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TAX ACCOUNT NO. \_\_\_\_\_

AFTER RECORDING RETURN TO:

**Fred & Kay Davis**

**1345 Rainbow Drive**

**Springfield, OR 97447**

SEND TAX STATEMENTS TO:

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State of Oregon, County of Klamath  
Recorded 03/02/2004 3:53 m

Vol M04 Pg 12321-23

Linda Smith, County Clerk

Fee \$ 31.00 # of Pgs 3

### TRUSTEE'S DEED

KNOW ALL MEN BY THESE PRESENTS that the Bankruptcy Estate of Roy A. Miller, Jr., Bankruptcy Case No. 01-63830-aer7, now pending in the United States Bankruptcy Court for the District of Oregon, by and through its duly appointed and acting Trustee, **Candace Amborn**, herein called "GRANTOR", acting in her capacity as Trustee and not individually by virtue of the power and authority given a bankruptcy trustee under the laws of the United States of America, for the consideration hereinafter stated, does hereby grant, bargain, sell, convey and release to Fred S. Davis and Kay B. Davis as tenants by the entirety, herein called "GRANTEE", and unto Grantee's successors and assigns all of the interest, if any, vested in the Debtor(s) in the subject property described herein, at the time of the filing of the above referenced bankruptcy case, and which passed to the Bankruptcy Estate by operation of law, and became subject to administration of the Trustee, together with all after acquired title of the Bankruptcy Estate, if any, all tenements, hereditaments, appurtenances thereunto belonging, or in any way appertaining, situated in Klamath County, State of Oregon, described as follows, to-wit:

PARCEL 1: SEE ATTACHED EXHIBIT "A"

~~Parcel 1: Lot 2 Block 6 Klamath Falls Forest Estate according to the official plat thereof in the office of the County Clerk of Klamath County, Oregon~~

Parcel 2: S 1/2 of the SE 1/4 of Section 16, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

#### SUBJECT TO AND EXCEPTING:

All liens, encumbrances, easements, or any other interest of record, of any type or nature.

The Trustee's power and authority to dispose of such property of the Bankruptcy Estate originates in 11 USC §363, and this transfer is made following notice to "interested persons" and an opportunity for hearing pursuant to such law.

The consideration for this transfer is \$ 35,000.

Grantor makes this conveyance without any warranties express or implied. This conveyance and release is intended to transfer all of the Bankruptcy Estate's interest, if any, in the subject property described herein, to the Grantee, in its existing condition, AS IS, without any warranties express or

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implied. Grantee's recording of this Deed indicates Grantee's acceptance of this conveyance and release upon that basis.

Grantor covenants that this Deed is to be absolute in effect as pertains to the Bankruptcy Estate and conveys whatever right, title and interest the Bankruptcy Estate may have in the described property. This conveyance and release is not intended to operate as a mortgage, trust deed, or security of any kind.

**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. 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.**

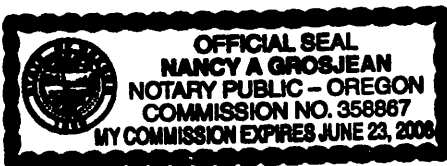
2004. IN WITNESS WHEREOF, Grantor has executed this Deed this 27<sup>th</sup> day of February.

  
Candace Amborn, Trustee for the Bankruptcy Estate  
of Roy A. Miller, Jr.

STATE OF OREGON           )  
  )  
County of Jackson        )

ss.

This instrument was acknowledged before me on this 27 day of February, 2004 by Candace Amborn, as Trustee, acting on behalf of the Bankruptcy Estate of Roy A. Miller, Jr..



  
Notary Public for Oregon

**EXHIBIT A (LEGAL DESCRIPTION)**

**PARCEL 1: LOT 9 BLOCK 6, KLAMATH FOREST ESTATES, ACCORDING TO THE OFFICIAL PLAT THEREOF  
ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.**