K-90054 Vol. <u>ESTOPPEL AFFIDAVIT</u> <u>CRAIG L. LONG</u> FCB Loan Nos. 5425 302 01, 5425 303 01 and 5425 305 01

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County	of <u>Klama</u>	th	· · ·)	1.1

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Craig L. Long and Linda L. Long, husband and wife, an estate in fee simple as tenants by the entirety, being first duly sworn, depose and say: That they are the identical parties who made, executed, and delivered that certain Deed to FARM CREDIT BANK OF SPOKANE, a corporation chartered under the laws of the United States, successor by merger to The Federal Land Bank of Spokane, a corporation formerly chartered under the laws of the United States, as Grantee, dated <u>Sept. 7</u>, 1989, conveying the property situate in County of Klamath, State of Oregon, and more particularly described in said Deed.

That the Deed was intended to be and was an absolute conveyance of the title to the property to the Grantee named therein and was not and is not now intended as a rescission or as a mortgage, trust conveyance, or security agreement of any kind; that Affiants intended to convey and did convey to the Grantee all of their right, title, and interest absolutely in and to the property; and that possession of the property has been surrendered to the Grantee.

That in the execution and delivery of the Deed, the Affiants acted freely and voluntarily and not under coercion, duress or any misapprehension as to the legal effect thereof.

That the Deed was not given as a preference against any other creditors of the Affiants; that at the time it was given there was no person, firm or corporation, other than the Grantee therein named, having an interest either directly or indirectly in the property; that the Affiants have no other creditors whose rights would be prejudiced by such conveyance; and that the Affiants are not obligated upon any bond or other mortgage whereby any lien has been created or exists against the property.

That the consideration for said Deed includes, but is not limited to a credit of \$228,678 to the loans referenced above, payment by Grantee of a portion of real estate taxes owing against the property, and costs and expenses, including title insurance premiums associated with the conveyance. At the time of making said Deed, Affiants believed and now believe that the consideration for the Deed represents the fair value of the property.

That before executing the Deed and this Affidavit, the Affiants consulted with experts or other sources of their own choice, including their attorney, in order that the Affiants might use their own judgment in deciding whether to execute the Deed.

Grantors specifically acknowledge that said deed is not in satisfaction of the total indebtedness, as set forth in the Plan confirmed in the Grantors' Chapter 12 bankruptcy case No. 687-08962-R12, secured by the above-described mortgages dated November 2, 1967, September 21, 1977, and December 29, 1981, and is not a release of the lien against the real property located in Klamath County, Oregon. At its option, Grantee may execute and file a partial release from the mortgages as to the property being conveyed by said deed. Said partial release shall not affect the validity or priority of the mortgages covering any property except that described herein.

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That this Affidavit is made for the protection and benefit of the Grantee in said deed, its successors and assigns, and all other parties hereafter dealing with or who may acquire an interest in the property.

That the Affiants will testify, declare, depose, or certify in open court, by deposition or by written statements to the truth of the particular facts set forth above, in any case now pending or which may hereafter be instituted.

Executed this	7 day of Sec	<u></u> , 1989.	
		Crais & Long	
		Craig L Long	-
		Linda L. Long Ang	-
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state of oregon county of Klamoth; ss.

On this $\frac{7}{a}$ day of $\underbrace{5ept}{}$, 1989, before me, the undersigned, a Notary Public for the State of Oregon, personally appeared Craig L. Long, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same as his free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Va GLORIA A. SAY NOTARY PUBLIC-OREGON Ay Commission Expires 6-29-92

Notary Public for the State of Oregon Residing at My commission expires (a-29-92)

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STATE OF OREGON

county of Klamath

On this 7 day of 4, 1989, before me, the undersigned, a Notary Public for the State of Oregon, personally appeared Linda L. Long, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same as her free and voluntary act and deed.

ss.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

AA GLORIA A. SAY NOTARY PUBLIC-OREGON ly Commission Expires <u>6-29-92</u>

81-6-4412

Return to: Farm Credit Services 900 Klamath Ave. Klamath Falls, Or 97601

STATE OF OREGON: COUNTY OF KLAMATH: ss.

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