#### mTC S4663-M1

# **WARRANTY DEED**

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DALE MATHER and SUZI MATHER, as tenants by the entirety,

Grantor(s) hereby grant, bargain, sell, warrant and convey to:

CHARLES KERZEL and AUDREY KERZEL, husband and wife,

Grantee(s) and grantee's heirs, successors and assigns the following described real property, free of encumbrances except as specifically set forth herein in the County of KLAMATH and State of Oregon, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

3509-01100-00101-000

874395

3509-01100-00200-000

252470

M-130525

52267

SUBJECT TO: all those items of record and those apparent upon the land, if any, as of the date of this deed and those shown below, if any: and the grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

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 for this conveyance is 125,000.00.

Until a change is requested, all tax statements shall be sent to Grantee at the following address: ,

DALE MATHER

SUZI MATHER

State of Oregon County of KLAMATH

This instrument was acknowledged before me on

MATHER AND SUZI MATHER

Oregon)

OFFICIAL SEAL
LISA WEATHERBY
NOTARY PUBLIC- OREGON
COMMISSION NO. 328777
MY COMMISSION EXPIRES NOV 20, 2003

(Notary Public fo

My commission expires\_\_\_\_

ESCROW NO. MT54663-MS

Return to:

CHARLES KERZEL

# EXHIBIT "A" LEGAL DESCRIPTION

#### PARCEL 1:

That portion of the SW1/4 NW1/4 of Section 11, Township 35 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, lying West of the Chiloquin-Sprague River Highway.

EXCEPTING THEREFROM those portions conveyed by deeds recorded February 19, 1968 in Book M68 at Page 1263, recorded May 31, 1968 in Book M68 at Page 4893, recorded July 5, 1968 in Book M68 at Page 6093, recorded September 10, 1968 in Book M68 at Page 8196, and recorded October 26, 1972 in Book M72 at Page 12431, All Microfilm Records of Klamath County, AND that portion lying Southerly of Sprague River.

### PARCEL 2:

That portion of the S1/2 NW1/4 NW1/4, Section 11, Township 35 South, Range 9 East, Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Commencing at a found 3 inch diameter aluminum cap marking the N1/16 corner for Sections 10 and 11, Township 35 South, Range 9 East, Willamette Meridian; thence South 89 degrees 27' 00" East, 121.53 feet to the True Point of Beginning, said point being a 5/8 inch rebar with an aluminum survey cap; thence, North 12 degrees 21' 43" East, 70.92 feet to a 5/8 inch rebar with an aluminum survey cap; thence, North 65 degrees 17' 58" East, 236.57 feet to a point on the Southerly right-of-way line of the Sprague River Highway; thence, Southeasterly following a curve to the right, on said right-of-way line, having a radius of 3,928.9 feet (a chord length of 21.45 feet, a chord bearing of South 64 degrees 02' 34" East, and a delta angle of 00-18-32), 21.45 feet to a point; thence, leaving said right-of-way line, South 06 degrees 24' 27" West, 161.98 feet to a 5/8 inch rebar with an aluminum survey cap; thence, North 89 degrees 27' 00" West, 231.33 feet to the True Point of beginning.

TOGETHER WITH a 1976 Fleetwood mobile home, plate X130525.

State of Oregon, County of Klamath Recorded 08/03/01 at 3'260 m. In Vol. M01 Page 39/64 Linda Smith, County Clerk Fee\$ 2600