

14680

NOTICE OF PENDENCY  
OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

1. As Plaintiff, Interstate Production Credit Association, has filed an action in the Circuit Court for Klamath County, State of Oregon, as Case No. 9001387CV;

2. The Defendants are: Harold E. Beaubien and Laura M. Beaubien, husband and wife; Wilbur C. Harnsberger, Jr. and Carolyn Harnsberger, husband and wife; and the Wilbur C. and Carolyn L. Harnsberger Trust.

3. The object of the action is: To foreclose a real estate mortgage and security agreement executed by Harold E. Beaubien and Laura M. Beaubien, to Interstate Production Credit Association for the sum of two hundred ninety seven thousand, five hundred sixty four dollars (\$297,564.00), dated the 23rd day of July, 1987, which mortgage is recorded in the office of the County Clerk of Klamath County, Oregon, as Instrument No. 77318, in volume M87 at page 13179 and covers the hereinafter described real property.

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

4. The description of the real property to be affected is:

## PARCEL 1:

A tract of land situated in the E $\frac{1}{2}$  SE $\frac{1}{4}$  of Section 4, Township 40 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

The E $\frac{1}{2}$  SE $\frac{1}{4}$  of said Section 4; EXCEPTING THEREFROM that portion of the SE $\frac{1}{4}$  SE $\frac{1}{4}$  lying Westerly of the C-4-H Lateral, formerly E-5-3 Lateral; and further excepting a portion of property described as follows: Starting from the Section corner common to Sections 3, 4, 9 and 10 of said Township and Range; thence South 89 degrees 50' 30" West 648.8 feet to the point of beginning; thence North 00 degrees 09' 30" West 230.0 feet; thence South 89 degrees 50' 30" West 247.3 feet, more or less, to a point on the East line of the Klamath Irrigation District right-of-way for the C-4-H lateral; thence, along the East boundary of the Klamath Irrigation District lateral, South 11 degrees 49' East 235.0 feet; thence North 89 degrees 50' 30" East 200.0 feet, more or less, to the point of beginning.

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After Recording, Return To:  
Churchill, Leonard,  
Brown & Donaldson,  
PO Box 804  
Salem, Oregon 97308

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## PARCEL 2:

A tract of land situated in the E $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 9 and the NW $\frac{1}{4}$ , the E $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 10, Township 40 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Section corner common to Sections 3, 4, 9 and 10; thence North 89 degrees 50' 30" East 474.41 feet to the intersection of the North line of said Section 10 and the Easterly right-of-way line of the U.S.B.R. No. 20 Drain; thence South 14 degrees 25' 00" East, along said drain right-of-way, 30.95 feet to the Southerly right-of-way line of Cross Road; thence along the surveyed boundaries of Parcel 1 of Minor Land Partition No. 79-135, South 14 degrees 25' 00" East 268.03 feet, South 26 degrees 56' 00" East 162.54 feet, North 88 degrees 08' 10" East 92.26 feet, North 83 degrees 15' 15" East 342.80 feet and North 02 degrees 11' 22" West 363.03 feet to a point on the Southerly right-of-way line of Cross Road; thence continuing North 02 degrees 11' 22" West 30.02 feet to the North line of said Section 10; thence North 89 degrees 50' 30" East, along said North line 813.69 feet, more or less, to a railroad spike from which the North  $\frac{1}{4}$  corner of said Section 10 bears North 89 degrees 50' 30" East 774.37 feet; thence South 01 degrees 34' 56" East 1089.16 feet to a point marked with a 5/8" rebar with aluminum cap, from which a 5/8" rebar with aluminum cap bears South 01 degrees 59' 54" West 849.73 feet; thence South 01 degrees 59' 54" West 850 feet, more or less, to the centerline of the U.S.B.R. No. 20 Drain; thence Southerly along said centerline 2760 feet, more or less, to a point on the North line of the exception described in Volume M72, page 1423 of the Klamath County Deed Records; thence Westerly along said exception line 1230 feet, more or less, to the West line of said E $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 10; thence North 00 degrees 32' 23" West 2100 feet, more or less, to the CW 1/16 corner of said Section 10; thence South 89 degrees 47' 18" West, along the East-West centersection line of said Section 10, 1120 feet, more or less, to the centerline of the C-4-H Lateral; thence Northerly along said centerline to the South line of the N $\frac{1}{2}$  N $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  of said Section 9; thence South 89 degrees 41' 44" West 1200 feet, more or less, to the C-N-S-NE 1/256 corner of said Section 9; thence North 00 degrees 28' 07" East 1668.73 feet to the E 1/16 corner common to Sections 4 and 9; thence North 89 degree 39' 07" East 1338.74 feet to the point of beginning, with bearings based on the Recorded Survey of said Minor Land Partition No. 3-86.

All water and water rights used upon or appurtenant to said property.

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

All situated in Klamath County, State of Oregon.

DATED this 4th day of May, 1990.

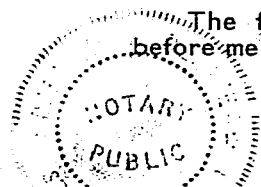
  
Gordon R. Hanna, OSB# 78237  
Of Attorneys for Plaintiff

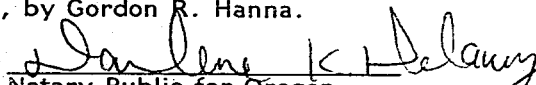
John D. Albert  
Trial Attorney  
Churchill, Leonard, Brown & Donaldson  
235 Union Street NE  
PO Box 804  
Salem, OR 97308

(503) 585-2255

STATE OF OREGON     )  
                                  ) ss.  
County of Marion     )

The foregoing Notice of Pendency of an Action was acknowledged before me on this 4th day of May, 1990, by Gordon R. Hanna.



  
Notary Public for Oregon  
My commission expires: 8-24-92

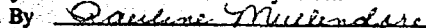
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1113002.036

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Churchill, Leonard, Brown, Donaldson the 10th day  
of May A.D., 19 90 at 11:23 o'clock A M., and duly recorded in Vol. M90  
of Mortgages on Page 8882.

FEE \$18.00

Evelyn Biehn, County Clerk

By 

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