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OCT 25 5 17

76598 MTC - 60954 KR

Vol M19 Page 9878

Vol M99 Page 20280

**UNTIL A CHANGE IS REQUESTED,
SEND TAX STATEMENTS TO:**

Donald C. Kirkpatrick
4666 Reeder Road
Klamath Falls, OR 97601

*Rerecorded to correct Legal Description
to previously re-recorded deed.
also to add trustee name for the
grantor.

AFTER RECORDING RETURN TO:

Robert E. Bluth
Robert E. Bluth, Attorney at Law, P.C.
2594 E. Barnett Road, Suite F
Medford, OR 97504

amt - KR

BARGAIN AND SALE DEED

DONALD C. KIRKPATRICK, TRUSTEE OF THE DONALD C. KIRKPATRICK 1991 REVOCABLE TRUST, Grantor, hereby convey to the DONALD C. KIRKPATRICK TRUST U.T.A.D. March 11, 1999, Grantee, any and all interest in the following described real property located in Klamath County, Oregon:

See Exhibit A attached hereto.

The true consideration for this conveyance is \$0.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. 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 AND FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. 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.

DATED this 11th day of March, 1999

*Grantee: Donald C. Kirkpatrick,
Trustee of The Donald C.
Kirkpatrick Trust U.T.A.D.
March 11, 1999
A.B.K.

GRANTORS

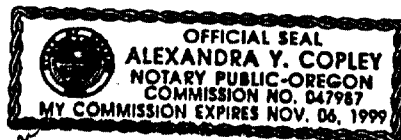
Donald C. Kirkpatrick,
Trustee of the Donald C. Kirkpatrick
1991 Revocable Trust

STATE OF OREGON)

) ss.

County of Jackson)

The foregoing Instrument was acknowledged before me this 11th day of March, 1999, by Donald C. Kirkpatrick, Trustee of the Donald C. Kirkpatrick 1991 Revocable Trust, Grantor.



Alexandra Y. Copley
Notary Public for Oregon

State of Oregon, County of Klamath
Recorded 10/25/04 3:18 p m
Vol M04 Pg 72777-81
Linda Smith, County Clerk
Fee \$ 41.00 # of Pgs 5
2000 NS

1 - BARGAIN AND SALE DEED

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+20 NS AM
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EXHIBIT APARCEL 1

All that portion of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, Township 39 S., R. 9 E.W.M. described as follows: Beginning at a point in the Southeasterly line of the right of way of the State Highway a distance of 1198.8 feet Northeasterly from its intersection with the West line of the said subdivisions; thence South 225.2 feet; thence East 169.8 feet; thence North 263.5 feet more or less to the Southeasterly line of the State Highway right of way; thence South 76°48' West along the said line of the State Highway 174.0 feet to the place of beginning

PARCEL 2

The North 15 acres of the SW $\frac{1}{4}$ SE $\frac{1}{4}$; all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying South of the South right of way line of the Green Springs Highway, Oregon 66 (sometimes known as Ashland-Klamath Falls Highway); and all of the E $\frac{1}{2}$ SE $\frac{1}{4}$ lying South of the Green Springs Highway and West of the County Road and The Dalles-California Highway; all in Section 7, Township 39 South, Range 9 E.W.M., SAVING AND EXCEPTING FROM THE ABOVE DESCRIBED PROPERTY that portion lying East of the right-of-way of the Dalles-California Highway.

PARCEL 3

A tract of land situated in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17, T39S, R10EWM, Klamath County, Oregon, being more particularly described as follows:

Beginning at the intersection of the extension of an existing fence line and the east line of the said NE $\frac{1}{4}$ NW $\frac{1}{4}$, from which the C-N $\frac{1}{16}$ corner of said Section 17 bears S00°07'58"W 175.66 feet; thence N66°59'44"W 32.56 feet to a 5/8" iron pin with Tru-Line Surveying, Inc. plastic cap in said fence line; thence continuing N66°59'44"W 308.75 feet to a railroad tie fence corner post; thence S86°16'38"W 23.68 feet to a railroad tie fence corner post; thence S75°46'01"W 129.41 feet to a 5/8" iron pin with Tru-Line Surveying, Inc. plastic cap on the northerly right of way line of the Oregon Parks Bike Path; thence N66°52'00"W, along the said northerly right of way line, 276.89 feet to a 5/8" iron pin with Tru-Line Surveying plastic cap; thence N23°08'00"E 110.00 feet to a 5/8" iron pin with Tru-Line Surveying plastic cap; thence S66°52'00"E 701.10 feet to a 5/8" iron pin with Tru-Line Surveying plastic cap; thence continuing S66°52'00"E 32.59 feet to a point on the said east line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$; thence S00°07'58"W 21.72 feet to the point of beginning, containing 1.04 acres, with bearings based on record of survey 6306 on file at the office of the Klamath County Surveyor. Subject to Klamath County Road right of way for Reeder Road along the east line.

A portion of the South one half of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8, T. 39 S., R. 10 E.W.M., lying easterly from the east bank of a drain of the Pine Grove Irrigation District and being more particularly described as follows:

Beginning at a point which bears east 304.0 feet from the section corner common to Sections 7, 8, 17 and 18, T. 39 S., R. 10 E.W.M.; thence continuing east 1018.0 feet to the

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southeasterly corner of said south one half of the SW¼ of the SW¼ of Sec. 8; thence north 0°9' east, 669.1 feet; thence north 89°59' west, 1019.7 feet; thence south 669.4 feet, more or less, to the point of beginning, containing 15.63 acres, more or less, situated in Klamath County, Oregon.

