'02 JAN 31 PM3:14

State of Oregon, County of Klamath Recorded 01/31/2002 3114 Vol M02, Pg 6227-28 Linda Smith, County Clerk Fee \$ 26 2 # of Pgs 2

MTC 56137-TM

WARRANTY DEED

CHARLES D. BURY and LYNN E. BURY, as tenants by the entirety, Grantor(s) hereby grant, bargain, sell, warrant and convey to: R. SCOTT SCHOLER and JOHANNA M. SCHOLER, as tenants by the entirety, 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 KEY#92161 ACCT#4009-00500-01000 KEY#92116 ACCT#4009-00500-00200

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 \$ 292,667.00.

Until a change is requested, all tax statements shall be sent to Grantee at the following address: 11440 TINGLEY LANE, KLAMATH FALLS, OR 97603

day of

State of Oregon County of KLAMATH

This instrument was acknowledged before me

CHARLES D. BURY AND LYNN E. BURY.

My commission expires

ESCROW NO. MT56137-TM

Return to:

TAMARA L MC DANIEL

NOTARY PUBLIC- OREGON
COMMISSION NO. 351161
MY COMMISSION EXPIRES DEC 17, 2005

R. SCOTT SCHOLER 11440 TINGLEY LANE KLAMATH FALLS, OR 97603

:7/ . nn m

EXHIBIT "A" LEGAL DESCRIPTION

PARCEL 1:

A parcel of land situate in the NE1/4 of Section 5, Township 40 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, being more particularly described as follows:

The S1/2 NE1/4 NE1/4 and the N1/2 SE1/4 NE1/4, EXCEPTING the South 150 feet of the N1/2 SE1/4 NE1/4.

ALSO EXCEPTING THEREFROM commencing at the Southeast corner of the N1/2 SE1/4 NE1/4 of said Section 5; thence North 00 degrees 22' 00" West along the East line of said Section 5, 150.00 feet; thence leaving said Section line South 89 degrees 48' 00" West, 739.34 feet to the point of beginning for this description; thence North 81 degrees 17' 43" West along a fence, 25.39 feet; thence North 79 degrees 48' 21" West along a fence, 172.97 feet to the end of fence; thence North 78 degrees 54' 42" West, 125.00 feet; thence North to a point on the North line of S1/2 NE1/4 NE1/4 of said Section 5; thence West along said North line to the Northwest corner of S1/2 NE1/4 NE1/4; thence South along the West line of E1/2 NE1/4 of said Section 5 to a point which is 150.00 feet North of the Southwest corner of N1/2 SE1/4 NE1/4; thence South 89 degrees 48' 00" East 580.66 feet to the point of beginning.

PARCEL 2:

A parcel of land situate in the NE1/4 of Section 5, Township 40 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, being more particularly described as follows:

Commencing at the Southeast corner of N1/2 SE1/4 NE1/4 of said Section 5; thence North 00 degrees 22' 00" West along the East line of said Section 5, 150.00 feet to the point of beginning for this description; thence leaving said section line South 89 degrees 48' 00" West, 739.34 feet; thence South 81 degrees 17' 43" East along a fence, 247.78 feet; thence North 87 degrees 28' 53" East along a fence, 176.47 feet; thence South 88 degrees 12' 35" East along a fence, 168.39 feet; thence North 82 degrees 51' 26" East along a fence and the Easterly extension thereof, 151.09 feet to a point on the Easterly line of said Section 5; thence North 00 degrees 22' 00" West along said Section line, 18.80 feet to the point of beginning.

EXCEPTING THEREFROM any portion of the above described parcels lying within the limits of the Tingley Lane County Road right of way.