

16093

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NOTICE OF PENDENCY
OF ACTION
(LIS PENDENS)

In accordance with the provisions of ORS 93.740, notice is hereby given as follows:

1. On September 29, 1975, an action was filed in the United States District Court for the District of Oregon, entitled United States of America v. Ben Adair, et al., Civil No. 75-914.
2. The name of the plaintiff in said action is the United States of America.
3. The names of the defendants in said action are as follows: Ben Adair; Edith Adair; C. L. Ambers, Jr.; Robin E. Ambers; Dorothy D. Amery; Kenneth L. Amery; Bank of California, N.A.; Grace Barney; Eldon Albert Beck; Richard Howard Beck; Velma Jean Beck; Vicki Roe Beck; Dorothy G. Bell; Hugh I. Bell; John L. Bell Logging Co.; George Bishop; Gladys Bishop; C. Vermont Bridgman; J. Annette Bridgman; Betty D. Casteel; Cleo Casteel; Jack R. Chapman; James L. Chapman; Arnold E. Christenson; Lauretta S. Christenson; Harry Clarkson; Lewis A. Cook, Jr.; Margaret Jean Cook; Clara L. Crescenti; Mary E. Crescenti; Richard J. Crescenti; Robert E. Crescenti; Crown Zellerback Corp.; Ida Lee Cunningham; D. G. Shelter Products Company; Carl Dawson; Donal H. Dean; Everett R. Dennis; Frances Dennis; Dexter Corporation; Oscar D. Dike; Virginia D. Dike; Gladys Dixon; Oliver P. Dixon; Forrest G. Downing; Lillian M. Downing; Betsy Effman; John Effman; Mabil S. Eggsman; Wilbur Eggsman; Ellingson Lumber Co.; Dorothy I. Emery; Kenneth L. Emery; Alton Fairchild; Lucy S. Fairchild; Jesse F. Francis; Arthur Gale; Geinger Enterprises, Inc.; Lyle W. Glenney; Valrey Kay Glenney; Ehrman Danell Guistina; Jerry Halvorsen; Donald A. Hammer; Brigitta A. Hanke; Klaus G. Hanke; Cabell Terry Hatfield; Wilda Henkle; Elenor E. Hinsch; Gerhard F. Hinsch;

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1 Alice M. Hobbs; Ray O. Hobbs; John C. Horton; Kenneth Howser; Dayton O. Hyde; Cerda V.
 2 Hyde; Investors Acquisition Corp.; Harry J. Jackson; Arlene Marie Jones; Harold Wilson
 3 Jones; John W. Jones; Eleanor C. Kalita; John Kalita; William K. Kalita; Frieda Kirk;
 4 Friedman Kirk; Lelia Kirk; Klamath County, a municipal corporation and political sub-
 5 division of the State of Oregon; Hugh Knight; L. Paul Knight; Louis T. Knight; Beatrice
 6 Kramer; Carl Kramer; Mildred G. Lautenschlager; James Bowles Lawrence; Steven E.
 7 Lawrence; Howard N. Lightener; L. Margaret Lightener; Lloyd's Bank California, Trustee,
 8 on behalf of Moulton Mathis Trust; Lowe, Inc.; Vickie Lee Fairchild Macy; Cordie McCor-
 9 mick; Woodrow W. McCormick; Everett James McGilvary; Shirley Ann McGilvary; Michael
 10 McGinnis; Ray J. Michels, Trustee, on behalf of Mark Edward Nicol and Dana Marie
 11 Nicol; Modoc Hunters, Inc.; Modoc Lumber Co.; John M. Mosby; Marilyn J. Mosby; Gary A.
 12 Moullet; Joan E. Moullet; Richard A. Myers; Donovan L. Nicol, on his own behalf and as
 13 Trustee, on behalf of Mark Edward Nicol and Dana Marie Nicol; Mary Ann Nicol, Trustee,
 14 on behalf of Mark Edward Nicol and Dana Marie Nicol; Alan Hann Oelke; State of Oregon,
 15 State Board of Forestry; Donna Marie Osborne; Douglas Verne Osborne; Patscheck - Veiga
 16 Development, Inc.; Gladys A. Perry; Joseph M. Perry; Marion B. Pinneo; Donald A. W.
 17 Piper; Carlton A. Pollock; Margie M. Pollock; Walter Ralphs; John W. Reilly; Kathleen
 18 Reilly; Manual A. Reyes; Mary Reyes; Nan Reyes; John Ropp; M. D. Rose; Roseburg Duck
 19 Club, Inc.; Jessie P. Royse; Romie Raymond Royse; Howard E. Salvage; Maude A. Salvage;
 20 Savannah Land Co.; Dan Schumacher; Mabel Schumacher; Irvin M. Scott; Nevada D. Scott;
 21 Seneca Sawmill Co.; Thomas J. Shaw; John C. Siemens; Erlene G. Simington; Jack F.
 22 Simington; J. R. Simplot Co.; Geraldine A. Smith; William T. Smith; Stanley Bernard
 23 Soloman; Bertrand N. Stanley; Dorothy M. Stanley; Chloe Marie Suiter; Ted Suiter;
 24 Ora Summers; Joseph F. Szafran; Thelma M. Szafran; Albert J. Tanner; Geri Ann Tanner;
 25 Dorothy B. Thompson; L. D. Thompson; Mabel L. Tompkins; Fred Tschopp, Jr.; United
 26

