

'03 JUN 30 AM 8:36

State of Oregon, County of Klamath
 Recorded 06/30/2003 8:36 a.m.
 Vol M03 Pg 44468-70
 Linda Smith, County Clerk
 Fee \$ 31.00 # of Pgs 3

RIGHT OF WAY EASEMENT

For value received **Klamath County, a political subdivision of the State of Oregon** (Grantor) hereby grants to Qwest Corporation, a Colorado Corporation, it's successors and assigns (Grantee), a 10 foot wide perpetual non-exclusive easement, for the construction, reconstruction, operation, and maintenance of it's facilities on the real property of the Grantor, situated in the NW¼ of Section 35, Township 38 South, Range 9 East, W. M., Klamath County, Oregon, being a portion of **Parcel 3** of Land Partition 60-97 filed in the Klamath County Clerk's office and being more particularly described as follows:

Commencing at the ¼ corner common to Sections 34 and 35 of said Township 38 South, Range 9 East W. M.; thence S 89°35' 44" E - 1378.20 feet along the South right of way line of Upland Way to a point; thence N 00° 13' 34" E - 29.83 feet to a point on the North right of way line of said Upland Way at the intersection with the centerline of vacated Sears Way, said point also being the true point of beginning; thence S 89° 35' 44" E - 1330.30 feet along said North right of way line of Upland Way to a point at the intersection with the North-South center section line of said Section 35; thence N 00° 15' 35" E - 10.00 feet along said North-South center section line to a point; thence N 89° 35' 44" W - 1330.30 feet to a point on the centerline of said vacated Sears Way; thence S 00° 13' 34" W - 10.00 feet to the point of beginning. Bearings and distances for this description are based on Survey #6887 on file in the Klamath County Surveyor's office.

Grantor further conveys to Grantee the right of ingress and egress to and from the Easement area during all periods of construction, reconstruction, operation and maintenance over and across Grantor's 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.

Grantor reserves the right to occupy, use and cultivate the Easement area for all purposes not inconsistent with the rights therein granted.

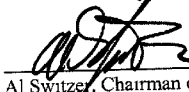
Grantor hereby covenants that no excavation, structure or obstruction will be constructed, or permitted on the Easement area and no change will be made, by granting or otherwise, that would adversely affect Grantee's use and enjoyment of the Easement area.


The rights, conditions and provisions of this Agreement shall run with the land and shall mure to the benefit of and be binding upon Grantor and Grantee and their respective successors and assigns; and this Easement shall terminate if and when Grantee shall have abandoned all use of the right of way and no longer has any future need therefor.

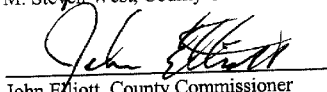
Signed this 11th day of June, 2003.

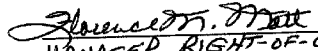
Klamath County Board of Commissioners

Qwest Corporation


 Al Switzer, Chairman of the Board


 M. Steven West, County Commissioner


 John Elliott, County Commissioner


 MANAGER, RIGHT-OF-WAY
 OREGON

Easement by Klamath County
to Qwest Corporation

State of Oregon)
)ss.
County of Klamath)

This instrument was acknowledged before me on June 11, 2003, by
Al Switzer, Chairman and Mr. Steven West and John Elliott as
Klamath County Commissioners, a political subdivision of the
State of Oregon

Nancy Bookin
Notary Public - State of Oregon
my Commission Expires Feb 8, 2005



State of OREGON)
)ss.
County of MULTNOMAH)

This instrument was acknowledged before me on 6-24-, 2003, by FLORENCE M. MOTT
as MANAGER, RIGHT-OF-WAY of QWEST CORPORATION

Scott D. Demming
Notary Public - State of OREGON



After recording return to:
Property Sales Department

44470

QWEST
 REASON FOR REISSUE: ISSUE DATE:

N/W 1/4 SEC
 TOWNSHIP 38S
 RANGE 9 EAST
 SECTION 35
 PARCEL 402 115.46 ACRES
 KLAMATH COUNTY

KLAMATH COUNTY PUBLIC SERVICE COMPANY

P/L

UPLAND WAY

P/L

WATER MAIN
 12" DIA. 10' DEPTH
 10' DEPTH OF BURIED

10'

WARD ST

REMARKS:

QUEST UTILITY EASEMENT FROM KLAMATH COUNTY

FRC-45C



DESIGNED BY: GUS DE VRIES
 TELEPHONE: 541-883-4419
 JAPER COND.

Job No. For Discharge Outside of U.S. West and Affiliates Except Under Written Agreement
 JOB: 22R6029
 GEO CODE: R53882
 WC CIL: KLFLOR54