

01 NOV 21 PM 1:39

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PARTIAL RECONVEYANCE

EARNCO  
803 MAIN ST.  
KLAMATH FALLS, OR 97601

Trustee's Name and Address

To

KLAMATH PACIFIC CORP  
BOGATAY CONSTRUCTION

After recording, return to (Name, Address, Zip):  
SOUTH VALLEY BANK & TRUST  
803 MAIN ST.  
KLAMATH FALLS, OR 97601

SPACE RESERVE  
FOR  
RECORDER'S USE

State of Oregon, County of Klamath  
Recorded 11/21/01 1:39 P m.  
In Vol. M01, Page 59749  
Linda Smith, County Clerk  
B Fee \$ 26 # of Pgs 2

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KNOW ALL BY THESE PRESENTS that the undersigned trustee, or successor trustee, under that certain trust deed dated MARCH 31, 1994, executed and delivered by KLAMATH PACIFIC CORPORATION AND BOGATAY

CONSTRUCTION INCORPORATED, AS TENANTS IN COMMON as grantor and in which  
SOUTH VALLEY BANK & TRUST is named as beneficiary,

recorded on MAY 31, 1995, in ~~book~~/reel/volume No. M95 at page 14296, and/or as rec'd

~~the following described portion of the real property~~ reception No. 816 (indicate which) of the Records of KLAMATH County, Oregon, having received from the beneficiary, or the beneficiary's successor in interest, a written request to reconvey a portion of the real property covered by the trust deed, does hereby, for value received, grant, bargain, sell and convey, but without any covenant or warranty, express or implied, to the person or persons legally entitled thereto, all of the estate held by the undersigned in and to the following described portion of the real property covered by the trust deed, to-wit:  
\* \* \* \* \*SEE ATTACHED EXHIBIT "A" \* \* \* \* \*

The remaining property described in the trust deed shall continue to be held by the trustee under the terms of the trust deed. This partial reconveyance does not affect the personal liability of any person for payment of the indebtedness secured by the trust deed.

In construing this instrument, and whenever the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the undersigned trustee has executed this document. If the undersigned is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors

DATED November 5, 2001

EARNCO

BY: *[Signature]*

TRUSTEE



STATE OF OREGON, County of KLAMATH) ss.

This instrument was acknowledged before me on \_\_\_\_\_

by \_\_\_\_\_ This instrument was acknowledged before me on NOVEMBER 5, 2001

by SHARON L. PARKS

as PARTNER

of SOUTH VALLEY BANK & TRUST

Notary Public for Oregon K. LINVILLE  
My commission expires 2-9-03

**Exhibit A**

**The N 1/2 SE 1/4 of Section 26, township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon. BUT EXCEPTING THEREFROM the following parcels:**

1. **The Easterly 30 feet being the right of way of Homedale Road.**
2. **The tract deeded to the City of Klamath Falls in Book 272 at Page 295, Deed Records of Klamath County, Oregon.**
3. **The Bureau of Reclamation right of way for 1-C Drain a part of which is described in Book M-66 at Page 6438.**
4. **The right of way of Bureau of Reclamation Drain along the South boundary of the property.**
5. **A parcel of land in the E 1/2 SE 1/4 of Section 26, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, more particularly described as follows:**

**Beginning at a 5/8 inch Iron pin which is located North 89° 52' West 30.00 feet from the East quarter corner of Section 26, and is also the intersection of the Homedale West right of way and the East-West center of Section 26; thence South 00° 16' West 883.57 feet along the West right of way of Homedale road to a 5/8 inch pin; thence West 421.54 feet to a 5/8 inch iron pin which is also the East right of way of 1-C Drain; thence North 00° 25' 45" West 326.91 feet along the East right of way of 1-C Drain to a 5/8 inch iron pin; thence North 19° 48' West 593.20 feet along the East right of way to a 5/8 inch iron pin, which is also the intersection of the East right of way 1-C Drain and the East-West centerline of Section 26; thence South 89° 52' East 629.05 feet along the East-West center line of Section 26 to the point of beginning.**

**ALSO EXCEPTING THEREFROM that portion lying within the USBR 1-C Drain.**