

NOTICE OF PENDENCY OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

1. As Plaintiffs, Farm Credit Bank of Spokane, successor by merger to The Federal Land Bank of Spokane, and Northwest Farm Credit Services, successor to Interstate Production Credit Association and Klamath Production Credit Association, have filed an action in the Circuit Court for Klamath County, State of Oregon, as Case No. 9101356CV;

2. The Defendants are: Steven William Simmons, Karen Louise Simmons, William Simmons, Elizabeth Simmons, Jay Gretlien, Catherine Gretlien, Highland Community Federal Credit Union, Robert Elder, Diane Elder, and Kevin Newman for himself and dba Newman Enterprises.

3. The object of the action is: To foreclose mortgages executed by Steven William Simmons and Karen Louise Simmons, as follows:

a. To Federal Land Bank of Spokane for the sum of FOUR HUNDRED SIXTY-FIVE THOUSAND AND NO/100 DOLLARS (\$465,000.00), dated the 30th day of November, 1984, which mortgage was recorded on December 27, 1984, in the office of the County Clerk of Klamath County, Oregon, in Vol. M84 of Mortgages at Page 21486, and re-recorded in Klamath County on March 7, 1985, in Vol. M85, page 3374. Said mortgage was also recorded on December 28, 1984 in record of mortgages in Lake County in Book 82, page 363, and re-recorded on March 13, 1985 in Lake County in Book 82, page 622, and covers the property as described below.

b. To Farm Credit Bank of Spokane for the sum of FOUR HUNDRED SIXTY-FIVE THOUSAND AND NO/100 DOLLARS (\$465,000.00), dated the 12th day of December, 1988, which mortgage was recorded January 17, 1987 in the office of the County Clerk of Klamath County, Oregon, in Vol. M89 of Mortgages at Page 908, and covers the real property as described below.

c. To Klamath Production Credit Association for the sum of FIVE HUNDRED SEVENTY-ONE THOUSAND, ONE HUNDRED FORTY-EIGHT AND NO/100 DOLLARS (\$571,148.00), dated the 2nd day of December, 1981, which mortgage was recorded on December 15, 1981 in the office of the County Clerk of Klamath County, Oregon, in Vol. M81 of Mortgages at Page 21407, and re-recorded on January 17, 1989 in Klamath County in Vol. M89, page 898, and covers the real property as described below.

d. To Interstate Production Credit Association for the sum of NINE HUNDRED THIRTY-SIX THOUSAND, FIVE HUNDRED FORTY-EIGHT AND NO/100 DOLLARS (\$936,548.00), dated December 12, 1988, which mortgage was recorded on January 17, 1989, in the office of the County Clerk of Klamath County, Oregon, in Vol.

1 - NOTICE OF PENDENCY OF AN ACTION

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

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M89 of mortgages, page 905, and covers the real property as described below.

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:

REAL PROPERTY DESCRIPTION FOR THE MORTGAGE DESCRIBED
IN a. ABOVE:

Klamath County Lands:

Township 38 South, Range 15 East of the Willamette Meridian

Section 25: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 36: E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$.

Township 39 South, Range 15 East of the Willamette Meridian

Section 1: N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 2: SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 11: W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 12: W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 13: NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$.

Section 14: E $\frac{1}{2}$ NE $\frac{1}{4}$.

EXCEPTING THEREFROM a strip of land sixty-six feet wide for road right of way easement traversing the following described property:

Township 38 South, Range 15 East of the Willamette Meridian

Section 36: E $\frac{1}{2}$ NE $\frac{1}{4}$.

Lake County Lands:

Township 38 South, Range 16 East of the Willamette Meridian

Section 17: E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 20: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 28: NW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 29: W $\frac{1}{2}$ W $\frac{1}{2}$.

Section 30: E $\frac{1}{2}$ SW $\frac{1}{4}$, Lots 3 and 4, SE $\frac{1}{4}$.

Section 31: All of fractional Section.

Township 39 South, Range 16 East of the Willamette Meridian

Section 17: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 18: NE $\frac{1}{4}$ NE $\frac{1}{4}$.

Section 21: W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$.

REAL PROPERTY DESCRIPTION FOR THE MORTGAGE DESCRIBED IN
b. ABOVE:

Klamath County Land:

Township 39 South, Range 15 East, Willamette Meridian

Section 24: SE $\frac{1}{4}$

Section 25: NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$.

REAL PROPERTY DESCRIPTION FOR THE MORTGAGE DESCRIBED IN c.
ABOVE:

Klamath County Land:

Twp. 38 South, Range 15 E.W.M.

Section 25: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 36: E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$

Twp. 39 S. R. 15 E.W.M.

Section 1: N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 2: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 11: S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 12: NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$

Section 13: NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 14: E $\frac{1}{2}$ NE $\frac{1}{4}$

Section 24: SE $\frac{1}{4}$

Section 25: NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

REAL PROPERTY DESCRIPTION FOR THE MORTGAGE DESCRIBED IN
d. ABOVE:

Klamath County Land

Twp. 39 South, Range 15 E.W.M.,

Section 1: SW $\frac{1}{4}$ SE $\frac{1}{4}$

Situated in Klamath and Lake Counties, State of Oregon.

DATED this 15 day of May, 1991.

Return:
Churchill, Leonard, Brown & Donaldson
235 Union Street NE, PO Box 804
Salem, OR 97308
(503) 585-2255

John D. Albert, OSB# 76041
Of Attorneys for Plaintiff

NOTARY PUBLIC
STATE OF OREGON)
County of Marion) ss.

The foregoing Notice of Pendency of an Action was acknowledged
before me on this 15 day of May, 1991, by John D. Albert.

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0613006.223

Beth Torrand
Notary Public for Oregon
My commission expires: 5-7-93

3 - NOTICE OF PENDENCY OF AN ACTION

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Churchill, Leonard et al the 8th day
of May A.D., 19 91 at 12:21 o'clock P M., and duly recorded in Vol. M91
of Mortgages on Page 8646.

FEE \$18.00

Evelyn Biehn . County Clerk

By Danette Mueller