

DEED  
(SIXTH TOTTENHAM PROPERTIES, INC.)

Klamath Falls, Oregon  
#25

THIS INDENTURE, made the 10<sup>th</sup> day of November, 1997,

BETWEEN RHC Associates, a New York partnership, having an address at 3690 Lake Creek Drive, Jackson, Wyoming 83001, party to the first part, and RHC Associates, a New York partnership, having an address at 3690 Lake Creek Drive, Jackson, Wyoming 83001, attention: Roderick H. Cushman, Roderick H. Cushman, having an address at 317 Mill Hill Road, Mill Neck, New York 11765, Federal Life Insurance Company (Mutual), an Illinois corporation, having an address at 3750 West Deerfield Road, Riverwoods, Illinois 60015, David H. Hancock, having an address c/o 125th & South 71 Highway, Grandview, Missouri, Michael G. Dunn, having an address at 47 East Canzo, Sea Island Georgia 31561, and Baltimore Life Insurance Company, having an address at Baltimore Life of Maryland 10075 Red Run Boulevard P.O. Box 1050 Owings Mills, MD 21117, attention: Thomas R. Cranston, Treasurer, as tenants in common, each with the undivided interest set forth herein, collectively, the party to the second part,

WITNESSETH, that the party to the first part, in consideration of one (\$1.00) dollar, lawful money in the United States, and other good and valuable consideration, paid by the party of the second part, does hereby grant and release unto the party of the second part, heirs, successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in Klamath Falls, Klamath County, Oregon, in the property described in Schedule A attached hereto and hereby made a part hereof,

SUBJECT to all covenants, restrictions, conditions, easements and encumbrances or record,

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets, roads and highways abutting the above described premises to the center lines thereof,

TOGETHER with appurtenances and the estate and rights of the party of the first part in and to said premises,

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party to the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

THE PARTY of the second part shall have the following undivided interests in the premises as tenants in common:

NO CHANGE IN PARTY RECEIVING TAX INFO

RHC Associates -- 75.0000 %  
 Roderick H. Cushman -- 16.1 %  
 Baltimore Life Insurance Company -- 3.1 %  
 Federal Life Insurance Company (Mutual) -- 1.6 %  
 David H. Hancock -- 2.1 %  
 Michael G. Dunn -- 2.1 %

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party to the first part has duly executed this deed the day and year first above written.

In Presence of:

RHC ASSOCIATES

Vernon Cushman  
 Witness

By: Roderick H. Cushman  
 Roderick H. Cushman  
 General Partner

#### ACKNOWLEDGEMENT

State of NEW YORK  
 County of NASSAU

On this 10<sup>th</sup> day of November, 1997, before me personally came Roderick H. Cushman, to me known to be the person who executed the foregoing instrument and who being duly sworn by me, did depose and say that he is a member of the firm of RHC Associates, and that he executed the foregoing instrument in the firm name of RHC Associates, and that he had authority to sign the same, and acknowledged to me that he executed the same as the act and deed of said firm for the uses and purposes therein mentioned.

[Signature]  
 Notary Public

AFTER RECORDING, MAIL TO:

CHICAGO TITLE INSURANCE CO.  
 ATTN: ZANE ZIELINSKI  
 171 N. CLARK ST. - MLC: 04SP  
 CHICAGO, IL 60601

PHILIP TINE  
 NOTARY PUBLIC, State of New York  
 No. 30-3988610  
 Qualified in Nassau County  
 Commission Expires Oct. 31, 1999

## SCHEDULE A

Klamath Falls, Klamath County, Oregon

The following described real property in Klamath Falls,  
Klamath County, Oregon;

PORTION of Tracts 36 and 43 ENTERPRISE TRACTS, in  
the NW 1/4 NW 1/4 Section 3, Township 39 South, Range 9 East  
of the Willamette Meridian, more particularly described as follows:

BEGINNING at an iron pin on the South line of  
Shasta Way, which bears South  $0^{\circ} 00' 1/2''$  East a distance of 73.0  
feet and North  $89^{\circ} 54'$  East a distance of 510 feet from the  
iron pipe which marks the Northwest corner of said Section 3,  
Township 39 South, Range 9 East of the Willamette Meridian;

thence South  $0^{\circ} 00' 1/2''$  East a distance of 647.38  
feet to the Northwest corner of that certain parcel  
described in Mortgage given by Rickfalls, Inc., to the United  
States National Bank of Portland, dated March 28, 1961, recorded  
April 4, 1961 in Volume 201 page 355, Mortgage Records of Klamath  
County, Oregon;

thence South  $59^{\circ} 21' 1/2''$  East a distance of 330.67 feet,  
more or less, to the Northwest line of Avalon Street and  
the TRUE POINT OF BEGINNING of this description;

thence North  $30^{\circ} 38' 30''$  East along the Northwest line  
of Avalon Street, a distance of 140.0 feet to a point;

thence North  $59^{\circ} 21' 30''$  West, at right angles to  
Avalon Street, a distance of 200.0 feet;

thence south  $30^{\circ} 38' 30''$  West parallel with Avalon  
Street, a distance of 140.0 feet;

thence South  $59^{\circ} 21' 30''$  East at right angles to  
Avalon Street, a distance of 200.0 feet to the POINT OF BEGINNING.

State of Oregon, County of Klamath  
Recorded 01/09/01, at 8:36 a. m.  
In Vol. M01 Page 854  
Linda Smith,  
County Clerk Fee\$ 31.00