

1 IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR KLAMATH COUNTY

2 THE FEDERAL LAND BANK OF SPOKANE,  
3 a corporation,

Plaintiff,

No. 87-369 CV

LIS PENDENS

4 vs.

5 LAWRENCE C. JESPERSEN, JR.; VIOLETTE  
6 MAUREEN JESPERSEN; KENNETH L.  
7 JESPERSEN; LORNA C. JESPERSEN; LEONARD  
8 KARL JESPERSEN; VICKY LYNN JESPERSEN;  
9 CURTIS T. UNDERWOOD and DELLA A.  
10 UNDERWOOD, husband and wife; CALIFORNIA  
11 LIVESTOCK PRODUCTION CREDIT ASSOCIATION,  
12 a corporation; BANK OF AMERICA NATIONAL  
TRUST AND SAVINGS ASSOCIATION, a  
corporation; SOUTH VALLEY STATE BANK,  
a corporation; LAWRENCE C. JESPERSEN,  
SR.; RUBY JESPERSEN; FRANCES E.  
JESPERSEN; EDNA JESPERSEN; DAVE KENNER;  
and CHERI COUTURE;

Defendants.

13 Pursuant to ORS 93.740, the undersigned states:

14 1. As plaintiff, Farm Credit Bank of Spokane, has filed an  
15 action in the Circuit Court for Klamath County, State of Oregon;

16 2. The defendants are: Lawrence C. Jespersen, Jr., Violette  
17 Maureen Jespersen, Kenneth L. Jespersen, Lorna C. Jespersen,  
18 Leonard Karl Jespersen, Vicky Lynn Jespersen, Curtis T. Underwood,  
19 Della A. Underwood, California Livestock Production Credit  
20 Association, Bank of America National Trust and Savings  
21 Association, South Valley State Bank, Lawrence C. Jespersen, Sr.,  
22 Ruby Jespersen, Frances E. Jespersen, Edna Jespersen, Dave Kenner  
23 and Cheri Couture.

24 3. The object of said action is to foreclose a mortgage  
25 executed and delivered to plaintiff by Curtis T. Underwood and  
26

LIS PENDENS  
Page -2-

GIACOMINI, JONES & TROTMAN  
ATTORNEYS AT LAW  
635 MAIN STREET  
KLAMATH FALLS, OREGON 97601  
TELEPHONE: (503) 884-7728

02 PM 19 AUG 88

1 Della A. Underwood, for the sum of Two Hundred Eighty Thousand  
 2 (\$280,000.00) Dollars, and which Lawrence C. Jespersen, Jr.,  
 3 Violette Maureen Jespersen, Kenneth L. Jespersen, Lorna C.  
 4 Jespersen, Leonard Karl Jespersen and Vicky Lynn Jespersen assumed  
 5 and agreed to pay by instrument dated May 1, 1981, which mortgage  
 6 was dated September 4, 1979, and recorded October 8, 1979, in  
 7 Book M-79 of Mortgages, page 23735, as Recording No. 75114, records  
 8 of Klamath County, State of Oregon, and covers the hereinafter  
 9 described real property.

10 4. The further object of said action is to foreclose and bar  
 11 the rights of the defendants, and each of them, and all persons  
 12 claiming by, through, or under them, or any of them, in and to said  
 13 real property or any part thereof.

14 5. The description of the real property is:

15 PARCEL 1:

16 The SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$  and that portion  
 17 of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  and the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 8 lying East of  
 18 Swan Lake Road; and the SW $\frac{1}{4}$  and that portion of the SW $\frac{1}{4}$   
 19 of section 9, lying East of Swan Lake Road, all being in  
 20 Township 38 South, Range 10 East of the Willamette  
 21 Meridian, Excepting therefrom the following described  
 22 tract: Beginning at a point 50 links due East from a  
 23 point on the Section line 20 chains South of the  
 24 Northwest corner of the SW $\frac{1}{4}$  of Section 9, Township 38  
 25 South, Range 10 East of the Willamette Meridian; run  
 26 thence, due East 6.50 chains; thence North 1.75 chains;  
 thence East 5 chains; thence South 4 chains; thence West  
 5 chains; thence North 1.75 chains; thence West 6.50  
 chains; thence North .50 chains to the point of  
 beginning.

PARCEL 2:

Beginning at a point 50 links due East from a point on  
 the Section line 20 chains South of the Northwest corner  
 of the SW $\frac{1}{4}$  of Section 9, Township 38 South, Range 10 east

of the Willamette Meridian; run thence, due East 6.50 chains; thence North 1.75 chains; thence East 5 chains; thence South 4 chains; thence West 5 chains; thence North 1.75 chains; thence West 6.50 chains; thence North .50 chains to the point of beginning.

PARCEL 3:

The SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 5, Township 38 South, Range 10 East of the Willamette Meridian.

PARCEL 4:

The S $\frac{1}{2}$ SW $\frac{1}{4}$  of Section 4 and the N $\frac{1}{2}$ NW $\frac{1}{4}$  of Section 9, Township 38 South, Range 10 East of the Willamette Meridian.

Together with a 60 H.P. electric motor, with a Pacific centrifugal pump, and a 75 H.P. Newman electric motor, with a Johnson turbine pump, and a 100 H.P. U.S. electric motor, with a Layne and Bowler turbine pump, and any replacements thereof, all of which are hereby declared to be appurtenant thereto.

All water and water rights used upon or appurtenant to said property, however evidenced, including but not limited to Permit No. 6-8625 issued by the Water Resources Department of the State of Oregon;

Together with any and all tenements, hereditaments and appurtenances thereunto belonging or used in connection therewith.

*Stanley C. Jones*  
Stanley C. Jones

OSB #49054

Trial Attorney

635 Main Street

Klamath Falls, OR 97601

(503) 884-7728

STATE OF OREGON :  
County of Klamath : ss.

The foregoing instrument was acknowledged before me this

16th day of August, 1988

(SEAL)

KIRSTINE L. PROCK  
NOTARY PUBLIC - OREGON

My Commission Expires

Page -4-

*Kirstine L. Prock*  
Kirstine L. Prock

Notary Public for Oregon

My Commission Expires: 12/16/88

*Rel:*  
GIACOMINI, JONES & TROTMAN  
ATTORNEYS AT LAW  
635 MAIN STREET  
KLAMATH FALLS, OREGON 97601

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Giacomini, Jones & Trotman the 18th day  
of Aug. A.D., 19 88 at 4:02 o'clock P. M., and duly recorded in Vol. M88  
of Mortgages on Page 13410

Evelyn Biehn County Clerk

By Pauline Mueller

FEE 13.00