

NOTICE OF LIS PENDENS

TO ALL WHOM THIS MAY CONCERN , notice is hereby given that:

1. An action affecting the title to the real property described below is now pending in the Circuit Court for the State of Oregon, County of Marion, as follows:

JEFF J. JACKMAN and RICHARD and VERNA )  
ROBERTS, )

Plaintiffs, )

VS. )

ARCHER and HARRIET ROE, )

Defendants. )

NOTICE OF PENDENCY OF AN  
ACTION

Pursuant to ORS 93.740, the undersigned states:

2. As Plaintiffs, Jeff J. Jackman, Richard and Verna Roberts have filed an action in the Circuit Court for the County of Marion, State of Oregon.
3. The Defendants are: Archer Roe and Harriet Roe
4. The object of the action is: Anticipatory Breach of Contract & Specific Performance
5. The description of the real property to be affected is attached as Exhibit A

  
Jeff J. Carter, OSB # 82215  
Of Attorney for Plaintiffs

STATE OF OREGON )

County of Marion )

) ss.

The foregoing instrument was acknowledged before me this 1 day of April, 1997.

  
NOTARY PUBLIC

My Commission Expires 3/5/2000

AFTER RECORDING RETURN TO:

Jeff J. Carter, P.C.  
P.O. Box 973  
Salem, Oregon 97308

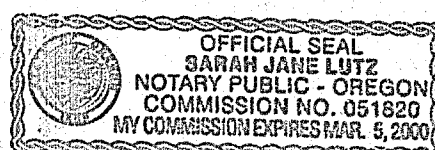


Exhibit A

9471

K-50055

DESCRIPTION

The following described real property situate in Klamath County, Oregon:

PARCEL 1:

That portion of the E½E½ of Section 28, Township 23 South, Range 10 East of the Willamette Meridian lying South of a line described as follows:

Beginning at a point on the East line of Section 28 Township 23 South, Range 10 East of the Willamette Meridian, from which a brass cap monument marking the East 1/4 corner of said Section 28 bears N. 2°38'00" E. 4.61 feet; thence along the center of an existing road N. 74°34'01" W. 16.57 feet; thence N. 76°11'47" W. 696.40 feet to an existing fence; thence along said fence N. 2°32'17" E. 20.07 feet to a fence corner; thence along an existing fence line N. 89°51'55" W. 708 feet, more or less, to the West line of the East 1/2 of the East 1/2 of said Section 28.

Subject to a fifteen foot wide access easement along the Northerly fifteen feet of the Easterly 712.97 feet of the above described parcel.

Together with a fifteen foot wide access easement along the Northerly side of and parallel and contiguous with the Easterly 712.97 feet of the above described parcel.

Together with an access easement over any portion of the SW¼NW¼ of Section 27, Township 23 South, Range 10 E.W.M., lying within fifteen feet of a line described as follows:

Beginning at a point on the West line of said Section 27 from which a brass cap monument marking the West 1/4 corner of said Section 27 bears N. 2°38'00" E. 4.61 feet; thence along the center of an existing road S. 74°34'01" E. 861.50 feet to a point on the Westerly right of way line of the Burlington Northerly Railroad.

The East 30 feet of the S½S½NE½NE½ of Section 33, Township 23 South, Range 10 East of the Willamette Meridian.

PARCEL 2: that portion of the NW¼SW¼ of said Section 27 lying West of Railroad and South of a line described as follows:

Beginning at a point on the West line of Section 27, Township 23 South, Range 10 E.W.M., from which a brass cap monument marking the West 1/4 corner of said Section 27 bears W. 2°38'00" E. 4.61 feet; thence along the center of an existing road S. 74°34'01" E. 861.50 feet to a point on the Westerly right of way line of the Burlington Northern Railroad,

Together with an access easement over any portion of said NW¼SW¼ Section 27 lying within fifteen feet on either side of the above described line.

NORTH PARCEL

## DESCRIPTION

The following described real property situate in Klamath County, Oregon:

That portion of NE1/4 of Section 28, Township 23 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon lying North of a line described as follows:

Beginning at a point on the East line of Section 28, Township 23 South Range 10 E.W.M., from which a brass cap monument marking the East 1/4 corner of said Section 28 bears N. 2°38'00" E. 4.61 feet; thence along the center of an existing road N. 74°34'01" W. 16.57 feet; thence N. 76°11'47" W. 696.40 feet to an existing fence; thence along said fence N. 2°32'17" E. 20.07 feet to a fence corner; thence along an existing fence line N. 89°51'55" W. 708 feet, more or less to the West line of the East 1/2 of the East 1/2 of said Section 28.

Subject to a 15 foot wide access easement along the Northerly fifteen feet of the Easterly 712.97 feet of the above described parcel.

Together with a 15 foot wide access easement along the Northerly side of and parallel and contiguous with the Easterly 712.97 feet of the above described parcel.

Together with an access easement over any portion of the SW1/4 of Section 27 Township 23 South, Range 10 E.W.M., lying within fifteen feet of a line described as follows:

Beginning at a point on the West line of said Section 27 from which a brass cap monument marking the West 1/4 corner of said Section 27 bears N. 2°38'00" E. 4.61 feet; thence along the center of an existing road S. 74°34'01" E. 861.50 feet to a point on the Westerly right of way line of the Burlington Northern Railroad.

Also that portion of the SW1/4 of Section 27, Township 23 South, Range 10 E.W.M., lying West of Railroad and that portion of the NW1/4 of said Section 27 lying West of Railroad and North of a line described as follows:

Beginning at a point on the West line of Section 27, Township 23 South, Range 10 E.W.M., from which a brass cap monument marking the West 1/4 corner of said Section 27 bears N. 2°38'00" E. 4.61 feet; thence along the center of an existing road S. 74°34'01" E. 861.50 feet to a point on the Westerly right of way line of the Burlington Northern Railroad.

Together with an access easement over any portion of said NW1/4 Section 27 lying within fifteen feet on either side of the above described line.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Jeff J. Carter the 1st day  
of April A.D., 19 97 at 1:54 o'clock P. M., and duly recorded in Vol. M97  
of Mortgages on Page 947D.

FEE \$20.00

Bernetha G. Letsch, County Clerk

by Kathleen Ross