

After recording return to:
Lynn M. Smith
Qwest Corporation
8021 SW Capitol Hill Road, Room 160
Portland, OR 97219

2007-003711
Klamath County, Oregon



00016490200700037110040046

Job#: 62R1HOD – Klamath Falls

03/06/2007 08:33:28 AM

Fee: \$36.00

RECORDING INFORMATION ABOVE

EASEMENT
Private Easement
Individual(s) as Grantor

The undersigned, **Charles R Dehlinger and Barbara S Dehlinger, dba Homes Too**, ("Grantor") for and in consideration of **Three Thousand and no/100 Dollars (\$3,000.00)** and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant and convey unto **QWEST CORPORATION**, a Colorado corporation ("Grantee"), whose address is 1801 California St., Suite 5200, Denver, CO 80202, and its successors, assigns, affiliates, lessees, licensees, and agents, a perpetual non-exclusive easement to construct, modify, add to, maintain, and remove such telecommunications facilities, and other appurtenances, from time to time, as Grantee may require upon, under and across the following described property situated in the County of **Klamath**, State of **Oregon**, which Grantor owns or in which Grantor has an interest ("Easement Area"), to wit:

A 20' x 20' easement located in the Northeast corner of Tax lot 1200 and on a portion of Grantor's property, which is described in its entirety on Exhibit A and shown on Exhibit B, which are attached hereto and by this reference, made a part hereof, all of which is situated in the NW ¼ of Section 10, Township 39 South, Range 9 East of the W.M. County of Klamath, State of Oregon.

Grantor further conveys 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 Grantor's lands with the right to clear and keep cleared all trees and other obstructions from the Easement Area as may be necessary for Grantee's use and enjoyment of the Easement Area.

Grantee shall indemnify Grantor for all damages caused to Grantor as a result of Grantee's negligent exercise of the rights and privileges herein granted. Grantee further agrees to return any ground disturbed by its construction to as good as or better then condition that existed prior to its construction. Grantee shall have no responsibility for environmental contamination, which is either pre-existing or not caused by Grantee.

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

Grantor covenants that Grantor is the fee simple owner of the Easement Area or has an interest in the Easement Area. Grantor will warrant and defend title to the Easement Area against all claims.

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Initials

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 grading 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 inure to the benefit of and be binding upon Grantor 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 Grantor

Charles R. Dehlinger
Charles R Dehlinger

Barbara S Dehlinger
Barbara S Dehlinger **GRANTOR**

STATE OF OREGON)
)ss:
COUNTY OF KLAMATH)

The foregoing instrument was acknowledged before me this 13 day of February, 2007,
by Charles R Dehlinger and Barbara S Dehlinger.

[NOTARY SEAL]

Witness my hand and official seal:

Traci L. Holmes
Notary Public

My commission expires: 10-17-2010



R/W#: OR020507LS01 Job #: 62R1HOD
Exchange: Klamath Falls County: Klamath
¼ Section: NW ¼ Section 10, Township 39S, Range 9E, W.M.

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1004 Main Street
Klamath Falls, Oregon 97601-5811
541.884.1842
Fax 541.885.2105

FEBRUARY 2, 2007

QWEST JOB NO. 62R1H00
UTILITY EASEMENT DESCRIPTION

W&H PACIFIC PROJECT NO. 34445

EXHIBIT "A"

A 20' X 20' UTILITY EASEMENT LOCATED IN THE NORTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 13, TOWNSHIP 39 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE EAST 20.00 FEET OF THE NORTH 20.00 FEET OF LOT 2, BLOCK 1, THIRD ADDITION TO ALTAMONT ACRES, KLAMATH COUNTY OFFICIAL RECORDS.

CONTAINING APPROXIMATELY 400 SQUARE FEET, MORE OR LESS.

SEE ATTACHED EXHIBIT "B"



