

APRIL 1976 3041

MAR 17 1976

PAGE

KNOW ALL MEN BY THESE PRESENTS, That Ted E. Miller and Theresa Louise Miller, husband and wife, hereinbefore called the grantor, for the consideration hereinafter stated, to grantee paid by Daryle Zierke, hereinbefore called his grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the improvements, fixtures and appurtenances thereto belonging or appertaining, situated in the County of Klamath, and State of Oregon, described as follows, to-wit:

**PARCEL 1**  
Lot 4 and part of Lot 3 lying West of Highway 97 in Section 10, Township 36 South, Range 7 East of the Willamette Meridian, in the County of Klamath, State of Oregon.

**PARCEL 2**  
Part of Lot 29 lying West of Highway 97 in Section 3, all in Township 36 South, Range 7 East of the Willamette Meridian, in the County of Klamath, State of Oregon.

Subject, however, to the following:

1. Rights of the public in and to any portion of said premises lying within the limits of roads and highways.
- (For continuation of this document, see reverse side of this deed.)

To Have and to Hold the same unto

And said grantor hereby covenants and agrees that he is lawfully seized in fee simple of the above described land, if any, as of the date of record as of the date of this deed and those apparent upon the

and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$70,000.00.

However, the actual consideration consists of the consideration (indicate which) (check one) or both (check both) below. (If both are checked, the singular includes the plural and all grammatical forms hereof apply equally to corporations and to individuals.)

In construing this deed and where the language shall be implied to make the provisions hereof apply equally to corporations and to individuals,

In Witness Whereof, the grantor has recited the instrument thus day of June, 1979, to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

(Executed by a corporation,  
affix corporate seal)

STATE OF OREGON, )  
County of Klamath )  
June 1, 1979.

Personally appeared the above named Ted E. Miller and Theresa Louise Miller, husband and wife,

and acknowledged the foregoing instrument to be their voluntary act and deed.

Encls. 1/2/3  
(OFFICIAL SEAL)  
Notary Public for Oregon  
My commission expires: 3-31-77

STATE OF OREGON, County of \_\_\_\_\_ ss.

Personally appeared \_\_\_\_\_, who, being duly sworn, each for himself and no one for the other, did say that the former is the president and that the latter is the secretary of \_\_\_\_\_, a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:  
  
(OFFICIAL SEAL)

Notary Public for Oregon  
My commission expires:

STATE OF OREGON, ss.

I certify that the within instrument was received for record on the day of \_\_\_\_\_, at \_\_\_\_\_ o'clock P.M., and recorded in book \_\_\_\_\_ on page \_\_\_\_\_ or as file ref. number \_\_\_\_\_.

Record of Deeds of said county.  
Witness my hand and seal of

City of \_\_\_\_\_  
Clerk of \_\_\_\_\_  
Folio \_\_\_\_\_  
Date \_\_\_\_\_  
Recording Officer \_\_\_\_\_  
Deputy \_\_\_\_\_

GRANTOR'S NAME AND ADDRESS

GRANTEE'S NAME AND ADDRESS

After recording return to:  
DARYL ZIERKE  
27870 Hwy 57 N  
Chiloquin, OR 97624  
NAME, ADDRESS, ZIP

SPACE RESERVED  
FOR  
RECORDEER'S USE

Unless otherwise requested, all tax statements shall be sent to the following address:  
NAME - NO CHANGE

NAME, ADDRESS, ZIP

2. Right of way to Southern Pacific Railroad Co. and State of Oregon  
 Highway Commission, as disclosed by Patent recorded in Deed Book 180  
 at page 193 and Book 292 at page 14.  
 3. Right of way to Oregon State Highway Commission as disclosed by Deed  
 recorded in Book 295 at page 246.  
 4. Reserving all subsurface rights except water, to the heirs of Prim  
 Weeks, by deed recorded December 10, 1955 in Book 280 at page 193, Deed  
 Records. (Affecting Parcels 1 & 1.)  
 5. Reserving all subsurface rights except water to the heirs of Dodge  
 Beal by deed recorded July 1, 1957, in Book 297 at page 514, Deed  
 Records. (Affects Parcels 2).  
 6. An easement created by instrument, including the terms and provisions  
 thereof,  
 Dated : April 10, 1988  
 Recorded : April 12, 1988  
 In favor of : Pacific Power & Light Company  
 FOR : Anchorage and Town, Guy in Section 3.

STATE OF OREGON: COUNTY OF KLANATH ss

Filed forward at request of	A. M. Smith	be	25th	day
of January A.D. 1989	11:12	clock	A.M.	and duly recorded in Vol. M99
FEE \$35.00		con't	2375	

Linda Smith, County Clerk  
by *M. Linda Smith*

NUMBERING ERROR January 25, 1999

Missing Page #2377