

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT - THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

44095

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THIS INDENTURE, made the 18<sup>th</sup> day of August, nineteen hundred and ninety seven  
BETWEEN

TOM VALDES, residing at 648 MOLOKAI AKAU  
STREET, KAHULU, MAUI, HAWAII 96732

party of the first part, and

TOM VALDES & THERESA N. COLETTI VALDES,  
husband & wife, as Tenants by the entirety, with  
rights of survivorship, both residing at 648 MOLOKAI  
AKAU STREET, KAHULU, MAUI, HAWAII,

party of the second part,

WITNESSETH, that the party of the first part, in consideration of ten dollars paid by the party of the second part, does hereby release, release and quitclaim unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate,  
lying and being in the

County of Klamath, State of Oregon,  
lot 13, Block 2, Mountain Lake Klamath,  
Varney Creek, Rocky Point.

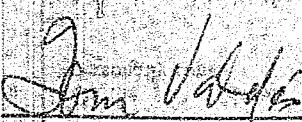
TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part, in compliance with Section 13 of the Lien Law, hereby covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

  
TOM VALDES

P  
n  
s

27769

STATE OF NEW YORK, COUNTY OF MAUI  
On the 18<sup>th</sup> day of August 1997 before me personally came

*Tom Valdes*

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same.

STATE OF NEW YORK, COUNTY OF MAUI  
On the 18<sup>th</sup> day of August 1997 before me personally came

*John A. Allen*

STATE OF NEW YORK, COUNTY OF MAUI  
On the 18<sup>th</sup> day of August 1997 before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he resides at No.

that he is the  
of , the corporation described  
in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name therein by like order.

STATE OF NEW YORK, COUNTY OF MAUI  
On the 19<sup>th</sup> day of August 1997 before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same.

STATE OF NEW YORK, COUNTY OF MAUI

On the 19<sup>th</sup> day of August 1997 before me personally came the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who being by me duly sworn, did depose and say that he resides at No.

that he knows to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed his name as witness thereto.

### (Affidavit Deed)

Title No.

*Tom Valdes*

TO

*Tom Valdes & THERESA N. COLETTI*  
*Valdes*

STANDARD FORM OF NEW YORK BOARD OF TITLE UNDERWRITERS CHARTERED 1927	
INTER-COUNTY TITLE GUARANTY and MORTGAGE COMPANY	
IN NEW YORK	

LOT 13  
SECTION  
BLOCK 2  
LINE  
COUNTY OR STATE Klamath

Recorded At Request of  
INTER-COUNTY Title Guaranty and Mortgage Company  
RETURN BY MAIL TO

VALDES FAMILY  
6218 MOLOKAI AKAU ST.  
KAHULUI, MAUI, HI.  
96732  
Zip No.

STATE OF OREGON: COUNTY OF KLAMATH ss.

Filed for record at request of Tom Valdes the 25th day  
of August A.D., 1997 at 2:35 P.M., and duly recorded in Vol. M97  
of Deeds on Page 27767.

FEE \$35.00 By Bernetha G. Letech, County Clerk  
RECEIVED  
RECORDED  
TOM VALDES  
THERESA N. COLETTI  
VALDES

RESERVE THIS SPACE FOR  
RECORDED BY

COMBINE WITH YOUR RECORDING RECEIPT AND INDEX PAGE - A COPY OF THE DEED IS ALSO SERVED ON THE CLERK'S OFFICE