

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF KLAMATHSouth Valley State Bank, an
Oregon Banking Corporation,

Plaintiff,

vs.

Case No. 9504619 cv

NOTICE OF PENDENCY OF AN
ACTIONI. F. Rodgers and Sons, a
general partnership consisting
of I. F. Rodgers, Lorraine G.
Rodgers, Ronald R. Rodgers,
Russell R. Rodgers, and Radley
R. Rodgers partners; I. F.
Rodgers trustee and Lorraine
G. Rodgers trustee of I. F.
Rodgers Living Trust; I. F.
Rodgers trustee and Lorraine
G. Rodgers trustee of Lorraine
G. Rodgers Living Trust; I. F.
Rodgers, aka Isiah F. Rodgers;
Lorraine G. Rodgers, Ronald R.
Rodgers, Russell R. Rodgers,
Radley R. Rodgers, Alice A.
Rodgers, Cynthia L. Rodgers,
Debra E. Rodgers, Klamath
County,

Defendants.

Pursuant to ORS 93.740, the undersigned states:

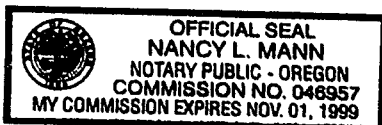
1. Plaintiffs have filed an action in the Circuit Court for Klamath County, State of Oregon;
2. The Defendants are I. F. Rodgers and Sons, a general partnership consisting of I. F. Rodgers, Lorraine G. Rodgers, Ronald R. Rodgers, Russell R. Rodgers, and Radley R. Rodgers partners; I. F. Rodgers trustee and Lorraine G. Rodgers trustee of I. F. Rodgers Living Trust; I. F. Rodgers trustee and Lorraine G. Rodgers trustee of Lorraine G. Rodgers Living Trust; I. F. Rodgers, aka Isiah F. Rodgers; Lorraine G. Rodgers, Ronald R. Rodgers, Russell R. Rodgers, Radley R. Rodgers, Alice A. Rodgers, Cynthia L. Rodgers, Debra E. Rodgers, Klamath County;
3. The object of the action is: complaint on promissory note; foreclosure of mortgage and security agreement;
4. The description of the real property to be affected is: See Exhibit "A" attached hereto and by that reference incorporated herein.

DATED this 23 day of October, 1995.

BRANDSNESS, BRANDSNESS & RUDD, P.C.

Return:

Andrew C. Brandsness
 Andrew C. Brandsness, OSB #83159
 of Attorneys for Plaintiff
 411 Pine Street
 Klamath Falls, OR 97601 503/882-6616

SUBSCRIBED AND SWORN to before me this 23 day of
October, 1995.

Nancy L. Mann
 Notary Public for Oregon
 My Commission expires: 11-1-99

LEGAL DESCRIPTION

PARCEL 1

The West 33 feet of Government Lot 2, all that portion of Government Lot 2, lying Southwesterly of the right of way of the United States Government Canal "F", Government Lots 3, 4, 5, 6, 11, 12, 13 and 14 of Section 4; Government Lots 9, 10, 15 and 16 of Section 5; all in Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 2

The W1/2 SW1/4 of Section 34, Township 39 South, Range 11 1/2 East of the Willamette Meridian, Klamath County, Oregon, EXCEPTING THEREFROM that portion deeded to Poe Valley Community Club by deed recorded December 6, 1924 in Deed Volume 66 at page 377, Deed Records of Klamath County, Oregon.

PARCEL 3

Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon:

Section 3: S1/2 SW1/4

Section 4: Government Lot 18 (SW1/4 NE1/4); Government Lot 19 (SE1/4 NW1/4); E1/2 SW1/4 W1/2 SE1/4; SE1/4 SE1/4; Government Lot 20; NW1/4 SW1/4; SW1/4 SW1/4

Section 5: Government Lots 17 and 18; N1/2 SE1/4; SE1/4 SE1/4

Section 9: N1/2 NE1/4; SW1/4 NE1/4; NE1/4 NE1/4 SE1/4; S1/2 NE1/4 SE1/4; N1/2 NE1/4 SE1/4 SE1/4; NW1/4 SE1/4 SE1/4; S1/2 SE1/4 SE1/4

Section 10: NW1/4 SW1/4; SW1/4 SW1/4; NW1/4 NE1/4; N1/2 NW1/4

Section 15: NW1/4 NE1/4; SW1/4 NE1/4; NW1/4; N1/2 SW1/4; NW1/4 SE1/4

PARCEL 4

In Township 39 South, Range 11 1/2 East of the Willamette Meridian, Klamath County, Oregon;