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1 States National Bank of Oregon, Trustee, on behalf of Christine Adeline Campbell;
2 United States National Bank of Oregon, Trustee, for the enrolled members of the Klamath
3 Tribe who elected to remain in the Tribe; Carol J. Veiga; Nora Marie Waldrip; Jack
4 Lee Walker; Janet Ruth Walker; William C. Wampler; Samuel G. Warren; Dora L. Watkins;
5 Wallace W. Watkins; Western Hunt and Waterfowl, OR, Ltd.; Weyerhaeuser, Co.; Doris C.
6 Wilson; Steve W. Wilson; Wocus Acres, Inc.; Henry Wolff; D. E. Wyman; M. H. Wyman;
7 Yamsay Duck Club, Inc.; Edward R. Zarosinski; Unknown Heirs of Clifford Dale Emery,
8 Bernard Grossman, and Oscar Kittredge; All Other Persons Claiming any Right to the
9 Use of Water Within the Watershed of the Upper Williamson River, as Defined in the
10 Complaint.

11 4. The object of said action is to establish the water rights appurtenant
12 to each tract of land in the watershed of the Upper Williamson River in Klamath
13 County, Oregon, and after establishment of such rights, to enforce the same.

14 5. A description of the real property, all situated in Klamath County,
15 Oregon, is attached hereto, marked Exhibit A, and by this reference made a part
16 hereof.

17 Dated this 8th day of July, 1976.

18 SIDNEY I. LEZAK
19 United States Attorney
20 District of Oregon

21 Thomas C. Lee
22 THOMAS C. LEE
23 Assistant United States Attorney
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Form No. USA-40-65-1
(Rev. 7-74)

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United States of America
vs.
Ben Adair, et al
(D. ORE., Civil No. 75-914)

