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31208

1 THIS INDENTURE WITNESSETH, That Walter Smith and Genevieve L. Smith, husband
2 and wife, hereinafter known as Grantors, for and in consideration of the sum of
3 Ten Dollars to them paid, have bargained and sold, and by these presents do grant,
4 bargain, sell and convey unto Walter Smith, Jr. and Dorothy May Smith, husband
5 and wife, the following described premises situated in Klamath County, Oregon,
6 to-wit:

7 The SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11, and all that portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10,
8 lying East of Lost River, more particularly described in that certain deed
9 from David Vinson to Robert C. Cowley recorded in Book 36 at page 554 of
10 Deed Records of Klamath County, Oregon, all of said lands being in Township
11 40 S. R. 13 E.W.M., EXCEPTING the following described portion thereof:

12 A parcel of land in Sec. 10, Twp. 40 S. R. 13 E.W.M., containing an area
13 of 6.7 acres, more or less, and being all that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said
14 Section 10 lying on the easterly side of the center line of Lost River and
15 within the boundaries of a strip of land of 230 feet in width and lying
16 with 170 feet on the right or easterly side and 60 feet on the left or
17 westerly side of the line described as follows:

18 Beginning at a point that is on the south boundary of the NE $\frac{1}{4}$ of said
19 Sec. 10, and is distant therealong North 89°52' W. 537.3 feet from the
20 east quarter corner of said Sec. 10, and running thence North 34°37' W.
21 534.6 feet; thence northerly on a curve to the left with a radius of 716.2
22 feet for an arc distance of 76.9 feet; thence North 40°46' W. 393.1 feet;
23 thence northerly on a curve to the right with a radius of 716.2 feet for
24 an arc distance of 404.8 feet; thence North 8°23' W. 138.8 feet to a point
25 that is on the north boundary of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 10, and from which the
26 northeast corner of said Sec. 10 bears North 43°37' E. 1871.9 feet, the
27 side line boundaries of said strip of land to be lengthened or shortened
28 as the case may be so as to terminate in the boundaries of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of
29 said Section 10.

30 Subject to contract and/or lien for irrigation and/or drainage;
31 easements and rights of way of record and apparent on the land, and to
32 reservations in United States patent.

33 TO HAVE AND TO HOLD the said premises with their appurtenances unto the said
34 grantees as an estate by the entirety. And the said grantors do hereby covenant
35 to and with said grantees and their assigns that they are the owners in fee
36 simple of said premises; that they are free from all incumbrances except as
37 above set forth, and that they will warrant and defend the same from all lawful
38 claims whatsoever except those above set forth.

39 IN WITNESS WHEREOF, They have hereunto set their hands and seals this 23d
40 day of December, 1959.

41 Walter Smith (SEAL)

42 Genevieve L. Smith (SEAL)

43 Page 1 - Warranty Deed

44 BARNES & BARNES
45 ATTORNEYS AT LAW
46 KLAMATH FALLS, ORE.

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1 STATE OF OREGON }
2 County of Klamath } ss

3 BE IT REMEMBERED, That on this 23d day of Decemdr, 1959, before me, the
4 undersigned, a Notary Public in and for said county and state, personally
5 appeared the within named Walter Smith and Genevieve L. Smith, husband and wife,
6 who are known to me to be the identical persons described in and who executed
7 the within instrument and acknowledged to me that they executed the same freely
8 and voluntarily.

9 IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal the day
10 and year last above written.

Carl V. McDonald
Notary Public for Oregon
My Commission expires: *April 4, 1963*

11 STATE OF OREGON; COUNTY OF KLAMATH; ss.

12 Filed for record at request of William Ganong, Jr.
13 this 29th day of April A. D. 1969 at 10:25 o'clock A.M., and
14 duly recorded in Vol. M 69, of Deeds on Page 3119

Wm D. MILNE, County Clerk

15 Fee \$ 3.00

By *Carl V. McDonald*