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## MTC 30897-ITF VOL MAY Page 15466 STATUTORY WARRANTY DEED

DOUBLE J LAND & CATTLE CO. ("Grantor"), conveys and warrants to NEW PRIME, INC., a Nebraska corporation ("Grantee"), the following-described real estate, situated in the County of Klamath, State of Oregon:

See Exhibit "A" attached hereto and by this reference incorporated herein

The property is free from encumbrances except:

See Exhibit "B" attached hereto and by this reference incorporated herein

The true consideration for this conveyance consists of or includes other property or value given or promised which is the whole consideration.

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 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

5/4\_\_, 1994. Dated:

DOUBLE J LAND & CATTLE CO.

**Authorized Representative** 

STATE OF OREGON County of Klanut

This instrument was acknowledged before me on this  $\underline{\mathscr{W}}$ by Patrick J. Juhl, who is the Authorized Representative of Pouble J Land 8

Notary Public for Oregon My commission expires:

OFFICIAL SEAL
HELEN M. FINK
NOTARY PUBLIC · OREGON
COMMISSION NO. 014766
MY COMMISSION EXPIRES APR. 20, 1996

Grantor:

Double J Land & Cattle Co. 3305 Memorial Drive Klamath Falls, OR 97601

Grantee:

NEW PRIME INC., A NEBRASKA CORPORATION 2740 NORTH MAYFAIR SPRINGFIELD, MO 65808

After Recording Return to: NEW PRIME INC., a Nebraska Corporation 2740 North Mayfair Springfield, MO 65808

Until a change is requested, all tax statements shall be sent to the following address: NEW PRIME INC., a Nebraska Corporation 2740 North Mayfair Springfield, MO 65808

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## EXHIBIT "A" LEGAL DESCRIPTION (41 acre parcel)

That portion of Government Lots 23 and 28 lying East of Highway 97 and that portion of Government Lot 22 lying West of Williamson River situated in the SE1/4 of Section 16, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon.

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## EXHIBIT "B" (41 acre parcel)

- 1. Taxes for the fiscal year 1993-1994.
- 2. Rights of the public in and to any portion of the herein described premises lying within the limits of the streets, roads or highways.
- 3. Rights of the public and of governmental bodies in and to that portion of the premises described herein, now or at any time lying below the high water mark of the Williamson River, including any ownership rights which may be claimed by the State of Oregon, in and to any portion of the premises now or at any time lying below the ordinary high water mark thereof.
- 4. Reservations, restrictions and easements as contained in Deed to Restricted Land recorded June 3, 1957 in Volume 293, page 296, Deed Records of Klamath County, Oregon.
- 5. Reservations, restrictions and easements as contained in Deed recorded June 23, 1965 in Volume 363, page 58, Deed Records of Klamath County, Oregon.
- 6. A Right of Way Easement created by instrument, subject to the terms and provisions thereof,
  Dated: May 3, 1973
  Recorded: May 7, 1973
  Volume: M73, page 5486, Microfilm Records of Klamath County,
  Oregon
  In Favor of: Pacific Power & Light Company, a corporation
- 7. A Telephone Right of Way Easement created by instrument, subject to the terms and provisions thereof, Dated: August 4, 1986
  Recorded: September 15, 1986
  Volume: M86, page 16612, Microfilm Records of Klamath County, Oregon
  In Favor of: Telephone Utilities of Eastern Oregon, Inc., an Oregon corporation
  For: The right to bury and maintain underground telephone facilities

For: Electric transmission and distribution line

STATE OF OREGON: COUNTY OF KLAMATH: ss.

8. Limited access provisions contained in Deed to the State of Oregon, by and through its State Highway Commission, which provided that no right or easement of right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property.

Recorded: September 25, 1989

Volume: M89, page 18018, Microfilm Records of Klamath County, Oregon