

02 OCT 25 AM 10:58

Vol M02 Page 60935
STATE OF OREGON, 1Lewis Sowles
23715 Woodway Park Road
Edmonds, WA 98020
Grantor's Name and AddressRobert Arcuri
P. O. Box 752
Eureka, SD 57437
Grantee's Name and Address

After recording, return to (Name, Address, Zip):

Robert L. Arcuri
P. O. Box 752
Eureka, SD 57437

Until requested otherwise, send all tax statements to (Name, Address, Zip):

no change

SPACE RESERVED
FOR
RECORDER'S USE

State of Oregon, County of Klamath

Recorded 10/25/2002 10:58 a. m.

Vol M02, Pg 60935-37

Linda Smith, County Clerk

Fee \$ 3/00 # of Pgs 3

puty.

MTC 1396-4353

WARRANTY DEED

KNOW ALL BY THESE PRESENTS that LEWIS W. SOWLES, SR.

hereinafter called grantor, for the consideration hereinafter stated, to grantor paid by ROBERT L. ARCURI

hereinafter called grantee, does hereby grant, bargain, sell and convey unto the grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in KLAMATH County, State of Oregon, described as follows, to-wit:

SEE EXHIBIT "A" attached hereto and by this reference incorporated herein as if fully set forth.

TOGETHER WITH any interest of grantor in water rights running with the land, including, but not limited to, those certain rights represented by Permit numbers G-5542, G-1080 and G-3004.

AMERITITLE, has recorded this
instrument by request as an accommodation only,
and has not examined it for regularity and sufficiency
or as to its effect upon the title to any real property
that may be described therein.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

And grantor hereby covenants to and with grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except (if no exceptions, so state):
NONE

and that grantor will warrant and forever defend the 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 \$ 280,000.00. However, the actual consideration consists of or includes other property or value given or promised which is ☒ the whole ☐ part of the (indicate which) consideration. (The sentence between the symbols ®, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

In witness whereof, the grantor has executed this instrument on January; if grantor 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.

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.

Lewis W. Sowles, Sr.
LEWIS W. SOWLES, SR.Washington
STATE OF OREGON, County of Snohomish ss.This instrument was acknowledged before me on Jan
by Lewis W. Sowles Sr

This instrument was acknowledged before me on

by
as
ofBonnie R. McMullin
Notary Public for Oregon Washington
My commission expires 5-30-2004

EXHIBIT "A"
LEGAL DESCRIPTION

60936

PARCEL 1:

All of the following described real property situated in Klamath County, Oregon, to wit:

Lots 4, 5, 6 and 7, the E1/2 SW1/4 and the W1/2 SE1/4 of Section 6, Township 40 South, Range 12 East of the Willamette Meridian.

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 of Section 1 of Township 40 South, Range 11 East of the Willamette Meridian, Less 7.61 acres, conveyed to Klamath County, Oregon, by deed dated February 20, 1939 recorded March 18, 1939 in Deed Volume 121, page 110, Records of Klamath County, Oregon.

EXCEPTING a parcel of land situate in Section 1, Township 40 South, Range 11 East of the Willamette Meridian and Section 6, Township 40 South, Range 12 East of the Willamette Meridian, lying Easterly of the Malin to Bonanza Highway and being more particularly described as follows: Beginning at a Brass Cap Monument marking the Northeast corner of Section 1, Township 40 South, Range 11 East of the Willamette Meridian and the Northwest corner of Section 6, Township 40 South, Range 12 East of the Willamette Meridian; thence North 89 degrees 38 feet 05" East 351.00 feet to a 5/8" iron pin marking the Northeast corner of Lot 4 in said Section 6; thence along the Easterly line of Lots 4 and 5 in said Section 6, South 0 degrees 14' 45" West 2717.00 feet to a 5/8" iron pin and existing East-West fence line; thence along an existing fence line West 339.55 feet, South 77 degrees 50' 15" West 217.85 feet, North 71 degrees 15' 05" West 547.30 feet, North 50 degrees 17' 15" West 72.15 feet, and North 38 degrees 12' 10" West 233.05 feet, more or less, to a point on the Easterly right-of-way line of the Malin to Bonanza Highway, as the same is presently located and constructed; thence North 13 degrees 48' 45" East along said Easterly right-of-way line 2426.8 feet, more or less, to a point on the North line of Section 1, Township 40 South, Range 11 East of the Willamette Meridian; thence Easterly along the Section line 351.7 feet, more or less, to the point of beginning.