T. 29 S., R. 9 E., W.M.

Sec. 10, SE1/4SE1/4SE1/4,
Sec. 11, S1/2SW1/4SW1/4, SW1/4SE1/4SW1/4,
Sec. 13, W1/2SW1/4,
Sec. 14, All,
Sec. 15, E1/2NE1/4NE1/4, S1/2NW1/4NE1/4, S1/2NE1/4,
S1/2NE1/4NW1/4, E1/2NW1/4NW1/4, SE1/4NW1/4,
NE1/4SW1/4, S1/2SW1/4, SE1/4,
Sec. 22, NE1/4, E1/2NW1/4, NW1/4NW1/4, NE1/4SW1/4,
S1/2SW1/4, SE1/4,
Sec. 23, All,
Sec. 24, NW1/4,
Sec. 25, W1/2,
Sec. 26 and 27, All,
Sec. 28, E1/2E1/2NE1/4, S1/2SW1/4, E1/2NE1/4SE1/4,
SE1/4SE1/4,
Sec. 32, lots 3 and 4, NE1/4SE1/4,
Sec. 33, 34 and 35, All,
Sec. 36, lots 1 and 2, NW1/4, N1/2SW1/4;

T. 30 S., R. 8 E., W.M.

Sec. 10, SE1/4SW1/4,
Sec. 13, S1/2S1/2,
Sec. 14, N1/2NW1/4, S1/2,
Sec. 15, N1/2NE1/4, E1/2NW1/4, NE1/4SW1/4, S1/2SW1/4,
SE1/4,
Sec. 16, NW1/4SW1/4, S1/2SW1/4, S1/2SE1/4,
Sec. 20, S1/2SE1/4,
Sec. 21, NE1/4, E1/2SW1/4NW1/4, SE1/4NW1/4, NE1/4SW1/4,
E1/2NW1/4SW1/4, S1/2SW1/4, SE1/4,
Sec. 22 thru 28, All,
Sec. 29, NE1/4, SE1/4,
Sec. 32, lots 2, 3, 4, 5, 8, 9 and 10, N1/2NE1/4, SW1/4NE1/4,
Sec. 33 thru 36, All;

EXHIBIT A

10416

T. 30 S., R. 9 E., W.M.

Sec. 1, W1/2NE1/4, NW1/4, NW1/4SW1/4, S1/2SW1/4,
 Sec. 2 thru 4, All,
 Sec. 5, NE1/4NE1/4, S1/2NE1/4, S1/2NW1/4, S1/2
 Sec. 6, SE1/4NW1/4, E1/2SW1/4, S1/2NE1/4SE1/4,
 W1/2NW1/4SE1/4, S1/2SE1/4,
 Sec. 7, NE1/4, E1/2NW1/4,
 Sec. 8 thru 11, All,
 Sec. 12, NW1/4, SW1/4, SW1/4SE1/4,
 Sec. 13, W1/2NE1/4, NW1/4, S1/2,
 Sec. 14 thru 17, All,
 Sec. 18, lot 4, S1/2SE1/4,
 Sec. 19 thru 26, All,
 Sec. 27, NE1/4, NW1/4,
 Sec. 28, lots 1 thru 4, NE1/4, NW1/4, NE1/4SW1/4,
 Sec. 29 thru 32, All,
 Sec. 33, lots 7 thru 11, NW1/4SW1/4,
 Sec. 35, N1/2NE1/4,
 Sec. 36, N1/2NE1/4, N1/2S1/2NE1/4, N1/2NW1/4;

T. 30 S., R. 10 E., W.M.

Sec. 8, S1/2S1/2,
 Sec. 9, NE1/4, SW1/4, SE1/4,
 Sec. 10, All,
 Sec. 11, NW1/4, SE1/4, SW1/4,
 Sec. 13, All,
 Sec. 14, All,
 Sec. 15, NE1/4, N1/2NW1/4,
 Sec. 16, NE1/4, NW1/4, SW1/4,
 Sec. 17, All,
 Sec. 18, lot 4, E1/2NE1/4, E1/2SW1/4, SE1/4,
 Sec. 19, lots 1 thru 4, NE1/4, E1/2NW1/4, E1/2SW1/4,
 NE1/4SE1/4, NW1/4SE1/4, N1/2SE1/4SE1/4,
 Sec. 20, NE1/4, NW1/4, E1/2E1/2SE1/4,
 Sec. 21, NW1/4, NW1/4SW1/4, S1/2SW1/4,
 Sec. 23, NE1/4NE1/4, NW1/4NE1/4, E1/2SW1/4NE1/4, SE1/4NE1/4,
 N1/2NE1/4SE1/4,
 Sec. 24 and 25, All,
 Sec. 29, S1/2SW1/4,
 Sec. 30, lots 1 thru 3, E1/2NW1/4, NE1/4SW1/4,
 W1/2NW1/4SE1/4, S1/2SE1/4,

