



MT-64610SH

Vol M04 Page 26662

THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:

HORIZONS HOME CENTER, LLC

7201 South Sixth Street  
Klamath Falls, OR 97603

Until a change is requested all  
tax statements shall be sent to  
The following address:

HORIZONS HOME CENTER, LLC

7201 South Sixth St.  
Klamath Falls, OR 97603

Escrow No. MT64610-SH

State of Oregon, County of Klamath  
Recorded 04/30/2004 3:20 p.m.  
Vol M04 Pg 26662-26664  
Linda Smith, County Clerk  
Fee \$ 31.00 # of Pgs 3

### SPECIAL WARRANTY DEED

JERRY L. JONES and ELIZABETH M. JONES, as tenants by the entirety, Grantor(s) hereby grant, bargain, sell, warrant and convey to HORIZONS HOME CENTER, LLC, Grantee(s) and grantee's heirs, successors and assigns the following described real property, free of encumbrances except as specifically set forth herein in the County of KLAMATH and State of Oregon, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

Grantor is lawfully seized in fee simple on the above granted premises and SUBJECT TO: all those items of record, if any, as of the date of this deed and those shown below, if any:

and the grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons claiming by, through, or under the grantor except those claiming under the above described encumbrances.

The true and actual consideration for this conveyance is ~~\$8,224,892.66~~

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.

Dated this 22 day of APRIL, 2004.

Jerry L. Jones  
JERRY L. JONES

Elizabeth M. Jones  
ELIZABETH M. JONES

State of OR  
County of KLAMATH

This instrument was acknowledged before me on April 22, 2004 by JERRY L. JONES and ~~ELIZABETH M. JONES~~.



Lisa Weatherby  
(Notary Public)

My commission expires 11/20/07

3/02M

STATE OF OREGON,

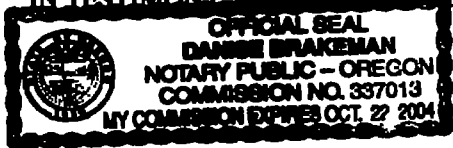
26663

County of Klamath } ss.

On April 22, 2004 before me personally appeared Elizabeth J. Jones  
DATE

whose identity was established to my satisfaction, and who executed the foregoing instrument, acknowledging to me that the same was executed freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal on the date first written above.



Danise Brakeman  
Notary Public for Oregon

My commission expires 10-22-04

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

A tract of land situated in Section 33, Township 38 South, Range 11 1/2 East of the Willamette Meridian, Klamath County, Oregon being more particularly described as follows:

Beginning at a point on the one-sixteenth section line from which the Southwest corner of the SE 1/4 SE 1/4 of said Section 33 bears South 00° 13' 15" West, 1322.60 feet; thence North 00° 13' 15" East on said one-sixteenth line, 1636.98 feet to a point on the South right of way line of the Klamath Falls-Lakeview Highway, thence Easterly on said right of way line, along the arc of a curve to the left (Radius = 1482.40) 547.63 feet; thence, leaving said right of way line, South 1607.06 feet; thence, West 550.00 to the point of beginning.

EXCEPTING THEREFROM all that portion of real property situated in Section 33, Township 38 South, Range 11 1/2 East of the Willamette Meridian, in the County of Klamath, State of Oregon, more particularly described as follows:

Commencing at a point on the one-sixteenth section line from which the Southwest corner of the SE 1/4 of the SE 1/4 of said Section 33, bears South 00° 13' 15" West, 1,322.60 feet; thence North 00° 13' 15" East, 1,236.98 feet to the true point of beginning; thence North 00° 13' 15" East, 210.00 feet; thence East 207.50 feet; thence South 00° 13' 15" West 210.00 feet; thence West 207.50 feet to the true point of beginning

Tax Account No: 3811-V3300-01000-000  
Tax Account No: 3811-V3300-01200-000

Key No: 484906  
Key No: 484915