

AFTER RECORDING RETURN TO:

James N. Esterkin
210 S.W. Morrison, Suite 600
Portland, Oregon 97204

State of Oregon, County of Klamath
Recorded 02/05/2004 8:35 a m
Vol M04 Pg 6971-72
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

NOTICE OF PENDENCY OF ACTION

Pursuant to ORS 93.740, the undersigned states:

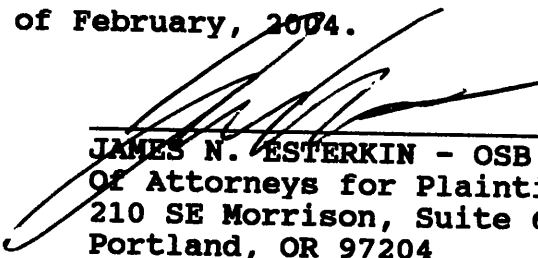
1. As plaintiffs, The Chase Manhattan Bank, as Indenture Trust of IMC Home Equity Loan Owner Trust, has filed an action in the Circuit Court for Klamath County, State of Oregon, bearing Case No. 0304372 CV.

2. The defendants are CINCO Trust; Klamath Federated Indian Trust; South Riverside LLC, an Oregon limited liability company; and the occupants of the property.

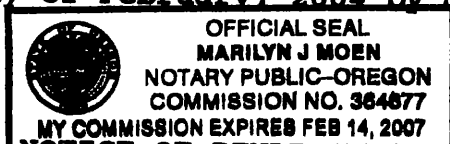
3. The object of the action is to obtain a court declaration concerning the ownership of the subject property.

4. The description of the real property to be affected is set forth on Exhibit "A", a copy of which is attached hereto and is fully incorporated.

DATED this 2 day of February, 2004.


JAMES N. ESTERKIN - OSB #81017
Of Attorneys for Plaintiff
210 SE Morrison, Suite 600
Portland, OR 97204
503-222-4850

The foregoing instrument was acknowledged before me this 2 day of February, 2004 by James N. Esterkin.




NOTARY PUBLIC for Oregon

-1 NOTICE OF PENDENCY OF ACTION

EXHIBIT "A"
DESCRIPTION OF PROPERTY

A portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point in the old existing fence generally accepted as the South line of Section 24, Township 39 South, Range 9 East of the Willamette Meridian, County of Klamath, State of Oregon, from which the monument marking the Southeast corner of Section 24, Township 39 South, Range 9 East, bears North $89^{\circ}16'50''$ East - 1899.6 feet distant; thence continuing along said generally accepted fence South $89^{\circ}16'50''$ West - 674.9 feet; thence North $0^{\circ}12'50''$ West - 150.0 feet; thence North $89^{\circ}16'50''$ East - 674.9 feet; thence South $0^{\circ}12'50''$ East - 150.0 feet to the point of beginning.

NOTE: An easement appurtenant to the land referred to in this guarantee or a portion thereof, appears to have been created or granted by that certain document recorded June 19, 1979 in Volume M79, page 14351 in Deed Records of Klamath County, Oregon.

No examination of the title to the property over which the easement runs has been conducted.