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Sec. 31, NE1/4, NE1/4SE1/4,
Sec. 32, W1/2NE1/4, NW1/4,
Sec. 36, All;

T. 30 S., R. 11 E., W.M.

Sec. 7, lots 3 and 4, E1/2SW1/4,
Sec. 18, lots 1 thru 4, E1/2NW1/4, E1/2SW1/4, SE1/4,
Sec. 19, lots 1 thru 4, E1/2NW1/4, NE1/4SW1/4;

T. 31 S., R 7 E., W.M.

Sec. 1, lots 1 and 2, S1/2NE1/4, SE1/4,
Sec. 12, NE1/4, NE1/4SE1/4;

T. 31 S., R. 8 E., W.M.

Sec. 1 thru 33, All;
Sec. 34, lots 1 thru 8, S1/2NE1/4, S1/2NW1/4, N1/2SW1/4,
SW1/4SW1/4, N1/2SE1/4,
Sec. 35, lots 1, 3, 5 thru 12, NE1/4, NE1/4NW1/4, S1/2SW1/4NW1/4,
S1/2NE1/4SW1/4, NE1/4SE1/4, NW1/4SW1/4,
Sec. 36, All;

T. 31 S., R. 9 E., W.M.

Sec. 4, lots 2 thru 13, SW1/4NW1/4, SW1/4, SW1/4SE1/4,
Sec. 5 thru 8, All,
Sec. 9, lots 1 thru 21, NW1/4NE1/4, N1/2NW1/4, NE1/4SW1/4,
W1/2SE1/4SW1/4
Sec. 10, lots 1 thru 6, E1/2NE1/4SW1/4, SE1/4SW1/4,
Sec. 13, S1/2S1/2NE1/4, N1/2NE1/4SW1/4, NW1/4SW1/4,
N1/2SW1/4SW1/4, E1/2E1/2SE1/4,
Sec. 14, SE1/4SE1/4,
Sec. 17, lots 1 thru 8, NW1/4NE1/4, NW1/4, SW1/4, W1/2SE1/4SE1/4,
Sec. 18 and 19, All,
Sec. 20, lots 2 thru 10, NE1/4NE1/4, W1/2SE1/4NE1/4,
NW1/4, SW1/4,
Sec. 23, NE1/4NE1/4, E1/2SE1/4NE1/4,
Sec. 24, W1/2SW1/4NW1/4, W1/2W1/2SW1/4,
Sec. 25, W1/2W1/2NW1/4,
Sec. 26, E1/2E1/2NE1/4,
Sec. 28, lots 1 thru 4, SW1/4NW1/4, W1/2SE1/4SW1/4,
Sec. 29, lot 1, lots 4 thru 10, SW1/4NE1/4, NW1/4, NE1/4SW1/4,
NW1/4SE1/4,

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Sec. 30, lots 2 thru 11, N1/2NE1/4, SE1/4NE1/4,
NE1/4NW1/4,
Sec. 32, lots 5 thru 8,
Sec. 33, lots 1 thru 8, SW1/4SW1/4, SE1/4SE1/4;

