

KNOW ALL MEN BY THESE PRESENTS, That Richard L. Aschoff and Lois A. Aschoff, husband and wife

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by JAMES HOWARD CLARK and HELEN RUTH CLARK, husband and wife, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Klamath and State of Oregon, described as follows, to-wit:

a tract of land situated in the SW 1/4 SE 1/4 of Section 3, Township 40 South, Range 9 East of the Willamette Meridian, more particularly described as follows:

Beginning from the corner of Section 3, 4, 9 and 10 in Township 40 South, Range 9 East of the Willamette Meridian, this being the pin South of Monument #3 as set by the Lovejoy Survey filed as Klamath County Survey #272; thence North 89°50'30" East a distance of 1314.24 feet to an iron pin; this being the pin South of Monument #4 of said Lovejoy Survey; thence North 89°50'30" East a distance of 1296.6 feet to a point; thence North 0°11'30" West a distance of 30 feet to the true point of beginning of this description; thence North 0°11'30" West a distance of 334.0 feet to a point; thence North 89°50'30" East a distance of 186.0 feet, more or less, to the West boundary of K.L.D. right of way for the E-5-2 Lateral; thence Southerly along the West boundary of said E-5-2 Lateral, as now constructed on the ground, to a point that is North 89°50'30" East 78.0 (for continuation of this description see reverse side of this deed)

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except as noted of record as of the date of this deed and those apparent upon the land, if any, as of the date of this deed;

and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 16,000.00. However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which) (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 29th day of September, 19 76, if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

(If executed by a corporation, affix corporate seal)

STATE OF OREGON,)
County of Klamath) ss.
September 30, 19 76

Personally appeared the above named Richard L. Aschoff and Lois A. Aschoff, husband and wife

and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me, Richard Hagen
Notary Public for Oregon
My commission expires: 2-7-80

STATE OF OREGON, County of _____) ss.
Personally appeared _____, 19 _____

_____ and _____ who, being duly sworn, each for himself and not one for the other, did say that the former is the _____ president and that the latter is the _____ secretary of _____

_____ a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me: _____ (OFFICIAL SEAL)
Notary Public for Oregon
My commission expires: _____

GRANTOR'S NAME AND ADDRESS

GRANTEE'S NAME AND ADDRESS

After recording return to:

James Howard Clark et ux
633 Bowlen Drive
Broderick, CA 95605

NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address:

NAME, ADDRESS, ZIP

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON,) ss.

County of _____

I certify that the within instrument was received for record on the _____ day of _____, 19 _____

at _____ o'clock _____ M., and recorded in book _____ on page _____ or as

file/reel number _____

Record of Deeds of said county.

Witness my hand and seal of County affixed.

By _____ Recording Officer
Deputy

17407-17

feet, more or less, from the true point of beginning; thence South 89° 50' 30" West a distance of 78.0 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM any portion of the above described property which may lie within the boundaries of the right of way of the Oregon State Highway #432.

Subject, however, to the following:

1. Liens and assessments of Klamath Project and Klamath Irrigation District, and regulations, contracts, easements, water and irrigation rights in connection therewith.
2. Rules, regulations, liens, assessments, contracts, rights of way, easements, and any and all obligations created or imposed upon or affecting said premises by the Klamath Basin Improvement District, and any unpaid charges or assessments in connection therewith.
3. Pumping contracts, including the terms and provisions thereof, executed by United States of America and Frank R. Stewart and Elizabeth L. Stewart, his wife, dated June 11, 1927, recorded July 12, 1927 in Deed Volume 76, page 104, records of Klamath County, Oregon.
4. Rights of Way and Easement, including the terms and provisions thereof, between Elizabeth Stewart, a widow, et al, dated December 9, 1957, recorded February 5, 1959 in Deed Volume 309 page 407, records of Klamath County, Oregon.
5. Right of the public in and to any portion of the herein described property lying within the boundaries of any ditches, and/or canals, and easements for public utilities.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of KLAMATH COUNTY TITLE CO

this 2nd day of NOVEMBER A. D. 1976 at 3:14 o'clock PM., and

fully recorded in Vol. M 76, of DEEDS on Page 17407

Wm D. MILNE, County Clerk

By *Hayel Chavez*

