

IN THE CIRCUIT COURT OF THE STATE OF OREGON
COUNTY OF KLAMATH

UNITED STATES NATIONAL BANK OF
OREGON, a national banking
association,

Plaintiff,

v.

CHILOQUIN FOREST PRODUCTS, INC.,
an Oregon corporation; RICHARD E.
GERVAIS; DIAMOND WOOD PRODUCTS,
INC., an Oregon corporation;
EMPLOYERS INSURANCE OF WAUSAU,
a Wisconsin corporation;
WINEMA ELECTRIC, INC., an
Oregon corporation; and
STATE OF OREGON, DEPARTMENT
OF REVENUE,

Defendants.

No. 9102070 CV

NOTICE OF PENDENCY OF
AN ACTION

Pursuant to ORS 93.740, the undersigned state:

1. As plaintiff, United States National Bank of
Oregon, a national banking association, has filed an action in
the Circuit Court for Klamath County, state of Oregon;

2. The defendants are: Chiloquin Forest Products,
Inc.; Richard E. Gervais; Diamond Wood Products, Inc.;
Employers Insurance of Wauwau; Winema Electric, Inc.; and State
of Oregon, Department of Revenue;

Page 1 - Notice of Pendency of an Action

1 3. The object of the action is to foreclose on the
2 mortgage on certain real property given to secure payment of a
3 loan and security agreement, optional advance note, and two
4 promissory notes;

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

6 PARCEL 1: That portion of Lot 2, Section 3,
7 Township 35 South, Range 7 East of the Willamette
8 Meridian, Klamath County, Oregon, described as
9 follows: Commencing at the Northwest corner of Lot
10 2 described above; thence South 356.9 feet; thence
11 East 270.0 feet; thence North 160.0 feet; thence
12 East 160.0 feet; thence North 196.9 feet; thence
13 West 430.0 feet to the point of beginning. All
14 points marked with iron rod.

15 EXCEPTING Railroad Right-of-way.

16 PARCEL 2: That part of Lot 2, Section 3,
17 Township 35 South, Range 7 East of the Willamette
18 Meridian, Klamath County, Oregon, particularly
19 described as follows: Beginning at the Southwest
20 corner of said Lot 2, thence East 430.0 feet to a
21 point; thence North 303.1 feet to a point; thence
22 West 430.0 feet to a point due North of the point of
23 beginning; thence South 303.1 feet to the place of
24 beginning.

25 PARCEL 3: All of Lot 12, and that portion of Lots 3
26 and 7 lying East of the Southern Pacific Company's
right-of-way, in Section 3, Township 35 South,
Range 7 East of the Willamette Meridian, together
with the easement for road purposes over and along
the existing road which is an extension of Second
Avenue and which runs through Lots 11 and 16 in a

1 South and Westerly direction to the East line of
 2 said Lot 12, for ingress to and egress from the
 3 above property.

4 DATED this 8th day of July, 1991.

5 Rece Bly - Trial Attorney
 6 Oregon State Bar No. 80166

7 Carole L. Souvenir
 8 Oregon State Bar No. 87417
 9 Attorneys for Plaintiff

10 STATE OF OREGON)

11) SS
 12 COUNTY OF MULTNOMAH)

13 The foregoing instrument was acknowledged before me
 14 this 8th day of July, 1991, by CAROLE L. SOUVENIR and RECE BLY.

15 Jean E. Panther
 16 Notary Public for Oregon

17 My commission expires: 2-20-93

18 After recording, return to:
 19 Carole L. Souvenir
 20 MILLER, NASH, WIENER, HAGER & CARLSEN
 21 111 S.W. Fifth Avenue
 22 Portland, Oregon 97204-3699
 23 Telephone: (503) 224-5858
 24
 25
 26

Page 3 - Notice of Pendency of an Action

1 I hereby certify that I served the foregoing Notice of
 2 Pendency of an Action on:

3 Chiloquin Forest Products, Inc.
 4 c/o Richard Gervais, Registered Agent
 437 N.W. Drake Road
 Bend, Oregon 97701

5 Mr. Bradley S. Copeland
 6 Harrang, Long et al
 Post Office Box 11620
 7 Eugene, Oregon 97440
 Attorney for Defendant Gervais

8 Diamond Wood Products, Inc.
 9 c/o James Harrison, Registered Agent
 90253 Prairie Road
 Eugene, Oregon

11 Winema Electric, Inc.
 12 c/o Michael Schmeck, Registered Agent
 735 Commercial Street
 Klamath Falls, Oregon 97601

13 State of Oregon, Department of Revenue
 14 c/o Richard A. Munn, Director
 457 Revenue Building
 15 Salem, Oregon 97310

16 by mailing to said parties full, true, and correct copies
 17 thereof. further certify that said copies were contained in
 18 sealed envelopes with postage thereon prepaid, addressed as
 19 above stated, the last-known address of said parties, and
 20 deposited in the post office at Portland, Oregon, on the 8th
 21 day of July, 1991.

STATE OF OREGON, ss.
 County of Klamath

Filed for record at request of:

Carole L. Souvenir
 on this 10th day of July A.D., 19 91
 at 11:55 o'clock AM and duly recorded
 in Vol. M91 of Mortgages Page 13340
 Evelyn Biehn County Clerk
 By Pauline Mulender Deputy.

Fee. \$43.00

MILLER, NASH, WIENER, HAGER & CARLSEN
 Attorneys and Counselors at Law
 Telephone (503) 224-5853
 111 S. W. Fifth Avenue Portland, Oregon 97204-3699