T. 31 S., R. 10 E., W.M.

Sec. 1, All,
Sec. 2, SE1/4,
Sec. 6, lot 9, N1/2SE1/4NW1/4,
Sec. 8, S1/2N1/2S1/2, N1/2S1/2S1/2,
Sec. 12, lots 1 and 2, S1/2NE1/4, SE1/4,
Sec. 13, All,
Sec. 14, NE1/4NE1/4, S1/2NE1/4, NE1/4SW1/4, S1/2SW1/4, SE1/4,
Sec. 15, SW1/4SW1/4,
Sec. 16, SE1/4NE1/4, NE1/4SE1/4, SE1/4SE1/4,
Sec. 18, S1/2 of lot 1, N1/2 of lot 2, S1/2NE1/4NW1/4,
N1/2SE1/4NW1/4,
Sec. 23, NE1/4, NW1/4,
Sec. 24, NE1/4, NW1/4, NE1/4SE1/4;

T. 31 S., R. 11 E., W.M.

Sec. 6, lots 3 thru 6,
Sec. 7, lots 1 thru 4, NW1/4NE1/4, SW1/4NE1/4, SE1/4,
Sec. 8, W1/2SW1/4, SE1/4SW1/4,
Sec. 16, SW1/4SW1/4,
Sec. 17, NW1/4, SW1/4, N1/2SE1/4, SE1/4SE1/4,
Sec. 18, All,
Sec. 19, All,
Sec. 20, NW1/4, SW1/4, W1/2SE1/4,
Sec. 21, W1/2NW1/4, SE1/4NW1/4, NE1/4SW1/4, N1/2SE1/4, SE1/4SE1/4,
Sec. 22, NE1/4SW1/4, W1/2SW1/4,
Sec. 27, NW1/4NW1/4,
Sec. 28, NE1/4NE1/4,
Sec. 29, W1/2NE1/4, NW1/4, SW1/4, W1/2SE1/4,
Sec. 30, lots 1 thru 4, NE1/4, SE1/4,
Sec. 31, lots 1 thru 4, NE1/4, SE1/4,
Sec. 32, W1/2NE1/4, NW1/4, SW1/4, W1/2SE1/4;

T. 32 S., R. 7 E., W.M.

Sec. 1, SE1/4,
Sec. 12, NE1/4, NW1/4,
Sec. 24, SW1/4, S1/2SE1/4,
Sec. 25, NE1/4, NW1/4, NE1/4SW1/4, those lands in the SE1/4SW1/4
lying easterly of the Southern Pacific Railroad, SE1/4;

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T. 32 S., R. 8 E., W.M.

Sec. 1, lots 1, 2, 7 thru 13, N1/2NW1/4, SE1/4NW1/4,
Sec. 2, lots 1, 2, 5 thru 7, E1/2SW1/4NE1/4,
Sec. 3, lots 2 thru 4, SW1/4NE1/4, S1/2NW1/4, SW1/4,
W1/2SE1/4,
Sec. 4 thru 9, All,
Sec. 10, W1/2NE1/4, NW1/4, SW1/4,
Sec. 16, NE1/4, NW1/4, SW1/4,
Sec. 17 thru 20, All,
Sec. 21, W1/2NW1/4, SW1/4, SE1/4,
Sec. 27, SE1/4NE1/4, SW1/4, NE1/4SE1/4, SW1/4SE1/4,
SE1/4SE1/4,
Sec. 28 thru 30, All,
Sec. 34, NE1/4NE1/4,
Sec. 35, NW1/4, NW1/4SE1/4, S1/2SE1/4,
Sec. 36, S1/2SW1/4, NE1/4SE1/4, S1/2SE1/4,

