43289

### SPECIAL WARRANTY DEED

PRIMARY SOURCE, INC., a California corporation, Grantor, conveys and specially warrants to WALLACE V. TEUSCHER and ASGHAR R. SADRI, Grantees, the following described real property free of encumbrances created or suffered by Grantor, except as specifically set forth herein and except those placed upon the property or suffered by Grantees subsequent to June 17, 1977:

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## Parcel 1

All that portion of vacated Blocks 2 and 3 of Tract No. 1031 SHADOW HILLS - I vacated by Ordinance #5852, recorded May 22, 1972 in Deed Volume M-72 at Page 5439, Klamath County Microfilm Records, EXCEPT that portion conveyed to Klamath County School District by Deed recorded in Deed Volume M-73 at page 4117, Klamath County Microfilm Records, in the County of Klamath, State of Oregon.

#### Parcel 2

Tracts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15 and 19 ENTERPRISE TRACTS, in the County of Klamath, State of Oregon,

EXCEPTING THEREFROM any portions of the above described tracts lying within Tract 1031; Shadow Hill - I or any vacated portion thereof vacated by Ordinance No. 5852 and recorded in Deed Volume M-72 at page 5439, Microfilm Records of Klamath County, Oregon.

## AND ALSO EXCEPTING THEREFROM

Beginning at the Southwest corner of Tract #9, Enterprise Tracts; thence North 00° 23' 06" West, 349.03 feet to a point; thence North 89° 12' 38" East, 687.90 feet to a 5/8" iron rod on the Easterly line of said Tract 9; thence South 00° 52' 56" East 350.16 feet to a 5/8" iron rod, said iron rod being the Southeast corner of said Tract 9; thence South 89° 17' 44" West, 690.93 feet to the point of beginning, being a portion of Tract 9 of Enterprise Tracts.

AND FURTHER EXCEPTING any portion conveyed to Klamath County School District by Deed recorded in Volume M-73 at page 4117, Microfilm Records of Klamath County, Oregon.

EXCEPTING THEREFROM those parcels of land deed by Deeds recorded in Volume M-77 at page 11221, Microfilm Records of Klamath County, Oregon.

EXCEPTING THEREFROM the parcel deeded in Volume M-78 at page 22589, Microfilm Records of Klamath County, Oregon.

SUBJECT to the following:

1. Taxes for the fiscal years commencing July 1, 1980, July 1, 1981, July 1, 1982, July 1, 1983 and July 1, 1984.

2. Liens and assessments of Klamath Project and Enterprise Irrigation District; and regulations, contracts, easements, water and irrigation rights in connection therewith and the location of the canals.

-1-

# 19416

3. An easement created by instrument, including the terms and provisions thereof, Dated : November 15, 1962 Recorded : December 21, 1962 Book:3 In favor of : Pacific Power & Light Co. For : Transmission line along t December 21, 1962 Book:342 Page: 155 : Transmission line along the Easterly line of Tract 12, 40 feet wide. For 4. An easement created by instrument, including the terms and provisions thereof, Dated July 19, 1944 July 27, 1944 : Recorded : Book:167 Page: 357 In favor of : California Oregon Power Company For : Transmission and distribution of electricity (Affects the Easterly 30 feet of Lot 4 Enterprise Tracts) An easement created by instrument, including the terms and provisions thereof, Dated Recorded In favor of October 22, 1953 October 22, 1953 : Book: 263 Page: 533 California Oregon Power Company : For Transmission and distribution of : electricity (Affects Lots 2, 10, 14, N 15 acres of Lot 9, All Lot 19 Enterprise Tracts) 6. An easement created by instrument, including the terms and provisions thereof. Dated: June 20, 1961 Recorded: Dated Recorded September 14, 1961 Book: 332 Page: 249 : August 19, 1961 September 25, 1961 Book: 332 : : Page: 521 In favor of El Paso Natural Gas Company : For Right of way over Northerly 60 feet of Enterprise Tracts 1 and 7 : 7. An easement created by instrument, including the terms and provisions thereof, Recorded Datea Recorded : In favor of : : January 27, 1972 February 18, 1972 Book: M-72 Page: 1809 Enterprise Irrigation District : Irrigation supply line (Affects Tracts 6, 11, 12, 15 Enterprise Tracts) 8. An easement created by instrument, including the terms and provisions thereof, Dated Recorded January 27, 1972 : : February 18, 1972 Book: M-72 Page: 1810 In favor of : Enterprise Irrigation District For Irrigation supply line : (Affects Tracts 6, 11, 12, 15 Enterprise Tracts) 9. An easement created by instrument, including the terms and provisions thereof, September 11, 1973 Dated Recorded October 5, 1973 Book: M-73 Page: 13493 : In favor of Southern Oregon Broadcasting Co. doing : business as Southern Oregon Cable TV (Along North line of NE Sec. 34, and across subdivision in NW Sec 35) 10. Easement for existing public utilities in vacated street area reserved by Ordinance No. 5852 and the conditions imposed

