

WARRANTY DEED TO CREATE ESTATE BY THE ENTIRETY

This Indenture Witnesseth, THAT JIMMY D. SMALLEY and GAIL C. SMALLEY, husband and wife, hereinafter known as grantors, for the consideration hereinafter stated have bargained and sold, and by these presents do grant, bargain, sell and convey unto MARK A. BENDELE and DEBRA KAE BENDELE, husband and wife, grantees, the following described premises, situated in Klamath County, Oregon, to-wit:

A tract of land situated in Lot 11, Block 1 of Subdivision of Blocks 2B and 3, HOMEDALE, Klamath County, Oregon, and more particularly described as follows:

Beginning at an iron pin located North 59°53' West 225.0 feet from the Southeast corner of said Lot 11; thence North 59°53' West 75.0 feet along the North boundary of Leland Drive to an iron pin; thence North 16°51' East 104.2 feet to an iron pin; thence South 62°03' East 65.0 feet to an iron pin; thence South 12°02' West 109.0 feet, more or less, to the point of beginning. BUT EXCEPTING THEREFROM the Southerly 5 feet taken by Klamath County for widening Leland Drive as shown by deed book 362 at page 561, Records of Klamath County, Oregon.

Subject to: Liens and assessments of Klamath Project and Enterprise Irrigation District, and regulations, contracts, easements, water and irrigation rights in connection therewith; Any unpaid charges or assessments of the Enterprise Irrigation District; Rules, regulations, liens and assessments of South Suburban Sanitary District; Reservations and restrictions in two deeds recorded April 25, 1935, in Volume 100 of Deeds page 491 and 493; Easements and rights of way of record and those apparent on the land, if any.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 13,300.00
However, the actual consideration includes other property which is part of the consideration.
(Strike out the above when not applicable)

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

IN WITNESS WHEREOF, they have hereunto set their hands and seal s
this 25th day of October, 19 72

(SEAL) Jimmy D. Smalley
(SEAL) Gail C. Smalley

STATE OF OREGON, County of Klamath) ss. October 25, 1972
Personally appeared the above named Jimmy D. Smalley and Gail C. Smalley,
husband and wife,
and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Notary-Public for Oregon.
My commission expires 3-5-75

After recording return to:
Mrs. & Mrs. Mark A. Bendle
5427 Leland Drive
Klamath Falls, Oregon

STATE OF OREGON,
County of Klamath) ss.

I certify that the within instrument was received for record on the 27th day of November 19 72, at 10:52 o'clock A.M., and recorded in book 13611 on page 13611 Record of Deeds of said County.

Witness my hand and seal of County affixed.

WM. D. MILNE
County Clerk-Recorder
By Hazel Dragit Deputy

FEE \$ 2.00

From the Office of
GANONG, GORDON & SISEMORE
538 Main Street
Klamath Falls, Oregon 97601