Section 34: Government Lots 3 and 4, All that portion of the NE1/4 NE1/4 lying Westerly of Lost River; SW1/4 NE1/4; E1/2 NW1/4; SW1/4 NW1/4, EXCEPT the West 60 feet; NE1/4 SW1/4; the East 30 feet of the SE1/4 SW1/4; NW1/4 SE1/4; NE1/4 SE1/4 lying Westerly of Lost River

Section 35: Government Lots 10 and 11

EXHIBIT "A"
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-Legal Description continued-

PARCEL 5

Government Lots 15, 16, 17 and 18 of Section 3, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, except that portion conveyed to the United States of America by deed dated July 2, 1912, recorded July 6, 1912, in Volume 37 at page 416, Deed Records of Klamath County, Oregon.

The N1/2 of the SW1/4, and the SE1/4 of Section 3, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

The NE1/4 of the SE1/4 of Section 4, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

The E1/2 of the NE1/4 of Section 10, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

A portion of Government Lots 19 and 20, Section 3; Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the South line of Government Lot 19, Section 3, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, which is 505 feet West, more or less, from the Southeast corner of said Government Lot 19 and in the center of the irrigation ditch which intersects said South line of said Government Lot 19; thence continuing West along the South line of said Government Lot 19 a distance of 1492 feet; thence North parallel to the East line of said Government Lot 19 to the center of irrigation ditch in a Northeasterly and Southerly direction to the point of beginning.

PARCEL 6

In Township 40 South Range 11 East of the Willamette Meridian, Klamath County, Oregon.

In Section 7: The SE1/4 and the East 1/2 SW1/4

In Section 8: The SW1/4 and the South 1/2 of NW1/4

TOGETHER WITH a right of way for road and utility purposes beginning at the intersection of the North extension of Dodds Hollow Road, A County Road, over the West 60 feet of the NE1/4 NE1/4 of Section 29, over the West 60 feet of the East 1/2 SE1/4 of Section 20; over the West 60 feet of the East 1/2 SE1/4 of Section 17 to the intersection of an existing road.

ALSO TOGETHER WITH a right of way for road and utility purposes 30 feet on each side of the centerline of an existing road running Northwesterly through the East 1/2 SE1/4, of Section 17; and through the NE1/4 of Section 17.

-continued-

-Legal Description continued-

ALSO TOGETHER WITH a right of way for road and utility purposes 30 feet on each side of the centerline of an existing road that runs Northeastly through the east 1/2 SE1/4; the NE1/4 of Section 17; and through the North 1/2 NW1/4 of Section 16, for the benefit of the hereinabove described property.

PARCEL 7

The S1/2 NE1/4 and the NE1/4 NE1/4 of Section 8; the SW1/4 NW1/4; the SW1/4; and the W1/2 SE1/4 of Section 9, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

RESERVING THEREFROM a right of way for road and utility purposes 30 feet on each side of the centerline of that existing road running Northwestly through the West half of Section 9 and the East half of Section 8.

ALSO, the NW1/4 of Section 16, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

RESERVING THEREFROM a right of way for ingress and egress, road and utility purposes over that existing road that runs through the Northwest quarter of the Northwest quarter.

ALSO, the E 1/2; and the E1/2 SW1/4 of Section 16, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 8

All of Government Lots 2, 3, 4, 5, 6, 7, 10, 11 and 12 of Section 3, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon:

EXCEPTING THEREFROM a parcel of land situated in Government Lot 4, being more particularly described as follows:

Beginning at the intersection of the South line of South Poe Valley Road and the East line of Schaupp Road; thence South along the East line of Schaupp Road, a distance of 492 feet, more or less, to an existing fence; thence East along existing fence line a distance of 840 feet; thence in a Northwesterly direction following the centerline of an existing irrigation ditch, 531 feet, more or less to a point on the South line of South Poe Valley Road; thence West along the South line of said road a distance of 625 feet, more or less, to the point of beginning, in Section 3, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

ALSO EXCEPTING THEREFROM that portion thereof conveyed by John Fischer to the United States of America, recorded in Deed Volume 39, at page 20, Deed Records of Klamath County, Oregon.

EXHIBIT "A"
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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Andrew C. Brandsness the 25th day
of October A.D., 19 95 at 11:49 o'clock A M., and duly recorded in Vol. M95
of Mortgages on Page 29148.

FEE \$25.00

Bernetha G. Letsch, County Clerk
By Annette Mueller