

49802

WARRANTY DEED—TENANTS BY ENTIRETY Vol. 178 Page 12381

KNOW ALL MEN BY THESE PRESENTS, That DORUS LEE BALL and RUTH S. BALL, husband and wife, hereinafter called the grantor, for the consideration hereinafter stated to the grantor paid by DOLAN ELLENBERGER and FAY ELLENBERGER, husband and wife, hereinafter called the grantees, does hereby grant, bargain, sell and convey unto the grantees, as tenants by the entirety, the heirs of the survivor and their assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Klamath State of Oregon, described as follows, to-wit:

The East  $\frac{1}{2}$  of Lot 29, Section 9, Township 35 South, Range 7 East of the Willamette Meridian, in the County of Klamath, State of Oregon.

SUBJECT, However, to reservations, including the terms and provisions thereof, contained in an instrument recorded July 11, 1957, in Deed Volume 292 at page 254, including all subsurface rights, except water, reserved in trust for the heirs of Pelton John, deceased, Klamath Allottee No. 1524.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the above described and granted premises unto the said grantees, as tenants by the entirety, their heirs and assigns forever.

And grantor hereby covenants to and with grantees and the heirs of the survivor and their 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,

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 \$ 13,000.00

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 ①, 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 31<sup>st</sup> day of June, 1978; 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)

*Dorus Lee Ball*  
Dorus Lee Ball

*Ruth S. Ball*  
Ruth S. Ball

STATE OF OREGON, MONTANA } ss.  
County of SANDERSON  
June 3, 1978

STATE OF OREGON, County of \_\_\_\_\_, 19\_\_\_\_ ) ss.

Personally appeared \_\_\_\_\_ 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 \_\_\_\_\_

Personally appeared the above named \_\_\_\_\_ and \_\_\_\_\_ and acknowledged the foregoing instrument to be their voluntary act and deed.

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.

(OFFICIAL SEAL)

*Robert Vanderhoff*  
Before me:

Notary Public for OREGON, Montana

My commission expires May 3, 1981

Notary Public for Oregon

My commission expires:

(OFFICIAL SEAL)

Dorus Lee Ball, et ux  
P.O. Box 84  
Plains, MT 59859

GRANTOR'S NAME AND ADDRESS

Dolan Ellenberger, et ux  
P.O. Box 161  
Chiloquin, OR 97624

GRANTEE'S NAME AND ADDRESS

After recording return to:

Dolan Ellenberger  
P.O. Box 161  
Chiloquin, OR 97624

NAME, ADDRESS, ZIP

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

Dolan Ellenberger  
P.O. Box 161  
Chiloquin, OR 97624

NAME, ADDRESS, ZIP

STATE OF OREGON.

County of Klamath

I certify that the within instrument was received for record on the 9th day of June, 1978, at 3:51 o'clock P.M., and recorded in book M78 on page 12381 or as file/reel number 4 9802

Record of Deeds of said county.

Witness my hand and seal of County affixed.

Wm. D. Hines

*Bernadette M. Hines*  
Recording Officer  
Deputy

Fee \$3.00