QY.

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After recording, return to: Sheryl S. McConnell Hershner, Hunter, Andrews, Neill & Smith, LLP 180 East 11<sup>th</sup> Avenue P.O. Box 1475 Eugene, OR 97440 State of Oregon, County of Klamath Recorded 09/13/2002 9:08 a m. Vol M02, Pg 52093-96 Linda Smith, County Clerk Fee \$ 3600 # of Pgs 4

Until a change is requested, mail all tax statements to: Adelle Erlandson, Trustee 9115 Saint Andrews Circle Klamath Falls, OR 97603

Tax Account Nos. 535237 and 535200

## WARRANTY DEED

Adelle Erlandson, Grantor, conveys and warrants to Adelle Erlandson, Trustee of the Adelle Erlandson Trust dated September 5, 2002, Grantee, the real property described on the attached Exhibit A, free of encumbrances except as specifically set forth herein.

The true consideration for this conveyance is none.

The liability and obligations of Grantor to Grantee and Grantee's heirs and assigns under the warranties and covenants contained herein or provided by law shall be limited to the amount, nature and terms of any right of indemnification available to Grantor under any title insurance policy, and Grantor shall have no liability or obligation except to the extent that reimbursement for such liability or obligation is available to Grantor under any such title insurance policy. The limitations contained herein expressly do not relieve Grantor of any liability or obligations under this instrument, but merely define the scope, nature, and amount of such liability or obligations.

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 PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. 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 EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

DATED this 5th day of September, 2002.

Adelle Erlandson

STATE OF OREGON ) ss.
COUNTY OF KLAMATH )

OFFICIAL SEAL
SHARON L. VOIGT
NOTARY PUBLIC - OREGON
COMMISSION NO. 326259
MY COMMISSION EXPIRES ALIG 16, 2003

Notary Public for Oregon
My commission expires: 8-15-03

## **EXHIBIT A**

The following described real property situated in Klamath County, Oregon:

## Parcel 1:

S 1/2 SE 1/4 SW 1/4 Section 7, Township 39, Range 9 East of the Willamette Meridian.

EXCEPTING therefrom the following described real property:

A parcel of land situated in the S 1/2 SE 1/4 SW 1/4 of Section 7, Township 39 South, Range 9, East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at the Southwest corner of said S 1/2 SE 1/4 SW 1/4, said point marked by a 1/2 inch rebar; thence N. 0° 42' E. along the West line of said S 1/2 SE 1/4 SW 1/4 a distance of 674.8 feet to the Northwest corner thereof; thence S. 89° 24' E. along the North line of said S 1/2 SE 1/4 SW 1/4 a distance of 322.76 feet to a point; thence S. 0° 42' W., a distance of 675.12 feet, more or less, to a point on the South line of said S 1/2 SE 1/4 SW 1/4; thence N. 89° 22' W. along said South line a distance of 322.76 feet, more or less, to the point of beginning, with bearings based on record survey #1850, said parcel contains 5.0 acres.

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## Parcel 2:

All that portion of the South 25 acres of the SW 1/4 SE 1/4 of Section 7, Township 39 South, Range 9 East of the Willamette Meridian lying Westerly of Highway 97, excepting therefrom the following described real property:

A strip of land 130 feet in width, lying on the Westerly side of the center line of The Dalles-California Highway as said highway has been relocated, which center line is described as follows:

Beginning at Engineer's center line Station 23172.92, said Station being 655.56 feet North and 445.90 feet West of the East quarter corner of Section 7, Township 39 South, Range 9 East, Willamette Meridian; thence on an 11,459.16 foot radius curve left (the long chord of which bears South 24° 36' West) 1603.33 feet; thence South 20° 35' 30" West, 195.59 feet; thence on a spiral curve left (the long chord of which bears South 19° 47' 30" West) 400 feet to Engineer's center line Station 253+71.84 Back equals 29+50 Ahead; thence on a 4774.65 foot radius curve left

(the long chord of which bears South  $8^{\circ}$  53' 30" West) 1550 feet to Engineer's center line Station 45+00.

The bearings used herein are based upon the Oregon Coordinate System, South Zone.

Together with rights of access to the relocated The Dalles-California Highway, each of a width of 35 feet and on the Westerly side of said highway one being opposite highway Engineer's center line Station 37+50, and the other being opposite highway Engineer's center line Station 42+0.

Tax Account No. 535200