PARCEL 4

W¼W¼SE¼ of Sec. 8, T. 39 S., R. 10 E.W.M., lying south and west of the Klamath Falls-Lakeview Highway, EXCEPT one acre ditch in Klamath County, Oregon, EXCEPT easements for roads and highways and easements for irrigation and drainage purposes, situated in Klamath County, Oregon.

State of Oregon, County of Klamath

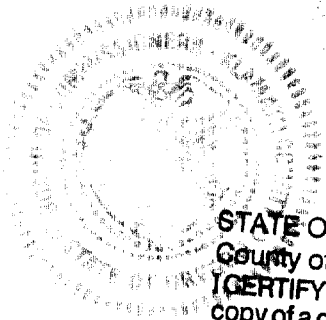
Recorded 5/21/99, at 11:29 a.m.

In Vol. M99 Page 20280

Linda Smith, County Clerk

Fee \$ 15 RE RECORD

Linda Smith



STATE OF OREGON)

County of KLAMATH)

I CERTIFY that this is a true and correct copy of a document in the possession of the Klamath County Clerk.

Dated: 10-21-04
LINDA SMITH, Klamath County Clerk

By: Pauline Muelken Deputy

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EXHIBIT APARCEL 1

All that portion of the NW¼ of the SE¼ of Section 7, Township 39 S., R. 9 E.W.M. described as follows: Beginning at a point in the Southeasterly line of the right of way of the State Highway a distance of 1198.8 feet Northeasterly from its intersection with the West line of the said subdivisions; thence South 225.2 feet; thence East 169.8 feet; thence North 263.5 feet more or less to the Southeasterly line of the State Highway right of way; thence South 76°48' West along the said line of the State Highway 174.0 feet to the place of beginning

PARCEL 2

The North 15 acres of the SW¼SE¼; all that part of the NW¼SE¼ lying South of the South right of way line of the Green Springs Highway, Oregon 66 (sometimes known as Ashland-Klamath Falls Highway); and all of the E¼SE¼ lying South of the Green Springs Highway and West of the County Road and The Dalles-California Highway; all in Section 7, Township 39 South, Range 9 E.W.M., SAVING AND EXCEPTING FROM THE ABOVE DESCRIBED PROPERTY that portion lying East of the right-of-way of the Dalles-California Highway.

PARCEL 3

A portion of the N½ of the NW¼ of Section 17, T. 39 S., Range 10 E.W.M. lying northeasterly from the right of way of the O.C. & E. Railway and easterly from the west bank of a drain of the Pine Grove Irrigation District and being more particularly described as follows:

Beginning at a point in the north line of Section 17, which bears east 304.0 feet from the section corner common to Sections 7, 8, 17 and 18; thence east along the Section line 2340.00 feet, more or less, to the center line of the Pine Grove County Road marking the easterly boundary of said North one half of the NW¼ of Sec. 17; thence southerly along the center line of said County Road to the intersection of the northeasterly right of way line of the O.C. & E. Railway; thence north 66°57½' West along said northeasterly right of way line to a point which bears south 241.6 feet, more or less, from the point of beginning; thence north 241.6 feet, more or less, to the point of beginning. SAVING AND EXCEPTING THEREFROM that certain tract conveyed by A. R. Campbell and Roy Kinsman to Grafton-Jackson Company and recorded in the Deed Records of Klamath County in Vol. 77, page 485, containing 0.59 acres, more or less; AND ALSO SAVING AND EXCEPTING that certain tract conveyed by A. R. Campbell and Roy Kinsman to Nick Delis and recorded in the Deed Records of Klamath County in Vol. 180, page 333, containing 0.29 acres, more or less. Said parcel being conveyed containing 35.6 acres, more or less; and also

A portion of the South one half of the SW¼ of the SW¼ of Section 8, T. 39 S., R. 10 E.W.M., lying easterly from the east bank of a drain of the Pine Grove Irrigation District and being more particularly described as follows:

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Beginning at a point which bears east 304.0 feet from the section corner common to Sections 7, 8, 17 and 18, T. 39 S., R. 10 E.W.M; thence continuing east 1018.0 feet to the southeasterly corner of said south one half of the SW¼ of the SW¼ of Sec. 8; thence north 0°9' east, 669.1 feet; thence north 89°59' west, 1019.7 feet; thence south 669.4 feet, more or less, to the point of beginning, containing 15.63 acres, more or less, situated in Klamath County, Oregon.

PARCEL 4

W½W½SE¼ of Sec. 8, T. 39 S., R. 10 E.W.M., lying south and west of the Klamath Falls-Lakeview Highway, EXCEPT one acre ditch in Klamath County, Oregon, EXCEPT easements for roads and highways and easements for irrigation and drainage purposes, situated in Klamath County, Oregon.

STATE OF OREGON : COUNTY OF KLAMATH:

ss.

Filed for record at request of _____ the _____ day
of March A.D., 1999 at 11:43 o'clock A.M., and duly recorded in Vol. M99
of Deeds on Page 9878.

FEE \$40.00

Linda Smith, County Clerk

by Kathleen Rose