W #: **OR013003FM01**

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Initials SC me

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The rights, conditions and provisions of this Agreement shall run with the land and shall inure to the benefit of and be binding upon Grantors and Grantee and their respective successors and assigns.

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 Easement Area is situated.

Private Easement
Individual(s) as Grantors

Glen D Cox

Glen D. Cox

Nancy L Cox

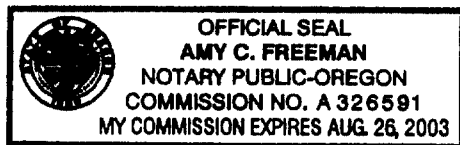
Nancy L. Cox

GRANTORS

STATE OF OREGON)
) ss:
COUNTY OF KLAMATH)

The foregoing instrument was acknowledged before me this 31 day of January, 2003, by
Glen D. Cox and Nancy L. Cox, husband and wife.

[NOTARY SEAL]



Witness my hand and official seal:

Amy C Freeman

Notary Public

My commission expires: Aug. 26, 2003

R/W#: OR013003FM01 Job #: 24R9865
Exchange: Klamath Falls County: Klamath
¼ Section : Section: 12, Township: 39S, Range: 8E W.M.

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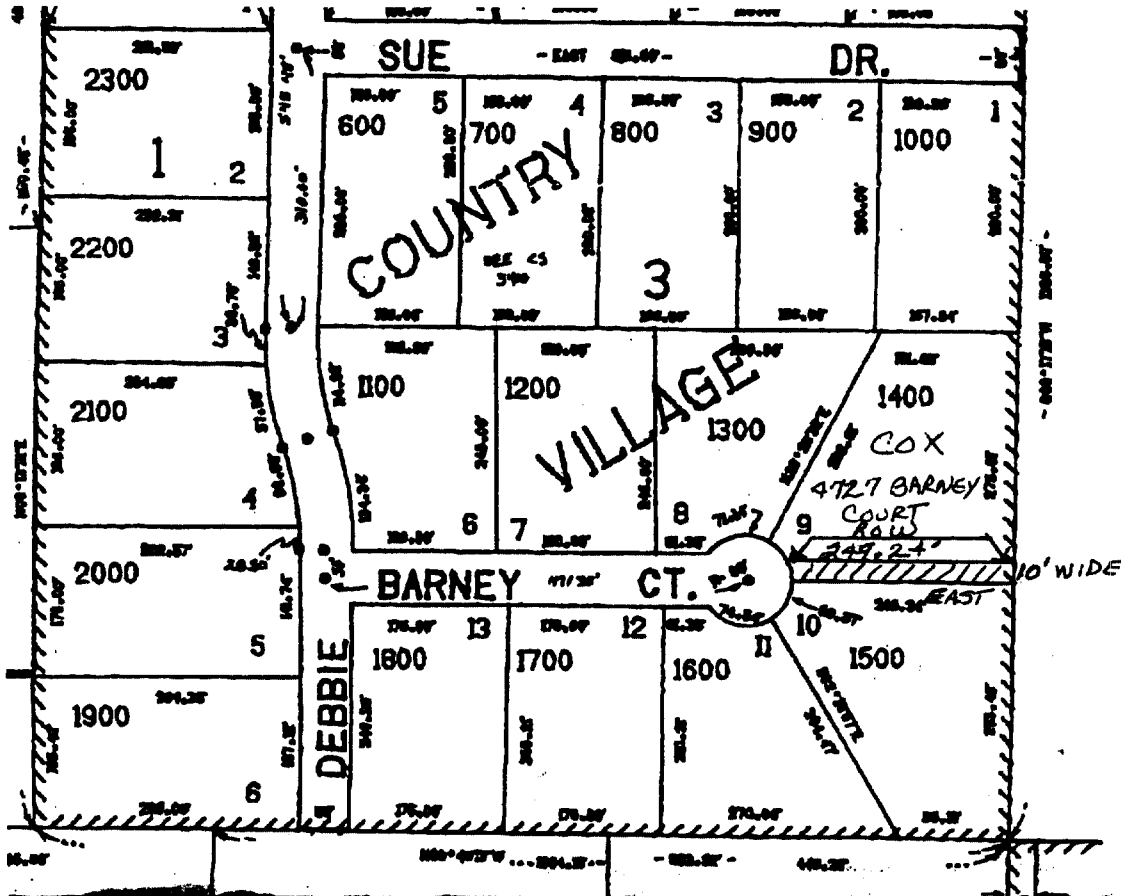
08824

EXHIBIT A

SEC. 12 T.39S. R.08E. W.M.
KLAMATH COUNTY

39 08 12A

1"=200'



SEE MAP 39 08 07