

FORM No. 10 - POWER OF ATTORNEY TO SELL REAL ESTATE

COPYRIGHT 1988 STEVENSON LAW PUBLISHING CO., PORTLAND, OR 97204

NS

POWER OF ATTORNEY
TO SELL REAL ESTATE

200 JUN -4 AM 11:37

Vol M00 Page 254

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

By _____, Deputy.

NTC 49711-KK

KNOW ALL BY THESE PRESENTS, That I, ~~we~~, Mark Van Pernis and Kristi Van Pernis, have made, constituted and appointed, and by these presents

do hereby make, constitute and appoint Mark W. Burkhalter as my true and lawful attorney for me and in my name, place and stead, and for my use and benefit to sell and convey to any party or parties at such price or prices and upon such terms as shall seem equitable, all or any portion of the following described real property situated, lying and being in the county of Klamath in the state of Oregon and more particularly described, as follows, to-wit:

See Exhibit "A" attached

with all the privileges and appurtenances thereunto belonging or in any way appertaining, and for me and in my name to make out, execute, acknowledge and deliver proper deeds of conveyance of the same with or without covenants of seisin, freedom from encumbrances and warranty.

GIVING AND GRANTING unto my attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my attorney shall lawfully do or cause to be done by virtue of these presents.

In construing this instrument and where the context so requires, the singular includes the plural.

Dated June 15, 1999.

MARK VAN PERNIS

KRISTI VAN PERNIS

STATE OF ~~OREGON~~ ^{Hawaii}, County of Hawaii

This instrument was acknowledged before me on June 15, 1999, by Annae To Friend Mark Van Pernis & Kristi Van Pernis

Annae To Friend
Notary Public for Oregon ^{Hawaii}

My commission expires 5.23.01

JS

26

State of Oregon, County of Klamath
Recorded 1/4/00, at 11:37a m.
In Vol. M00 Page 254
Linda Smith,
County Clerk Fee \$ 26.00

35119

255

EXHIBIT "A"
DESCRIPTION OF PROPERTY

The following described real property situate in Klamath County, Oregon

Beginning at an iron pipe which marks the Southeasterly corner of Lot 54 of Lakewood Heights and running thence along the Westerly line of Lot 37 of Lakewood Heights to a point which is its intersection with the projection of the Northwesterly line of Lot 36 of Lakewood Heights; thence Southwesterly along the Northwesterly line of Lot 36, Lakewood Heights to a point which is its intersection with the section line common to Sections 23 and 26, Township 38 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon; thence in a straight line to an iron pipe which marks the Southwesterly corner of Lot 54 of Lakewood Heights; thence Northeasterly along the Southwesterly line of Lot 54 of Lakewood Heights to the point of beginning, being all a portion of Lot 4, Section 23, Township 38 south, Range 8 East of the Willamette Meridian. Also including all those portions of NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ and all those portions of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ which lie Southerly and Westerly of Lakewood Heights, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

TOGETHER WITH an easement, subject to the terms and provisions thereof, as disclosed by instrument between Lakewood Heights District Improvement Company, a corporation, and Robert B. Chilcote and Barbara J. Chilcote, husband and wife, recorded Auguts 5, 1970 in Volume M70 page 6687, Microfilm records of Klamath County, Oregon.

ALSO SUBJECT TO:

3. The assessment roll and the tax roll disclose that the within described premises were speically assessed as Forest Land. Taxes for the year 1996-97 and possibly prior years have been deferred pursuant to ORS 321.805 to 321.810. These, plus earned interest are due and payable when said reason for the deferment no longer exists.
4. Right of Way, including the terms and provisions thereof, given by F.H. McCornack et al, to The California Oregon Power CCompany, a California corporation, dated July 13, 1925, recorded September 9, 1925, in Deed Volume 68 page 278, records of Klamath County, Oregon.
5. Right of Way, including the terms and provisions thereof, given by F. H. McCornack, et al, to The California Oregon Power Company, dated July 13, 1925, recorded September 9, 1925, in Deed Volume 68 page 281, records of Klamath County, Oregon.
6. Agreement and Release of Claim for Damages, including the terms and provisions thereof, given by Rosa N. McCornack, et al to California-Oregon Power Company, dated September 25, 1935, recorded September 28, 1935, in Deed Volume 105 page 226, records of Klamath County, Oregon.
7. Agreement and Release of Claim for Damages, including the terms and provisions thereof, given by Rosa N. McCornack, et al to California-Oregon Power Company, dated September 26, 1935, recorded September 28, 1935, in Deed Volume 105 page 227, records of Klamath County, Oregon.
8. Reservations and restrictions, including the terms and provisions thereof, in deed form Frank H. McCornack and Helen M. McCornack, husband and wife, to Robret R. Chilcote, recorded August 5, 1970, in Volume M70 page 6683, Deed records of Klamath County, Oregon.