

RECORDING REQUESTED BY

18868

AND WHEN RECORDED MAIL TO

TA - Suite

7/A 38-25432-2-T

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SPACE ABOVE THIS LINE FOR RECORDER'S USE

## Bargain And Sale Deed

L-7791  
REV. 11-81

KNOW ALL MEN BY THESE PRESENTS: That SOUTHERN PACIFIC TRANSPORTATION COMPANY, a Delaware corporation Grantor, in consideration of \$ 28,970.00 paid to it, does hereby grant, bargain, sell and convey unto DANIEL G. BROWN AND ELOUISE BROWN, husband and wife, as joint tenants Grantee, and its successors and assigns, that certain real property, with the tenements, hereditaments, and appurtenances thereunto belonging or appertaining, situated in the County of Klamath State of Oregon, and more particularly described in Exhibit A, attached and hereby made a part hereof, subject to easements, covenants, conditions, reservations and restrictions of record.

Grantor excepts from the property hereby conveyed that portion thereof lying below a depth of 500 feet, measured vertically, from the contour of the surface of said property; however, Grantor, or its successors and assigns, shall not have the right for any purpose whatsoever to enter upon, into or through the surface of said property or any part thereof lying between said surface and 500 feet below said surface.

TO HAVE AND TO HOLD said property unto Grantee, and its successors and assigns, forever.

In construing this deed, the singular includes the plural as the circumstances may require.

The foregoing recital of consideration is true as Grantor verily believes, and is the true and actual consideration paid.

IN WITNESS WHEREOF, Grantor has caused these presents to be executed this 20<sup>th</sup> day of December, 1982.

SOUTHERN PACIFIC TRANSPORTATION COMPANY

By

(Title)

Attest

Assistant Secretary

Approved as to form  
by General Counsel  
March 1, 1981

On this 23rd day of December in the year One Thousand Nine Hundred and Eighty Two before  
me, CATHERINE G. GULBRONSON a Notary Public in and for the City and County of San Francisco, State of California, personally appeared  
(One Market Plaza)

L. E. Hoyt and T. F. O'Donnell

known to me to be the Senior Vice President  
and Assistant Secretary

of the corporation described in and that executed the within instrument, and also known  
to me to be the person S who executed it on behalf of the corporation therein named  
and they acknowledged to me that such corporation executed the same.



Corporation

My Commission Expires November 9, 1984

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at  
my office in the City and County of San Francisco, the day and year in this certificate first above  
above written.

Catherine G. Gulbrunson  
Notary Public in and for the City and County of San Francisco, State of California.

EXHIBIT "A"

Those certain parcels of land situated in the Northwest  
Quarter of Section 16, Township 39 South, Range 9 East,  
Willamette Meridian, County of Klamath, State of Oregon,  
described as follows:

Parcel No. 1:

Beginning at the point of intersection of a line concentric  
with and distant 50 feet southwesterly, measured radially from  
the original located "D" center line of Southern Pacific  
Transportation Company's main track (Klamath Falls to Flanigan)  
with the easterly line of the United States Reclamation Service  
Drain Ditch, 1-G-2; thence southwesterly and southeasterly along  
said easterly line on the courses and curvature thereof as  
follows:

South 23°09' West 580 feet to a point, southwesterly on a  
curve to the right, having a radius of 366.84 feet, and a central  
angle of 17°55' (tangent to said curve at last mentioned point  
is last described course), an arc distance of 114.71 feet to a  
point, South 41°04 West tangent to said curve at last mentioned  
point 377 feet, and South 40°35'15" East 125 feet to the  
northerly line of that certain 60 foot wide, unoccupied County  
Road (of Record), as said road existed prior to the year of 1929;  
thence leaving said easterly line South 89°43'15" East along  
said northerly line 1305 feet to a line parallel and concentric  
with and distant 50 feet southwesterly, measured radially and  
at right angles, from said center line; thence northwesterly along

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said parallel and concentric line 1321 feet to the Point of Beginning, containing an area of 15.31 acres, more or less.

Parcel No. 2:

Commencing at the point of intersection of a line concentric with and distant 50 feet southwesterly, measured radially, from the original located "D" center line of Southern Pacific Transportation Company's main track (Klamath Falls to Planigan) with the easterly line of the United States Reclamation Service Drain Ditch, 1-G-2; thence southwesterly and southeasterly along said easterly line on the courses and curvature thereof as follows:

South 23°09' West 580 feet to a point, southwesterly on a curve to the right, having a radius of 366.84 feet, and a central angle of 17°55' (tangent to said curve at last mentioned point is last described course), an arc distance of 114.71 feet to a point, South 41°04' West tangent to said curve at last mentioned point 377 feet and South 40°35'15" East 205 feet to the southerly line of that certain 60 foot wide, unoccupied County Road (of Record), as said road existed prior to the year of 1929, and the True Point of Beginning of the parcel to be described; thence leaving said easterly line South 89°43'15" East along said southerly line 1305 feet to a line parallel with and distant 50 feet southwesterly, measured at right angles, from said center line; thence South 40°35'15" East along said parallel line 264.47 feet to a line parallel with and distant 200 feet southerly,

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measured at right angles, from the easterly prolongation of  
 said southerly line; thence North 89°43'15" West along last said  
 parallel line and the westerly prolongation thereof 1305 feet to  
 said easterly line herein above described as having a bearing of  
 South 40°35'15" East; thence North 40°35'15" West along said  
 easterly line, 264.47 feet to the True Point of Beginning,  
 containing an area of 5.99 acres, more or less.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record

At's 30 day of December A. D. 1982 at 11:13 o'clock P. M. and  
 duly recorded in Vol. 1182 of Books on a 1000

Fee \$16.00

By Evelyn Biern County Clerk