

## BARGAIN AND SALE DEED

DONALD POTTER, and JEAN FRANCES POTTER, aka FRANCES JEAN POTTER, aka JEAN F. POTTER, husband and wife, (Grantors) do grant, sell, release and transfer to DONALD POTTER and JEAN F. POTTER, Trustees of the POTTER FAMILY TRUST u.a.d. July 24, 1989, all right, title and interest in and to the real property located in Klamath County, Oregon described as follows:

## SEE ATTACHED LEGAL DESCRIPTIONS

The true consideration for this conveyance is valuable, but not expressed in dollars; the conveyance is made to organize the estates DONALD POTTER and JEAN F. POTTER for improved administration of assets while alive and competent, and ease of transition thereafter.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSONS ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USE.

Until change is requested, all tax statements shall be sent to the following address: Mr. and Mrs. Donald Potter, H.C. 63-569, Chiloquin, Oregon 97624.

DATED this 8th day of August, 1989.

Donald Potter  
DONALD POTTER

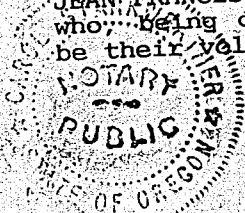
Jean Frances Potter  
JEAN FRANCES POTTER  
aka FRANCES JEAN POTTER  
aka JEAN F. POTTER

STATE OF OREGON )

)ss.

County of Klamath )

On Aug 8, 1989 personally appeared DONALD POTTER and JEAN FRANCES POTTER, aka FRANCES JEAN POTTER, aka JEAN F. POTTER, who, being duly sworn, acknowledged the foregoing instrument to be their voluntary act and deed. Before me signed:



Carol D. Starkweather  
Notary Public for Oregon  
My Commission Expires: 3-1-91

\*99 AUG 8 PH 2 07

PARCEL 1

14653

An undivided one-half interest in and to the following described real property in Klamath County, Oregon:

The S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 5, Township 35 S. R. 9 E. W. M., Oregon, containing 80 acres, more or less.

for the purpose of creating an estate by the entirety.

Subject to reservations and easements contained in deed from Joseph S. Ball et ux to Donald Potter, dated October 8, 1957.

PARCEL 2

S $\frac{1}{2}$ SW $\frac{1}{4}$  section 5, T. 35 S., R. 9 E., W.M., Oregon, containing 80 acres, more or less. This conveyance is made pursuant to the provisions of the Act of March 1, 1907 (34 Stat. 1018; 25 U.S.C. 405). There ~~is~~ is reserved from the lands hereby granted a Right of Way to Klamath County, Oregon, for the Chiloquin-Sprague River Road approved by A. W. Galbraith, Superintendent, Klamath Indian Agency, on March 29, 1957, pursuant to the provisions of the Act of February 5, 1948 (62 Stat. 17; 25 U.S.C. 323-328) and Departmental Regulations 25 C.F.R., 256, as amended, and pursuant to the stipulations of the agreement dated June 24, 1955, between the United States as represented by the Bureau of Indian Affairs and Klamath County as represented by the Judge, Klamath County Court. Recorded in Klamath County in Volume 12 Miscellaneous, Page 316. Title to the above-described property is conveyed subject to any existing easements for public roads and highways, for public utilities, and for railroads and pipe lines and for any other easements or rights of way of record. All subsurface rights, except water, are hereby reserved, in trust, to the grantors, pursuant to the provisions of the Act of August 13, 1954 (68 Stat. 720).

PARCEL 3

The Northerly 320 Feet of Lot 18, Block 1 TRACT 1118, situated in Section 36, ~~1/4 1/4~~ Range 8 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:  
In Township 34 South.

Beginning at the Northwest corner of said Lot 18; thence South 00° 02' 14" West along the Westerly line of said Lot 18, 320.00 feet: Thence South 89° 55' 26" East 1360 feet more or less, to the Westerly bank of the Sprague River; thence Northeasterly along said bank, 330 feet, more or less, to the Northerly line of said Lot 18; thence North 89° 55' 23" West along said line 1446 feet, more or less, to the point of beginning.

PARCEL 4

That portion of Section 6, Township 35 South, Range 9 East of the Willamette Meridian, lying South of Sprague River Road and East of Sprague River, Klamath County, State of Oregon.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Don Potter the 8th day  
of Aug. A.D., 19 89 at 2:07 o'clock P.M., and duly recorded in Vol. M89,  
of Deeds on Page 14652.  
By Evelyn Biehn County Clerk  
Pauline Mullenbaker

FEE \$13.00

Return: Don Potter

HC 63-569, Chiloquin, Or. 97624