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MTC 54211-KR



KNOW ALL MEN BY THESE PRESENTS, That Gordon Harold Smith, Lula Mae Smith and Robert Harold Smith, as Trustees, hereinafter called the grantor, under agreement dated January 18, 1972, for the consideration hereinafter stated to the grantor paid by Thomas Plemons, Viola Plemons, Wallace Plemons, Alcaria Plemons and Lawrence E. Plemons hereinafter called grantees, hereby grants, bargains, sells and conveys unto the said grantees, not as tenants in common but with the right of survivorship, their assigns and the heirs of the survivor of said grantees, all of the following described real property with the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, situated in the County of Klamath, State of Oregon, to-wit: Government Lots 3, 4, 5, 6, 11, 12, 13 and 14 (also described as the NW 1/4 of Section 12, Township 36 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon. Providing that Grantees will maintain and not remove the barb wire fence presently located on the dike that runs East and West along the dike located immediately North of the Sprague River, more particularly (see reverse side of this deed for continuation of legal description)

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

TO HAVE AND TO HOLD the above described and granted premises unto the said grantees, their assigns and the heirs of such survivor, forever; provided that the grantees herein do not take the title in common but with the right of survivorship, that is, that the fee shall vest absolutely in the survivor of the grantees.

And the grantor above named hereby covenants to and with the above named grantees, their heirs and assigns, that grantor is lawfully seized in fee simple of the above granted premises, that the said premises are free from all encumbrances except as noted of record as of the date of this deed, if any, and those apparent upon the land, if any as of the date of this deed;

and that grantor will warrant and forever defend the above granted 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.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 22,000.00

However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which)

In construing this deed and where the context so requires, the singular includes the plural, the masculine includes the feminine and the neuter and, generally, all grammatical changes shall be made, assumed and implied to make the provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument on the 27th day of September, 19 72; if the grantor is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its board of directors.

*Gordon Harold Smith*  
 Gordon Harold Smith  
 y *Lula Mae Smith*  
 Lula Mae Smith  
 x *Robert Harold Smith*  
 Robert Harold Smith

(If executed by a corporation, affix corporate seal)

STATE OF OREGON, }  
 County of Klamath } ss.  
September 27, 19 72.  
 Personally appeared the above named Gordon Harold Smith, Lula Mae Smith and Robert Harold Smith and acknowledged the foregoing instrument to be their voluntary act and deed.

STATE OF OREGON, County of \_\_\_\_\_ ) ss.  
 \_\_\_\_\_, 19\_\_\_\_\_  
 Personally appeared \_\_\_\_\_ and \_\_\_\_\_ who, being duly sworn, each for himself and not one for the other, did say that the former is the \_\_\_\_\_ president and that the latter is the \_\_\_\_\_ secretary of \_\_\_\_\_, a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:  
 (OFFICIAL SEAL) *Margaret E. Gasky*  
 Notary Public for Oregon  
 My commission expires: 3-19-73

\_\_\_\_\_  
 Notary Public for Oregon (OFFICIAL SEAL)  
 My commission expires: \_\_\_\_\_

NOTE—The sentence between the symbols ①, if not applicable, should be deleted. See Chapter 462, Oregon Laws 1967, as amended by the 1967 Special Session.

WARRANTY DEED (SURVIVORSHIP)

TO

Upon recording return to:  
 Bruce & Shawna Hawkins  
 9707 Yonna Drive  
 Klamath Falls, OR 97623  
 Bonanza

(DON'T USE THIS SPACE: RESERVED FOR RECORDING LABEL IN COUNTIES WHERE USED.)

STATE OF OREGON, }  
 County of \_\_\_\_\_ } ss.

I certify that the within instrument was received for record on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded in book \_\_\_\_\_ on page \_\_\_\_\_ Record of Deeds of said County. Witness my hand and seal of County affixed.

Title \_\_\_\_\_  
 By \_\_\_\_\_ Deputy

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26.00 v

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described as follows: Commencing at a point located on the West side of Lot 13, thence running Easterly across Lots 13 and 14 and ending at the point where Lots 11, 10, 15 and 14 intersect at the Easterly line of the NW 1/4 of Section 12 Township 36 South Range 11 East of the Willamette Meridian, Klamath County, Oregon.

State of Oregon, County of Klamath

Recorded 08/30/01 at 2:13P m.

In Vol. M01 Page 44323

*Linda Smith,*

County Clerk Fee\$ 26<sup>00</sup>