T. 32 S., R. 9 E., W.M.

Sec. 4, lots 1, 2, 4 thru 22, SW1/4NE1/4, N1/2NW1/4SW1/4,
SE1/4SW1/4, NW1/4SE1/4,
Sec. 9, N1/2NE1/4, S1/2SW1/4SE1/4, SE1/4SE1/4,
Sec. 10, SE1/4SE1/4,
Sec. 16, NE1/4NE1/4, N1/2NW1/4NE1/4,
Sec. 18, NE1/4SW1/4, SE1/4SW1/4, W1/2NE1/4SE1/4, NW1/4SE1/4,
SW1/4SE1/4, W1/2SE1/4SE1/4,
Sec. 19, E1/2NE1/4,
Sec. 20, NW1/4, SW1/4, W1/2W1/2SE1/4,
Sec. 31, lots 3 and 4, S1/2NE1/4SW1/4, N1/2SE1/4SW1/4,
N1/2SE1/4, SE1/4SE1/4,
Sec. 32, W1/2SW1/4;

T. 32 S., R. 10 E., W.M.

Sec. 1, All,
Sec. 2, lots 1 thru 4, S1/2NE1/4, SE1/4,
Sec. 10, SE1/4,
Sec. 11, NE1/4, SW1/4, SE1/4,
Sec. 12 thru 14, All,
Sec. 15, NE1/4, SE1/4,
Sec. 22, NE1/4, SW1/4, SE1/4,
Sec. 23 thru 25, All,
Sec. 26, NE1/4, NW1/4, NE1/4SW1/4, NW1/4SW1/4, SW1/4SW1/4,
N1/2SE1/4SW1/4, SE1/4,
Sec. 27, All,
Sec. 36, NE1/4, NW1/4NW1/4, NE1/4SW1/4, S1/2SW1/4, SE1/4;

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T. 32 S., R. 11 E., W.M.

Sec. 5, lots 2 thru 4, SW1/4NE1/4, S1/2NW1/4, SW1/4,
W1/2SE1/4,
Sec. 6, All,
Sec. 7, All,
Sec. 8, W1/2NE1/4, NW1/4, SW1/4, W1/2SE1/4,
Sec. 17, W1/2NE1/4, NW1/4, SW1/4, W1/2SE1/4,
Sec. 18, All,
Sec. 19, All,
Sec. 20, W1/2NE1/4, NW1/4, SW1/4, W1/2SE1/4,
Sec. 29, W1/2NE1/4, NW1/4, SW1/4, SE1/4,
Sec. 30 thru 32, All;

T. 33 S., R. 8 E., W.M.

Sec. 1, lots 1 thru 5, S1/2NE1/4, N1/2SW1/4NW1/4,
SE1/4NW1/4, E1/2NE1/4SW1/4, NE1/4SE1/4SW1/4,
S1/2SE1/4SW1/4, SE1/4,
Sec. 2, lot 3, SW1/4NE1/4, SE1/4NW1/4, E1/2SW1/4, W1/2SE1/4,
Sec. 11, NW1/4NE1/4, NE1/4NW1/4,
Sec. 12, NE1/4, E1/2SE1/4;

T. 33 S., R. 9 E., W.M.

Sec. 6, lot 8,
Sec. 7, E1/2NW1/4NW1/4, SE1/4NW1/4;

T. 33 S., R. 11 E., W.M.

Sec. 4, W1/2SW1/4,
Sec. 5, NE1/4, N1/2NW1/4, SE1/4NW1/4, SE1/4,
Sec. 8, NE1/4, SW1/4, SE1/4,
Sec. 9, W1/2NW1/4, S1/2SE1/4,
Sec. 16, lots 1 thru 4, S1/2NE1/4, S1/2NW1/4, N1/2SE1/4,
Sec. 17 thru 19, All,
Sec. 20, NW1/4NE1/4, NW1/4, NW1/4SW1/4,
Sec. 30, lots 1 and 2, W1/2NE1/4, E1/2NW1/4

STATE OF OREGON; COUNTY OF KLAMATH; ss.
Filed for record at request of U S DEPARTMENT OF JUSTICE
this 9th day of JULY A. D. 1976 at 12:01 o'clock P.M., and
July recorded in Vol. MI 76, of MORTGAGES on Page 10412
FEE \$ 27.00
By Wm D. MILNE, County Clerk
Hazel D. Milne