

EASEMENT DEED

DEEDS

THIS INDENTURE, made and entered into by and between the UNITED STATES OF AMERICA, acting through the Secretary of the Air Force under and pursuant to the powers and authority contained in the Alaska Communications Disposal Act approved November 14, 1967 (81 Stat. 441-444) (40 USC 771-792), and the delegation of authority to the Secretary of the Air Force from the Deputy Secretary of Defense dated October 25, 1968, and the redelegation of authority from the Secretary of the Air Force to the Deputy for Transportation and Communications dated June 25, 1970, Party of the First Part, and RCA Alaska Communications, Inc., a corporation duly organized and existing under and by virtue of the laws of the State of Alaska and duly authorized to do business in the State of Alaska, with principal office located at Anchorage, Alaska, Party of the Second Part:

WITNESSETH:

WHEREAS, the President has approved the transfer of the facilities conveyed by this deed; and

WHEREAS, the Secretary of the Interior has consented to the transfer of interests in public land, conveyed by this deed; and

WHEREAS, under and pursuant to the delegation of authority cited above, the Secretary of the Air Force has determined that the United States does not need to retain the property involved in the transfer for national defense purposes; the transfer is in the public interest; the person to whom the transfer is made is prepared and qualified to provide, without interruption, the communication service involved in the transfer; and the long-lines communication facilities will not directly or indirectly be owned, operated or controlled by a person who would legally be disqualified by subsection 310(a) of the Communication Act of 1934, as amended, from holding a radio station license; and

WHEREAS, the said Party of the Second Part has obtained the requisite licenses and certificates of convenience and necessity to operate interstate and intrastate commercial communications in Alaska from the appropriate Governmental regulatory bodies; and

WHEREAS, all the requirements of Title II of the said Alaska Communications Disposal Act have been met in connection with the real estate and interest therein conveyed by this deed; and

WHEREAS, under and pursuant to the provisions of the Act and delegations cited above the Party of the First Part and the Party of the Second Part did enter into a contract dated December 31, 1969 for the sale and transfer of the Government-owned long-line communication facilities in the State of Alaska as defined in said Act, which contract fixes and imposes the obligations of the parties relative thereto;

NOW THEREFORE, in consideration of the payment of the sum of Eighty One Thousand Nine Hundred Fourteen ----- Dollars (\$81,914.00)

under said contract and assumption by the Party of the Second Part of all other obligations fixed and imposed by said contract, the Party of the First Part does hereby grant, bargain, sell and convey, without warranty, unto the Party of the Second Part, its successors and assigns, an easement and right-of-way to operate, maintain, repair and patrol an overhead open wire and underground communication line or lines, and appurtenances thereto, in, on, over and across the real estate lying, situated and being within the Fairbanks Recording District, Fourth Judicial District, State of Alaska, and described on Exhibit A, attached to and made a part hereof; reserving, however, to the Party of the First Part, its successors and assigns all such rights and privileges as may be used and enjoyed without interfering with or abridging the rights hereby granted.

RECORDED-FILED
FAIRBANKS REC.
DISTRICT
JAN 20 11 38 AM '71
REQUESTED BY
ADDRESS

71-00372

By: Alaska Title Guaranty
500 6th Ave
Anchorage, Alaska

Return to: R.C.A.
629 "E" St
Anch, Alaska
att: Andrew R. Carr