

AFTER RECORDING, RETURN TO:  
William M. Ganong  
Attorney at Law  
514 Walnut Avenue  
Klamath Falls OR 97601

Vol M04 Page 77755

State of Oregon, County of Klamath  
Recorded 11/12/04 8:32 a m  
Vol M04 Pg 77755-56  
Linda Smith, County Clerk  
Fee \$ 26.00 # of Pgs 2

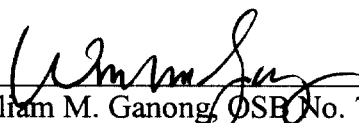
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### NOTICE OF PENDENCY OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

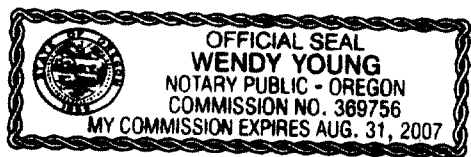
1. As plaintiff, Enterprise Irrigation District, has filed a suit in the Circuit Court for Klamath County, State of Oregon, Case No. 0403817 CV;
2. The defendants are Heirs and Devisees of Jeannette E. Cooper; Tom Perry; State of Oregon, Department of Revenue; and Sterling Savings Bank, Successor to Klamath First Federal Savings and Loan Association.
3. The object of the action is to foreclose the Notice of Lien for irrigation district charges, interest, and fees recorded in Volume M04 at Page 43464 of the records of the Clerk of Klamath County, Oregon.
4. The description of the real property to be affected is more particularly described on Exhibit "A" attached hereto and incorporated herein by this reference.

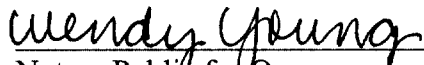
Dated this 9 day of November, 2004.

  
William M. Ganong, OSB No. 78213  
Attorney for Plaintiff  
514 Walnut Avenue  
Klamath Falls OR 97601  
541/882-7228

STATE OF OREGON, County of Klamath) ss.

The foregoing instrument was acknowledged before me this 9th day of November, 2004 by William M. Ganong, as attorney for plaintiff, Enterprise Irrigation District.



  
Wendy Young  
Notary Public for Oregon  
My Commission Expires: 8-31-2007

All of this property is located in the State of Oregon, County of Klamath.

That part of the SE 1/4 of NW 1/4 of Section 2, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning on the South boundary line of the SE 1/4 NW 1/4 at a point 330 feet East of the Southwest corner of said SE 1/4 of NW 1/4; thence North and parallel with the East line of said SE 1/4 of NW 1/4 920 feet to the true point of beginning for this description; thence from said point of beginning East and parallel with the North line of said SE 1/4 NW 1/4, 165 feet; thence South and parallel with the West line of SE 1/4 of NW 1/4 80 feet; thence West and parallel with the North line of said SE 1/4 of NW 1/4, 154 feet; thence North and parallel with the West line of said SE 1/4 of NW 1/4, 80 feet to the point of beginning. EXCEPTING therefrom, that portion along the East line of said premises lying within the boundaries of Hope Street and irrigation ditch.

Klamath County Tax Assessor's Account No. 3909-2BD-6400