2553-E096046-P-1 36-14-1000

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Return To: Affiliated Land Services, Inc. P.O. Box 17035, Salem, OR 97305

COMMUNICATIONS LINE RIGHT-OF-WAY EASEMENT

POWELL-ROSEBERRY LLC, an Oregon limited liability company, hereby grants to CENTURYTEL OF EASTERN OREGON, INC. DBA CENTURYTEL, its successors and assigns, (hereinafter referred to as the Company), a perpetual nonexclusive easement and right to construct and maintain aerial telephone and communications facilities, together with all necessary poles, anchors, guys, wires and fixtures incidental thereto, over, under, upon and across the following described property:

A strip of land ten (10) feet in width, the centerline of said strip being contiguous to the centerline traverse of an Easterly-Westerly aerial power utility pole line, as it exists on the date of this easement grant, located in that portion of the S½S½ Section 6, T.36S., R.14E., W.M. which lies Easterly of the North Fork Sprague River, said described property being a portion of Parcel 2 of Land Partition 32-04, according to the official plat thereof on file in the official records of Klamath County, Oregon,

situated in the County of Klamath, State of Oregon. together with such additional adjacent area as may be reasonably required by the Company for placement and maintenance of down-guys and anchors supporting the Company's telephone and communications facilities placed hereunder.

It is agreed that the Company, its successors and assigns, shall have access to said premises for the purposes stated, and shall be responsible for any damage to said premises by reason of any negligence on the part of said Company's employees while placing and maintaining construction, provided, however, that the Company shall have the right to clear and keep cleared trees or other obstructions which may interfere or threaten to interfere with the exercise of the Company's rights granted hereunder.

This easement is granted subject to all easements of record and those apparent on the land. All aerial cable facilities authorized herein shall be attached to power utility poles existing on the date of this easement grant, or replacements thereof. The Company, in exercising its rights granted herein, acknowledges that Grantor has informed the Company that the bridge across the North Fork Sprague River, located in the NW½ Section 6, T.36S., R.14E., W.M., has a weight limit of 15,000 pounds.

Dated: 1-23-05

Powell-Roseberry LLC,

Lloyd W. Powell, Member

Garrett L. Roseberry, Member

State of Oregon, County of Klamath Recorded 02/04/05 <u>8:22 a</u>

Vol M05 Pg <u>08108-09</u> Linda Smith, County Clerk

Fee \$ $26^{\circ\circ}$ # of Pgs $26^{\circ\circ}$

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STATE OF WASHINGTON
COUNTY OF KING) ss.
BE IT REMEMBERED, That on this 13 day of Notation (2004), 2004, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Loud W. Powell , the person who signed a Member of POWELL-ROSEBERRY LLC, an Oregon limited liability company. IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.
JANICE TISCHMACHER NOTARY PUBLIC STATE OF WASHINGTON COMMISSION EXPIRES JULY 10, 2006 Notary Public in and for the State of Washington My Commission expires: 7:10:06
STATE OF
BE IT REMEMBERED, That on this 23 day of
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.
Notary Public in and for the State of