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AFTER RECORDING, RETURN TO:
Evans, Freeby & Jennings, LLP
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Salem, OR 97301

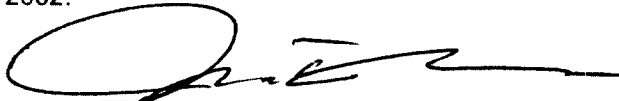
State of Oregon, County of Klamath
Recorded 05/22/2002 3:12 p. m.
Vol M02, Pg 30519-20
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

NOTICE OF PENDENCY OF AN ACTION

PURSUANT TO ORS 93.740, THE UNDERSIGNED STATES:

1. As Plaintiff, KeyBank National Association, has filed an action in the Circuit Court for Klamath County, State of Oregon, Case No. 0201651CV;
2. The Defendants are: C-3 Investment, Inc., an Oregon corporation
C. Gordon Lovingood
All Other Persons or Parties Unknown Claiming Any Right, Title, Lien or Interest in the Property Described on Exhibit "A"
3. The object of the action is: Foreclosure of a Trust Deed.
4. The description of the real property to be affected is: See Exhibit "A" attached hereto.

DATED this 21st day of May, 2002.



Jay T. Jennings, OSB #91327
Of Attorneys for Plaintiff

Jay T. Jennings, OSB #91327
Evans, Freeby & Jennings, LLP
The Busick Building
280 Court Street NE, Suite One
Salem, OR 97301-3443
Telephone: (503) 588-5670

STATE OF OREGON

)

) ss.

COUNTY OF MARION

)

The foregoing instrument was acknowledged before me this 21st day of May, 2002, by Jay T. Jennings.



Deborah Kay Federico
Notary Public
My Commission Expires: 4-15-05

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EXHIBIT "A"**LEGAL DESCRIPTION**

Two (2) tracts of land located in the Northeast one-quarter of Section 4, Township 39 South, Range 9 East, of the Willamette Meridian, more particularly described as follows: Lots 8 through 27, and portions of Lots 28 through 40, Block 4, SIXTH STREET ADDITION TO THE CITY OF KLAMATH FALLS and a portion of Lot 802, ENTERPRISE TRACTS, in the County of Klamath, State of Oregon, more particularly described as follows:

TRACT 1:

Beginning at a 5/8 inch iron rod with a plastic cap marked TRUELINE SURVEYING, INC. at the Northwest corner of said Lot 8; thence South 55°50'00" East, a distance of 499.71 feet along the southwesterly right-of-way line of Pershing Way to a railroad spike set at the intersection of the southwesterly right-of-way line of Pershing Way and the westerly right-of-way line of Washburn Way; thence South 00°00'00" East, a distance of 120.86 feet along the westerly right-of-way line of Washburn Way to a railroad spike set at the intersection the westerly right-of-way of Washburn Way and the northeasterly right-of-way line of a Public alley in said Block 4; thence North 55°50'00" West, a distance of 567.59 feet along the northeasterly right-of-way line of said Public alley to a 5/8 inch iron rod with a plastic cap marked TRUELINE SURVEYING, INC at the Southwest corner of said Lot 8; thence North 34°10'00" East, a distance of 100.00 feet to the point of beginning of Tract 1, containing 53,365 square feet, 1.2251 acres.

TRACT 2:

Beginning at a 5/8" iron rod with a plastic cap marked TRUELINE SURVEYING, INC. that bears North 55°50'00" West a distance of 6.25 feet from the Northwest corner of Lot 39; thence South 55°50'00" East, a distance of 397.27 feet along the southwesterly right-of-way of a Public alley in said Block 4 to a railroad spike set at the intersection of the southwesterly right-of-way line of said Public alley and the westerly right-of-way of Washburn Way; thence South 00°00'00" East, a distance of 58.34 feet along the westerly right-of-way line of Washburn Way to a railroad spike; thence southwesterly a distance of 24.26 feet along the arc of a 12.00 foot radius curve right through a central angle of 115°51'00" (the long chord of which bears South 57°55'30" West, a distance of 20.34 feet) to a 5/8 inch iron rod with a plastic cap marked TRUELINE SURVEYING, INC : thence North 64°09'00" West, a distance of 150.73 feet along the northeasterly right-of-way line of South Sixth Street to a P-K Nail; thence northwesterly a distance of 11.61 feet along the arc of a 80.00 foot radius curve right through a central angle of 08°19'00" (the long chord of which bears North 59°59'30" West, a distance of 11.60 feet) to a P-K Nail; thence North 55°50'00" West, a distance of 261.12 feet continuing along said Northeasterly right-of-way line to a 5/8 inch iron rod with a plastic cap marked TRUELINE SURVEYING, INC. that bears North 55°50'00" West, a distance of 6.25 feet from the Southwest corner of Lot 39, Block 4; thence leaving said northeasterly right-of-way line, North 34°10'00" East, a distance of 89.53 feet at right angles to the centerline of South Sixth Street to the point of beginning of TRACT 2, containing 35,773 square feet, 0.8212 acres.