Lots 15 and 16 in Section 1 of Township 40 South, Range 11 East of the Willamette Meridian, lying Easterly of Bonanza to Malin Highway, LESS AND EXCEPTING the following described parcel: A piece or parcel of land containing 1.73 acres, more or less, and being a portion of Lots 15 and 16, Section 1, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, and more particularly described as follows: Beginning at a point in the Easterly boundary line of the right of way of Bonanza to Malin Highway, as the same is now located and constructed, said right of way line being 40.0 feet distant at right angles Southeasterly from the center line of said highway from which point the Northeast corner of said Section 1, bears

North 18 degrees 14' East 4594.8 feet distant, and running thence South 88 degrees 05 1/2' East 330.76 feet; thence South 2 degrees 33 1/2' West 219.42 feet, thence North 86 degrees 47' West 373.47 feet, more or less, to a point in said right of way line, thence North 13 degrees 58' East along said right of way line 215.59 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM a parcel of land situated in portions of Government lots 15 and 16 in Section 1, Township 40 South, Range 11 East of the Willamette Meridian, in the County of Klamath, State of Oregon, described as follows:

Beginning at a point on the Easterly right of way line of the Bonanza to Malin Highway as the same is presently located and constructed, said right of way line being 40.0 feet distant at right angles Southeasterly from the centerline of said highway from which point the Northeast corner of Section 1, Township 40 South, Range 11 East of the Willamette Meridian bears North 18 degrees 02' 30" East 4809.8 feet distant, said point being at the Southwesterly corner of the Bedfield Cemetery property; thence South 86 degrees 47' East along the Southerly boundary of said cemetery 340.0 feet to a point; thence

EXHIBIT "A" CONTINUED

South 13 degrees 58' West 822.2 feet, more or less, to the South line of Government Lot 15; thence along the South line of said Lot 15 South 88 degrees 42' West 346.3 feet, more or less, to a point on the Easterly right of way line of the Bonanza to Malin Highway; thence along said right of way line North 13 degree 58' East 850.0 feet, more or less, to the point of beginning.

Tax Account Nos.: 4012 00000 01400 and 4011 00100 00200

SUBJECT TO: Contracts and/or liens for irrigation and/or drainage, the schedule of exclusions from coverage, together with any schedules contained in standard title policies, reservations, easements, restrictions and rights of way of record and those apparent on the land.

ALSO SUBJECT TO: The rights of the public in and to any portion of the herein described premises lying within the limits of streets, roads or highways.

ALSO SUBJECT TO: The statutory powers, including the power of assessment, of the Klamath Basin Improvement District.

ALSO SUBJECT TO: Grant of Right of Way, including the terms and provisions thereof,

Dated: June 26, 1951

Recorded: July 2, 1951

Volume: 248, page 298, Deed Records of Klamath County, Oregon

In Favor of: The California Oregon Power Company, A California corporation

(Affects Lot 15)

ALSO SUBJECT TO: Grant of Right of Way, including the terms and provisions thereof,

Recorded: July 2, 1951

Volume: 248, page 300, Deed Records of Klamath County, Oregon

In Favor of: The California Oregon Power Company

For: Electric transmission and distribution lines

(Affects Lot 16)

ALSO SUBJECT TO: Agreement, including the terms and provisions thereof, dated December 27, 1960, and recorded February 6, 1961, in Vol. 327, page 207, Deeds Records of Klamath County, Oregon, between Francis O. Freuer et ux and Laddie Rajnus & Sons, for irrigation ditch in Lot 5 of Section 1.

ALSO SUBJECT TO: An easement created by instrument, including the terms and provisions thereof, dated September 27, 1963, recorded October 2, 1963, in Vol. 348, page 389, Deed Records of Klamath County, Oregon, in favor of Pacific Power and Light Company for electrical facilities.

ALSO SUBJECT TO: An easement created by instrument, including the terms and provisions thereof, dated September 13, 1968, and recorded October 22, 1968, in Vol. M68, page 9431, Microfilm Records of Klamath County, Oregon, in favor of Pacific Power & Light Company for electric facilities.

ALSO SUBJECT TO: Lease, including the terms and provisions thereof,

Dated: February 6, 1990

Recorded: February 14, 1990

Volume: M90, page 2987, Microfilm Records of Klamath County, Oregon

By and Between: Lewis W. Sowles, Sr., dba The Seven Springs Ranch,
William J. Rajnus, Jr., and Geraldine J. Rajnus