

1976 TN

14427

Vol. m90 Page 8453

KNOW ALL MEN BY THESE PRESENTS, That the undersigned hereby certifies and declares that that certain construction lien dated November 6, 1989, in which Edna M. Peterson is named as the owner or reputed owner of the real property therein described and B & T Excavating, Inc. as the claimant, recorded on January 19, 1990, in the Construction Lien Book of Klamath County, Oregon, in book/reel/volume No. M90 on page 1328 or as document/fee/file/instrument/microfilm No. _____ (indicate which) of said record, claiming a lien upon the following described real property, to-wit:

Said description is attached hereto, marked as Exhibit "A" and by reference made a part hereof.

has been fully paid and satisfied and hereby is discharged.

In construing this instrument and whenever the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand on May, 1990; if the undersigned is a corporation, it has caused its name to be signed and seal affixed by its officers, duly authorized thereunto by order of its board of directors.

B & T EXCAVATING, INC.

By: Faron Lee Bailey

(If the claimant who signs above is a corporation, use the form of acknowledgement opposite.)

[ORS 93.490]

STATE OF OREGON,)
County of _____) ss.
Personally appeared the above named _____, 19____.

and acknowledged the foregoing instrument to be voluntary act and deed.

(OFFICIAL SEAL)

Before me:

Notary Public for Oregon
My commission expires:

STATE OF OREGON, County of Klamath) ss.
May 2, 1990

Personally appeared FARON LEE BAILEY and _____ who, being duly sworn, each for himself and not one for the other, did say that the former is the _____ president and that the latter is the _____ secretary of B & T

EXCAVATING, INC.

a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors, and each of them acknowledged said instrument to be its voluntary act and deed.

Theresa K. Lipe
Notary Public for Oregon
My commission expires: 2-9-92

(OFFICIAL SEAL)

SATISFACTION OF CONSTRUCTION LIEN

B & T EXCAVATING, INC.

Claimant,

vs.

EDNA M. PETERSON

Owner or Reputed Owner.

AFTER RECORDING RETURN TO
Brandness, Brandness & Davis
411 Pine Street
Klamath Falls, OR 97601

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON,

County of _____) ss.

I certify that the within instrument was filed in my office on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ or as document/fee/file/instrument/microfilm No. _____ of the Construction Lien Book of said county.

Witness my hand and seal of County affixed.

Recording Officer
By _____ Deputy

90 MAY 3 PM 4 53

EXHIBIT "A"
LEGAL DESCRIPTION

A tract of land situated in the NW1/4 of SW1/4 of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at the intersection of the East line of the NW1/4 of SW1/4 and the North right of way line of the Southern Pacific Railroad right of way; thence North along said East line to the Northeast corner of the NW1/4 of SW1/4; thence West along the North line of said NW1/4 of SW1/4 to the centerline of the West side bypass as now located; thence Southerly along said centerline to the Northerly right of way line of aforementioned Railroad; thence Southeasterly along said Northerly line to the point of beginning. EXCEPT THEREFROM any portion of the above property conveyed to Klamath County and the State of Oregon for highway purposes.

FURTHER EXCEPTING the following tract;

All that portion of NW1/4 SW1/4 of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, described as follows:

Beginning at the intersection of the North line of the Southern Pacific Railroad right of way and the West line of Biehn Street; thence Northerly 75 feet along the West line of Biehn Street to the place of beginning; thence 200 feet Westerly parallel to the Southern Pacific Railway; thence Northerly 200 feet parallel to tangent of Biehn Street; thence Easterly parallel to the Southern Pacific Railway right of way to Biehn Street; thence Southerly along the line of Biehn Street to the place of beginning.

ALSO EXCEPTING THEREFROM:

All that portion of the NW1/4 SW1/4 of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, lying Northeasterly of the Eastside Bypass conveyed to the State of Oregon by deed recorded June 18, 1957 in Volume 292 at page 373, Deed Records of Klamath County, Oregon and recorded December 28, 1961 in Volume 334 at page 481, Deed Records of Klamath County, Oregon.

ALSO EXCEPTING any portion lying within US 97 also known as the Eastside Bypass and the Westside Bypass.

ALSO EXCEPTING

A strip of land lying in Section 20 Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and being portion of that property described in Volume 165, page 673 of the official deed records of Klamath County and by Record of Survey No. 2709. Said strip of land being more particularly described as follows:

Beginning at an iron pin marking the intersection of the North line of the Southern Pacific Railroad right-of-way and the Westerly right-of-way of Biehn Street, said pin being 1293.13 feet East and 1028.35 feet South of the West quarter corner of Section 20, Township 38 South, Range 9 East of the Willamette Meridian; running thence

(continued)

EXHIBIT "A"

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(Legal Description Continued)

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along the Northerly railroad right-of-way, North 62 degrees 39' 55" West 783.79 feet to the Easterly right-of-way of the West Side Bypass (Highway 97); thence along said right-of-way, North 08 degrees 50' 21" East 70.23 feet to the true point of beginning; thence leaving said right-of-way, North 09 degrees 34' 46" East 262.17 feet to a point on the Easterly right-of-way of the West Side Bypass (Highway 97); thence along said right-of-way South 18 degrees 40' 33" West 164.70 feet; thence South 08 degrees 50' 21" West 74.97 feet; thence South 35 degrees 59' 07" East 35.11 feet to the true point of beginning.

Tax Account No: 3809 020CB 00200

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Brandsness, Brandsness & Davis the 3rd day
of May A.D., 19 90 at 4:53 o'clock P.M., and duly recorded in Vol. M90,
of Construction Lien on Page 8453.

FEE \$15.00

Evelyn Biehn, County Clerk

By Pauline Mullens

EXHIBIT "D"

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