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98 SEP 24 AM 11:52 Vol. 198 Page 35097

MARILYN KIM NOVAK MALLOY, TRUSTEE
PO BOX 339

CHILOQUIN, OR 97624
Grantor's Name and Address

MARILYN KIM NOVAK MALLOY, TRUSTEE

ROBERT L. MALLOY, TRUSTEE
PO BOX 339, CHILOQUIN, OR 97624
Grantee's Name and Address

After recording, return to (Name, Address, Zip):

GRANTEE

PO BOX 339

CHILOQUIN, OR 97624

Until requested otherwise, send all tax statements to (Name, Address, Zip):

GRANTEE

PO BOX 339

CHILOQUIN, OR 97624

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON, } ss.
County of _____

I certify that the within instrument was received for record on the _____ day of _____, 19____ at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ and/or as fee/file/instrument/microfilm/reception No. _____, Records of said County.

Witness my hand and seal of County affixed.

NAME _____ TITLE _____

MTC 1396-9397 By _____, Deputy.

BARGAIN AND SALE DEED

KNOW ALL BY THESE PRESENTS that MARILYN KIM NOVAK MALLOY, TRUSTEE OF THE MARILYN KIM NOVAK MALLOY REVOCABLE TRUST UNDER DECLARATION OF TRUST JAN. 27, 1987 hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto MARILYN KIM NOVAK MALLOY, TRUSTEE OF THE MARILYN KIM NOVAK MALLOY REVOCABLE TRUST UNDER DECLARATION** hereinafter called grantee, and unto grantee's heirs, successors and assigns, all of that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in KLAMATH County, State of Oregon, described as follows, to-wit:

SEE ATTACHED EXHIBIT "A" HERETO AND MADE A PART HEREOF

**OF TRUST DATED JANUARY 27, 1987 AS TO AN UNDIVIDED 50% INTEREST AND ROBERT L. MALLOY, TRUSTEE OF THE ROBERT L. MALLOY REVOCABLE TRUST UNDER DECLARATION OF TRUST DATED JANUARY 24, 1987 AS TO AN UNDIVIDED 50% INTEREST AS TENANTS IN COMMON

AMERITILE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ NONE . However, the actual consideration consists of or includes other property or value given or promised which is part of the the whole (indicate which) consideration. (The sentence between the symbols ϕ , if not applicable, should be deleted. See ORS 93.030.)

In construing this deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument this 10th day of Sept, 1998; if grantor is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

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.

Marilyn Kim Novak Malloy
MARILYN KIM NOVAK MALLOY, TRUSTEE

STATE OF OREGON, County of JACKSON) ss.

This instrument was acknowledged before me on _____, 19____

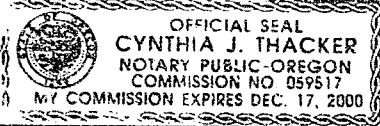
by _____

This instrument was acknowledged before me on _____, 19____

by MARILYN KIM NOVAK MALLOY

as TRUSTEE

of THE MARILYN KIM NOVAK MALLOY REVOCABLE TRUST



Cynthia J. Thacker
Notary Public for Oregon
My commission expires 12/17/00

LEGAL DESCRIPTION

PARCEL 1:

A tract of land situated in Section 21, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the initial point of the Williamson River Estates, a duly recorded subdivision, said initial point situated South 19 degrees 17' 35" East a distance of 1,037.36 feet (South 18 degrees 49' 22" East 1,038.84 feet by said plat) from the North one-fourth corner (N1/4) of said Section 21; thence South 81 degrees 02' 30" West 172.35 feet (172.88 by said plat); thence continuing South 81 degrees 02' 30" West 80.86 feet; thence North 09 degrees 27' 45" West 365.94 feet to a 1/2 inch iron pin which is North 80 degrees 32' 15" East 17.00 feet from point A as shown on accompanying Exhibit "A"; thence North 80 degrees 32' 15" East 253.20 feet to the Westerly right of way line of U.S. Highway 97; thence South 09 degrees 27' 45" East, along said right of way line, 368.17 feet to the point of beginning.

TOGETHER WITH the easement referred to as Pressure line area in Deed Volume M79 page 28497 of the Klamath County Deed Records, said easement being more particularly described as follows: Beginning at said point A of above description, which bears South 01 degrees 17' 32" East 660.66 feet from said N1/4 corner of said Section 21; thence North 09 degrees 27' 45" West 60.00 feet; thence North 10 degrees 15' 09" West 357.01 feet; thence West 184.41 feet to point B; thence North 22.00 feet; thence East 221.08 feet to the Westerly line of that tract of land described in Deed Volume M80 page 6729 and 6730, of said Klamath County Deed Records; thence South 10 degrees 15' 09" East, along said Westerly line, 372.68 feet; thence South 09 degrees 27' 45" East 60.00 feet to the Northerly line of Deed Volume 336, page 17, of said Klamath County Deed Records, also being the Northerly line of the above described 2.13 acre parcel; thence South 80 degrees 32' 15" West 40.00 feet to Point A, being the point of beginning.

ALSO TOGETHER with the easement for drain field area as referred to in said Deed Volume M79 page 28497, said easement being more particularly described as follows: Beginning at point B which bears South 44 degrees 10' 38" West 348.58 feet from said N1/4 corner of said Section 21; West 312.00 feet; thence North 250 feet, more or less, to the Northerly line of said Section 21; thence Easterly, along said Northerly line, to a point that bears North of said point B; thence South to the said point B, being the point of beginning.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Amerititle the 24th day
of September A.D., 19 98 at 11:52 o'clock A. M., and duly recorded in Vol. M98
of Deeds on Page 35097

FEE \$35.00

By Bernetha G. Letsch, County Clerk
Kathleen Ross