

AFTER RECORDING RETURN TO:

John D. Albert

PO Box 968

Salem, OR 97308

State of Oregon, County of Klamath
Recorded 08/22/2003 10:35 a m
Vol M03 Pg 61463-65
Linda Smith, County Clerk
Fee \$ 3.10 # of Pgs 3

NOTICE OF PENDENCY OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

1. As Plaintiff, NORTHWEST FARM CREDIT SERVICES, FLCA, has filed an action in the Circuit Court for Klamath County, State of Oregon, as Case No. Q302914CV;

2. The Defendants are: HAROLD E. HARTMAN and LINDA C. HARTMAN; UNITED STATES OF AMERICA, Internal Revenue Service; KLAMATH COUNTY, OREGON; BENEFICIAL OF OREGON, INC.; CAVALRY SPV I LLC; CARTER - JONES COLLECTION, LLC; KODY HARTMAN; and KRISTINE HARTMAN;

3. The object of the action is: To foreclose a mortgage executed by Jerry V. Rajnus and Helen M. Rajnus (assigned to and assumed by Harold E. Hartman and Linda C. Hartman) to The Federal Land Bank of Spokane (assigned to Northwest Farm Credit Services, FLCA) described as follows; dated December 6, 1972, and recorded December 15, 1972, as Vol. M-72, Page 14441, Mortgage records of Klamath County, Oregon, and covers the real property hereinafter described under 4;

The further object of said action is to foreclose and bar the rights of the defendants, and each of them, and all persons claiming by, through, or under them, or any of them, in and to said real property, related collateral and personal property or any part thereof.

4. The description of the real property to be affected is:

Township 41 South, Range 12 East of the Willamette Meridian:

Section 1: N1/2SW1/4, NW1/4SE1/4, SW1/4NE1/4, S1/2NW1/4, NW1/4NW1/4, NE1/4SE1/4, S1/2S1/2

Section 2: SE1/4

Section 12: N1/2NW1/4

Excepting therefrom: Beginning at a point on the North right of way line of the County Road, which point lies 30 feet North and 40 feet East of the Southwest corner of the NW1/4NW1/4 of Section 12, Township 41 South, Range 12 East of the Willamette Meridian and running thence:

Continuing East along the North right of way line of the said County Road a distance of 505 feet; thence North, parallel to the West line of Section 12 a distance of 147 feet; thence West parallel to the North right of way line of the County Road a distance of 200 feet; thence North, parallel to the West line of Section 12, a distance of 103 feet; thence West parallel to the North right of way line of the County Road a distance of 305 feet to a point which lies 40 feet East of the West line of Section 12; thence South, parallel to the West line of Section 12 and 40 feet Easterly at right angles

therefrom a distance of 250 feet more or less, to the point of beginning, said tract being in the NW1/4 of NW1/4 of Section 12, Township 41 South, Range 12 East of the Willamette Meridian.

Section 14: N1/2NW1/4

Section 15: SE1/4NE1/4, excepting the following described parcel of land:

Beginning at the NE corner of the SE1/4NE1/4 of Section 15; thence west along the 40 line 1200 feet; thence Southeasterly along a Malin Irrigation District Drain to the SE corner of the SE1/4NE1/4; thence North along the 40 line to the point of beginning.

That part of the NE1/4SE1/4 lying North of the "D" Canal, as follows:

A tract of land comprising 10 acres, more or less, located in the NE1/4SE1/4, Section 15, Township 41 South, Range 12 East of the Willamette Meridian and more particularly described as follows: Beginning at the Northwest corner of said NE1/4SE1/4 of said Section 15, Township 41 South, Range 12 East of the Willamette Meridian; thence South on the 40 line to the North right of way line of the "D" Canal of the U.S. Reclamation Service as now located and constructed; thence following said North right of way line of said "D" Canal in a Southeasterly direction to its intersection with the East line of said NE1/4SE1/4 of said Section 15; thence North on the Section line to the Northeast corner of said NE1/4SE1/4 of said Section 15; thence West on the East and West 1/2 section line to the point of beginning.

Together with a 75 H.P. General Electric motor serial No. F143671, a General Electric 75 H.P. motor serial No. F343202, a 15 H.P. General Electric motor serial No. NUJ 120228, a turbine pump serial No. unknown, a turbine Verti Line pump serial No. 25219, a centrifugal Rain Flow pump serial No. 6532 or any replacements thereof which are hereby declared appurtenant thereto.

All water and water rights used upon or appurtenant to said property, however evidenced.

Together with any and all tenements, hereditaments and appurtenances thereunto belonging or used in connection therewith.

SAVE AND EXCEPT portions released as follows:

By partial release recorded October 3, 1978 in Vol. M-78, Page 22006, records of Klamath County, Oregon:

Township 41, South, Range 12 East Willamette Meridian, Section 14:
NE1/4 NW1/4;

By partial release recorded October 1, 1979, in Vol. M-79, Page 23540, records of Klamath County, Oregon:

Township 41, South, Range 12 East Willamette Meridian

Section 15: SE1/4NE1/4, excepting the following described parcel of land:

Beginning at the NE corner of the SE1/4NE1/4 of Section 15; thence west along the 40 line 1200 feet; thence Southeasterly along a Malin Irrigation District Drain to the SE corner of the SE1/4NE1/4; thence North along the 40 line to the point of beginning.


That part of the NE1/4SE1/4 lying North of the "D" Canal, as follows:

A tract of land comprising 10 acres, more or less, located in the NE1/4SE1/4, Section 15, and more particularly described as follows: Beginning at the Northwest corner of said NE1/4SE1/4 of said Section 15, thence South on the 40 line to the North right of way line of the "D" Canal of the U.S. Reclamation Service as now located and constructed; thence following said North right of way line of said "D" Canal in a Southeasterly direction to its intersection with the East line of said NE1/4SE1/4 of said NE1/4SE1/4 Section 15; thence North on the Section line to the Northeast corner of said NE1/4SE1/4 of said Section 15; thence West on the East and West half section line to the point of beginning.

All situated in Klamath County Oregon.


DATED this 20th day of August, 2003.

John D. Albert
Albert & Tweet, LLP
PO Box 968
Salem, OR 97308
(503)585-2056


John D. Albert, OSB# 76041
of Attorneys for Plaintiff

STATE OF OREGON,)
) ss.
County of Marion)

The foregoing Notice of Pendency of an Action was acknowledged before me on this 20th day of August, 2003, by John D. Albert.


Notary Public for Oregon

p:\bf\fc\bartmannop

