

200 FEB -8 PM 3: 22

WHEN RECORDED MAIL TO:

AMERITITLE, 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.

MAIL TAX STATEMENTS TO:

MTC 13-916-11600

**BARGAIN AND SALE DEED**

LEWIS M. MATHIS and GLENN E. MATHIS, Jr. Co-TRUSTEE OF THE  
MATHIS FAMILY TRUST uda 8/11/87; First Amendment 8/11/87; Second Amendment 3/20/97; Third  
Amendment 12/17/99.

GRANTOR, conveys to

LaPALOMA ENTERPRISES, LP

GRANTEE, the following described real property situate in Klamath County, State of Oregon:

PARCEL 1: The N $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Lots 3, 4 and 5 and portion of SW $\frac{1}{4}$  NE $\frac{1}{4}$  and Lot 2  
lying South of County Road in Section 34, Township 33 South, Range 7 $\frac{1}{2}$  East of the Willamette Meridian.

PARCEL 2: Lot 1, Section 3, and all that portion of the following described property lying East of the West  
line of Section 3, Township 34 South, Range 7 $\frac{1}{2}$  East of the Willamette Meridian, described as follows:

Beginning at the Northwest corner of Lot 22, Section 4, Township 34 South, Range 7 $\frac{1}{2}$  East, W.M.;  
thence South along the line between Lots 21 and 22, Section 4; 1324 feet; thence South 79° 57' East 1492  
feet; thence North 19°05' East 715 feet; thence East 32 feet; thence North 96 feet; thence East 470 feet to  
Wood River; thence up Wood River to the North line of Lot 2 in said Section 3, Twp. 34 South, Rge. 7 $\frac{1}{2}$   
E.W.M.; thence West along the North line of Lot 2, Section 3, and Lot 22, of Section 4, to the point of  
beginning. LESS .035 acres conveyed to Abner Weed by deed recorded June 8, 1912, in Deed Vol. 36 at  
page 35, Records of Klamath County, Oregon.

PARCEL 3: Lots 22, 23, and 24, and that portion of Lots 19 and 21, North of Canal in Section 4, Township  
34 South, Range 7 $\frac{1}{2}$  East of the Willamette Meridian.

PARCEL 4: Lots 6, 7 and 8 of Section 34, and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 35, all in Township 33 South,  
Range 7 $\frac{1}{2}$  East of the Willamette Meridian.

PARCEL 5: N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 3, Township 34 South, Range 7 $\frac{1}{2}$  East of the Willamette Meridian.

PARCEL 6: Lots 9 and 10, Section 3, Township 34 South, Range 7 $\frac{1}{2}$  East of the Willamette Meridian.

PARCEL 7: The S $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 3, Township 34 South, Range 7 $\frac{1}{2}$  East of the Willamette  
Meridian; LESS the following described property:

Beginning at the East quarter corner of Section 3: thence Westerly along the East and West center line  
of said Section 3, which marks the Southerly boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 3, 945.0 feet; thence  
Northerly in a straight line to a point in the line marking the Northerly boundary of said S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  of  
Section 3, which is 870 feet West from the Northeast corner of said S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 3; thence  
Easterly along said boundary line 870 feet to the Northeast corner of the S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 3, which is  
a point in the Section line marking the Easterly boundary of said Section 3; thence Southerly along the  
Section line marking the Easterly boundary of Section 3, to the point of beginning.

PARCEL 8: All that portion of the South half of Section 35, Township 33 South, Range 7 $\frac{1}{2}$  East of the  
Willamette Meridian, lying West of the Crater Lake Highway as it is now located;

EXCEPTING THEREFROM the following described parcel, to-wit: Beginning at the intersection of the center line of the Crater Lake Highway with the South line of Section 35, Township 33 South, Range 7½ East of the Willamette Meridian; thence West along said South line 750 feet; thence at right angles North 170 feet; thence East parallel with the South line of said Section 35 to the Center line of the Crater Lake Highway; thence Southeasterly along the center line of said Highway to the point of beginning.

TOGETHER WITH: All easements, rights of way, and appurtenances; all water, water rights and ditch rights (including all rights of GRANTOR as applicant in OWRD Claim 708, including, without limiting the foregoing, all rights of contest or appeal) ditch or irrigation rights; and all other rights relating to the real property.


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.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$- 2,000,000.00.

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

This deed shall be executed in counter parts.

Dated: December 17, 1999.

  
GLENN E. MATHIS, JR. Co-Trustee

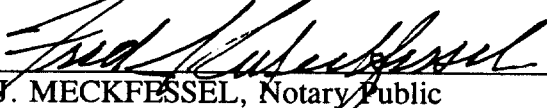
JURAT ATTACHED

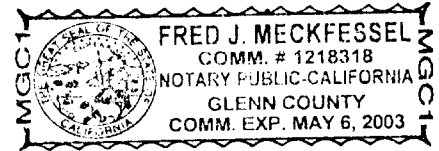
MAIL TAX STATEMENTS AS DIRECTED ABOVE

GIACOMINI LAW OFFICE , 706 Main Street, Klamath Falls, OR 97601; Telephone (541) 884-7728; Telefax (541) 883-1759

SUBSCRIBED AND SWORN TO BY GLENN E. MATHIS, JR., before me, the undersigned,  
a Notary Public in and for said State, this 17<sup>th</sup> day of December, 1999.

WITNESS my hand and official seal

  
FRED J. MECKFESSEL, Notary Public



State of Oregon, County of Klamath  
Recorded 2/08/00, at 3:22 p.m.  
In Vol. M00 Page 4161  
**Linda Smith,**  
County Clerk Fee \$ 31<sup>00</sup>