by said Ordinance. (Affects Parcel 1)

2.5

11. City Sewer Unit #46, Card 1, docketed June 12, 1972. There is a \$600.00 per acre release set up on this sewer assessment. (Covers additional property)

12. As disclosed by the assessment and tax roll, the premises herein have been specially assessed for farm use. If the land becomes disqualified for this special assessment under the statutes, an additional tax, plus interest and penalty, will be levied for the number of years in which this special assessment was in effect for the land. (Affects Parcels 1 and 2)

13. A judgment in the amount of \$1,329,553.97, plus interest costs and attorneys fees Entered 1 April 29, 1983 Book: 37 Page:636 Register No : : 83-111TJ Line: 3 Against Wallace V. Teuscher, Joan W. Teuscher and : Asghar R. Sadri : Walter E. Heller Western Insurance In favor of

The whole and actual consideration for this conveyance is the sum of \$261,065.93.

Until a change is requested, send all tax statements to the following address:

Wallace V. Teuscher and Asghar R. Sadri c/o Triangle Land Co. 203 East Reserve Vancouver, WA 98661

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Dated: November 8, 1984

PRIMARY SOURCE, INC. ll Iner. By O'Neill, President Peggy/Ann/ and. Sre. Ву Roger (Thompson, Assistant Secretary

STATE OF CALIFORNIA ) SS: COUNTY OF SHASTA )

On this 10 day of November, 1984, personally appeared the above named Peggy Ann O'Neill who being sworn, stated that she is the President of the above named corporation, and that this instrument was voluntarily signed on behalf of said corporation.

Before me:	
OFFICIAL SEAL NOTARY PUBLIC FOR CALTEODILA	
LENORA B SMITH County of Shasta	
My comm. project Min of the state of the sta	
1702-Placer Street, Redding, CA 96001	

STATE OF OREGON

COUNTY OF KLAMATH

) )ss:

)

On this 13 day of November, 1984, personally appeared the above named Roger Thompson who being sworn, stated that he is the Assistant Secretary of the above named corporation, and that this instrument was voluntarily signed on behalf of said

Before me:

NOTARY PUBLIC FOR OREGON My Commission Expires: Junette Zne ANNETTE PETZNICK NOTARY PUBLIC - OREGON MY COMMISSION EXPIRES 12-14-86

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AFTER RECORDING, MAIL TO:

Dr. Wallace Teuscher Mr. Asghar Sadri 203 East Reserve Street Vancouver; WA 98661

STATE OF OREGON: COUNTY OF KLAMATH:ss I hereby certify that the within instrument was received and filed for record on the <u>16th</u> day of <u>November</u> A.D., 19<u>84</u> at 12:09 o'clock<u>p</u> and duly recorded in Vol <u>M84</u>, of <u>Deeds</u> on page

. And the second

A.D., 1984 at 12:09 o'clock P Μ, on page 19415 EVELYN BIEHN, GOUNTY CLERK Fee: \$\_17.00 by: , Deputy