

WARRANTY DEED

ASPEN TITLE ESCROW NO. 01050350

AFTER RECORDING RETURN TO:

1. T. MIYASAKA, INC. 209 Riverside Rd. Watsonville, CA. 95076

UNTIL A CHANGE IS REQUESTED ALL TAX STATEMENTS TO THE FOLLOWING ADDRESS: SAME AS ABOVE

RICHARD E. WALKER and SHERRILEE WALKER, TRUSTEES, UNDER THE WALKER LIVING TRUST DATED NOVEMBER 2, 1995 AND ROBERT V. WALKER and MARCHETA L. WALKER, TRUSTEES, UNDER THE WALKER LIVING TRUST DATED DECEMBER 15, 1995, hereinafter called GRANTOR(S), convey(s) and warrants to T.T. MIYASAKA, INC., a CALIFORNIA CORPORATION, hereinafter called GRANTEE(S), all that real property situated in the County of Klamath, State of Oregon, described as:

SEE LEGAL DESCRIPTION MARKED EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF AS THOUGH FULLY SET FORTH HEREIN . . . .

"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 30.390.

and covenant(s) that grantor is the owner of the above described property free of all encumbrances except covenants, conditions, restrictions, reservations, rights, rights of way and easements of record, if any, and apparent upon the land, contracts and/or liens for irrigation and/or drainage,

and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

The true and actual consideration for this transfer is equitable exchangeTHE EXECUTION OF THIS DEED DIRECTLY TO THE GRANTEE NAMED IS DONE AT THE DIRECTION OF FIRST GUARANTY EXCHANGE, A CALIFORNIA CORPORATION, AS PART OF A TAX DEFERRED EXCHANGE FOR THE BENEFIT OF SAID GRANTEE.

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

mLW. RYN ReW



WARRANTY DEED PAGE 2

WARRANTY DEED - continued

PAGE TWO -2-

IN WITNESS WHEREOF, the grantor has executed this instrument this 13th day of January, 2000.

THE WALKER LIVING TRUST DATED NOVEMBER 2, 1995

BY: Richard & Walker trustee RICHARD E. WALKER, TRUSTEE

BY Sherifu Walker

SHERRILEE WALKER, TRUSTEE

Kuhand & Walker RICHARD E. WALKER, INDIVIDUALLY

Sherrilee Walker, INDIVIDUALLY

THE WALKER LIVING TRUST DATED DECEMBER 15, 1995

BY: Robert V. Walker Trustee ROBERT V. WALKER, TRUSTEE

BY: Marchita J. Halky Jrus MARCHETA L. WALKER, TRUSTEE

ROBERT V. WALKER, INDIVIDUALLY

Marcheta L. Halker, INDIVIDUALLY

ADDINGTON BLIC-OREGON BLIC-OREGON B. NO. 080616 THES MAR. 22, 2001

STATE OF OREGON, County of Klamath)ss.

The foregoing instrument was acknowledged before me this 1948 day of 2000 by Richard E. Walker and Sherrilee Walker, Woth as Trustees of The Walker Living Trust Dated November 2, 1995, and individually, AND Robert W. Walker and Marcheta L. Walker, both as Trustees of The Walker Living Trust Dated December 15, 1995, and individually.

Before me: <u>Marlene</u>! <del>Allington</del>
Notary Public for Oregon
My Commission Expires: March 22, 2001

OFFICIAL SEAL
MARLENE T. ADDINGTON
NOTARY PUBLIC-OREGON
COMMISSION NO. 060616
MY COMMISSION EXPIRES MAR. 22, 2001

## PARCEL 1:

RICHARD E. WALKER and SHERRILEE WALKER, TRUSTEES OR THEIR SUCCESSORS IN TRUST, UNDER THE WALKER LIVING TRUST DATED NOVEMBER 2, 1995, and any amendments thereto, an estate in fee simple.

# PARCELS 2 and 3:

ROBERT V. WALKER and MARCHETA L. WALKER, TRUSTEES, OR THEIR SUCCESSORS IN TRUST, UNDER THE WALKER LIVING TRUST DATED DECEMBER 15, 1995, and any amendments thereto, an estate in fee simple.

#### PARCEL 1:

Parcel 2 of Land Partition 22-94, being a portion of Parcel 1 of MLP NO. 79-134, situated in Government Lots 2 and 3 of Section 7, Township 38 South, Range 11 East of the Willamette Meridian and the SE 1/4 NE 1/4 and the NE 1/4 SE 1/4 of Section 12, Township 38 South, Range 11 1/2 East of the Willamette Meridian, in the County of Klamath, State of Oregon.

## PARCEL 2:

The S 1/2 NW 1/4, SW 1/4 NE 1/4 Section 12, Township 38 South, Range 11 1/2 East of the Willamette Meridian, in the County of Klamath, State of Oregon.

## PARCEL 3:

The SW 1/4, W 1/2 SE 1/4 and the SE 1/4 SE 1/4 of Section 12, Township 38 South, Range 11 1/2 East of the Willamette Meridian, in the County of Klamath, State of Oregon. EXCEPT a portion in the SE 1/4 SE 1/4 for right of way of Highway 140.

#### AND

The N 1/2 N 1/2, Section 13, Township 38 South, Range 11 1/2 East of the Willamette Meridian, in the County of Klamath, State of Oregon. EXCEPTING THEREFROM that portion of the N 1/2 NE 1/4 Section 13, Township 38 South, Range 11 1/2 East of the Willamette Meridian, in the County of Klamath, State of Oregon, which lies Easterly and Southeasterly of the Klamath Falls-Lakeview Highway.

CODE 114 MAP 3811-700 TL 602
CODE 114 MAP 3811-1300 TL 200
CODE 114 & 36 MAP 3811-V1200 TL 400
CODE 36 & 114 MAP 3811-V1200 TL 400
CODE 114 MAP 3811-V1200 TL 500
CODE 114 MAP 3811-V1200 TL 600

State of Oregon, County of Klamath Recorded 1/26/00, at 10:59 Am. In Vol. M00 Page 2654 Linda Smith, County Clerk Fee\$ 36.00