

NOTICE OF PENDENCY OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

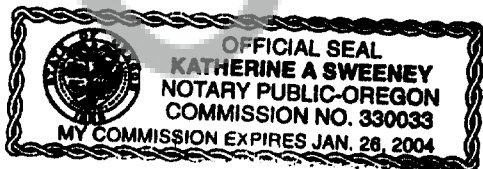
1. As Plaintiff, Thomas E. Knapp, personal representative for the Kenneth E. Bailey Estate, Klamath County Circuit Court case number 9903071 CV, has filed an action in the Circuit Court for Klamath County, State of Oregon and the case number of that action is 9904018 CV;
2. The Defendant is: William Rose
3. The object of the action is: Title to real property
4. The description of the real property to be affected is set forth in Exhibit 1 hereto and incorporated by this reference; and
5. The subject real property is the subject of a pending settlement of the above suit whereby the fee ownership will be transferred to the Plaintiff.

Dated this 5 day of June, 2001.

Scott W. McGraw
 Scott W. McGraw, OSB #82003
 P.O. Box 430
 Bend, OR 97709-0430
 (541) 330-8198
 Attorney for Plaintiff

STATE OF OREGON)
) ss.
 County of Deschutes)

The foregoing instrument was acknowledged before me this 5 day of June, 2001, by Scott W. McGraw.



Katherine A. Sweeney
 NOTARY PUBLIC FOR OREGON

EXHIBIT 1
NOTICE OF PENDENCY OF AN ACTION
KNAPP, for BAILEY ESTATE v. ROSE, et al

Parcel 1:

The Westerly 132.00 feet of Lot 3, ALTAMONT SMALL FARMS, according to the duly recorded subdivision in the office of the County Clerk of Klamath County, Oregon

Parcel 2:

The easterly 132.00 feet of the Westerly 264 feet of Lot 3. ALTAMONT SMALL FARMS, according to the duly recorded subdivision in the office of the County Clerk of Klamath County, Oregon

Parcel 3:

A tract of land situated in Lot 3 of ALTAMONT SMALL FARMS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, said tract being more particularly described as follows:

Beginning at a point on the south line of said Lot 3, being S 88°46'35" E 264.00 feet from the southwest corner of said Lot 3; thence N 00°11'00" E 330.06 feet to the north line of said lot 3; thence S 88°46'35" E 269.20 feet to the northeast corner of said lot 3; thence south 00°11'00" W 330.06 feet to the southeast corner of said lot 3; thence N 88°46'35" W 369.20 feet to the southeast corner of said lot 3; thence N 88°46'35" W 369.20 feet to the point of beginning.

TOGETHER WITH a 30-foot easement for ingress and egress described as follows:

Beginning at the southwest corner of said Lot 3; thence N 00°11'00" E 30.00 feet; thence S 88°46'35" E, parallel to the southerly line of said Lot 3, 264.00 feet; thence S 00°11'00" W 30.00 feet to the said southerly line; thence N 88°46'.5" W 264.00 feet to the point of beginning, with bearings based on recorded survey no. 2214, as recorded in the office of the Klamath County Surveyor.

State of Oregon, County of Klamath
Recorded 06/07/01, at 10:57a m.
In Vol. M01 Page 26761
Linda Smith,
County Clerk Fee\$ 26⁰⁰