

70-193
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39874

WARRANTY DEED

1
2 KNOW ALL MEN BY THESE PRESENTS, That HENRY E. OBERHEIDE and
3 ALINE OBERHEIDE, husband and wife, hereinafter called the Grantors,
4 in consideration of Ten and No/100, (\$10.00), Dollars, and other
5 valuable consideration, to Grantors paid by GARRY FREITAG and
6 GERTRUDE FREITAG, husband and wife, hereinafter called the Grantees,
7 do hereby grant, bargain, sell and convey unto the said Grantees,
8 and Grantees heirs, successors and assigns, that certain real pro-
9 perty, with the tenements, hereditaments and appurtenances there-
10 unto belonging or appertaining, situated in the County of Klamath
11 and State of Oregon, described as follows, to-wit:

12 The E 1/2 of the SE 1/4 of Section 5, EXCEPTING 2.77 acres
13 South and West of the Main Canal of the Horsefly Irrigation
14 District; and that portion of the NE 1/4 NE 1/4 of Section
15 8, lying North and East of the Main Canal of the Horsefly
16 Irrigation District, all being in Township 39 South, Range
17 11 East, W.M., Klamath County, Oregon, EXCEPTING rights of
18 way for ditches and roadways.

19 SUBJECT TO: Contracts, liens, assessments, charges, rules,
20 regulations, conditions and restrictions for irrigation and
21 drainage, and reservations, conditions, restrictions, ease-
22 ments and rights of way of record, and those apparent on the
23 land; acreage and use limitations under provisions of the
24 United States Statutes and regulations issued thereunder;
25 Saving and excepting a strip of land, if any, which lies
26 between the Klamath Falls-Lakeview Highway (Dairy-Bonanza
27 section) and the former right of way of the Walker-Hovey
28 Railroad as described in Book 91 at page 530, Deed Records
29 of Klamath County, Oregon; and, SUBJECT, FURTHER, to
30 Financing Statement filed September 6, 1963, under instrument
31 Number 82429, from Henry Oberheide and Aline Oberheide, hus-
32 band and wife, to Klamath Production Credit Association,
which financing statement Grantors herein assume and agree
to pay according to the terms and tenor thereof, and hold
Grantees harmless therefrom; liens and assessments of Klamath
Project and Horsefly Irrigation District and Klamath Water
Users Association, and contracts, easements, and water and
irrigation rights in connection therewith.

33 TO HAVE AND TO HOLD the above described and granted premises
34 unto the said Grantees and Grantees heirs, successors and assigns
35 forever.

36 And said Grantors hereby covenant to and with said Grantees
37 and Grantees heirs, successors and assigns, that Grantors are law-
38 fully seized in fee simple of the above granted premises, free

from all encumbrances except as above set forth and that Grantors will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever.

WITNESS Grantors hands and seals this 1 day of December, 1966.

Henry E. Oberheide (Seal)
Aline Oberheide (Seal)

STATE OF OREGON)
COUNTY OF KLAMATH) ss. December 1, 1966

Personally appeared the above named HENRY E. OBERHEIDE and ALINE OBERHEIDE, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

BEFORE ME:

Orville H. Ormer
Notary Public for Oregon
My Commission expires: 9-23-68

STATE OF OREGON, }
County of Klamath } ss.

Filed for record at request of:
Transamerica Title Co.

on this 1 day of April, A. D., 1970
at 4:23 o'clock p. M. and duly
recorded in Vol. M-70 of deeds
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WM. D. MILNE, County Clerk
By Deputy Deputy.
Fee 3.00

Return to:
Boivin & Boivin

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