

KNOW ALL MEN BY THESE PRESENTS, That

GERALD A. VIEIRA and VIRGINIA E. VIEIRA, husband and wife

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by

CARSON P. MERKLEY and ELIZABETH M. MERKLEY, husband and wife

, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, the certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Klamath and State of Oregon, described as follows, to-wit:

SEE ATTACHED LEGAL DESCRIPTION OF WHICH IS MADE A PART HEREOF BY THIS REFERENCE.

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 person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses.

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple and the above granted premises, free from all encumbrances except all those of record and those apparent upon the land as of the date of this deed

and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 106,000.00

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 26th day of July, 19 90; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

*Gerald A. Vieira*  
GERALD A. VIEIRA

*Virginia E. Vieira*  
VIRGINIA E. VIEIRA

STATE OF OREGON, )  
County of Klamath ) ss.  
July 26, 19 90

STATE OF OREGON, County of \_\_\_\_\_ ) ss.  
\_\_\_\_\_, 19 \_\_\_\_

Personally appeared the above named \_\_\_\_\_

Personally appeared \_\_\_\_\_ 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 \_\_\_\_\_

GERALD A. VIEIRA and VIRGINIA E. VIEIRA

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

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.

(OFFICIAL SEAL) Before me: *Kristin L. Redd*  
Notary Public for Oregon  
My commission expires: 11/16/91

(OFFICIAL SEAL) Before me: \_\_\_\_\_  
Notary Public for Oregon  
My commission expires: \_\_\_\_\_

GERALD A. VIEIRA and VIRGINIA E. VIEIRA  
20766 Reno-Worden Rd.  
Klamath Falls, OR 97603

CARSON P. MERKLEY and ELIZABETH M. MERKLEY  
P.O. Box 63  
Bly, OR 97622

After signing return to:  
**SAME AS GRANTEE**

NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address:  
**SAME AS GRANTEE**

NAME, ADDRESS, ZIP

STATE OF OREGON,

County of \_\_\_\_\_ ss.

I certify that the within instrument was received for record on the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded in book \_\_\_\_\_ on page \_\_\_\_\_ or as file/reel number \_\_\_\_\_.

Record of Deeds of said county.  
Witness my hand and seal of County affixed.

By \_\_\_\_\_ Recording Officer  
Deputy

DEED 9000 100

MTC NO. 23686-K

EXHIBIT "A"  
LEGAL DESCRIPTION

That portion of the N1/2 NE1/4 of Section 25, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at a point on the North line of said Section 25, 774.9 feet East from the North quarter corner thereof; thence East along the North section line to the right of way line of the U.S. Canal; thence Southeast along said right of way to a point which is 560 feet Northwest along said right of way from the Intersection of said right of way with the North line of the County Road; thence South 89 degrees 33' West 1040.8 feet; thence South 0 degrees 27' East 552.6 feet, more or less, to a point on the North line of the County Road; thence South 89 degrees 33' West along the North line of said County Road 60 feet; thence North 0 degrees 27' West to the place of beginning.

EXCEPTING THEREFROM a parcel of land situate in the N1/2 NE1/4 of Section 25, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the North line of Section 25, 774.9 feet East from the North quarter corner thereof; thence South 0 degrees 27' East to a point on the North line of the County Road; thence North 89 degrees 33' East along the North line of the County Road 60 feet to a point; thence North 0 degrees 27' West to a point on the North line of said Section 25; thence West along the North line of Section 25 a distance of 60 feet; more or less, to the point of beginning.

Tax Account No: 3909 025A0 01900

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Co. the 27th day of July A.D., 19 90 at 9:46 o'clock A.M., and duly recorded in Vol. M90 of Deeds on Page 14994.

FEE \$33.00

Evelyn Biehn, County Clerk

By Pauline Mullender