



MTC-67883 SH

Vol M04 Page 79622

State of Oregon, County of Klamath  
 Recorded 11/18/04 3:10 p m  
 Vol M04 Pg 79622-23  
 Linda Smith, County Clerk  
 Fee \$ 26.00 # of Pgs 2

THIS SPACE RESE

After recording return to:

GARY A. MEAD2521 HOPE STREETKlamath Falls, OR 97603-0

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

GARY A. MEAD2521 HOPE STREETKlamath Falls, OR 97603-0Escrow No. MT67283-SH**STATUTORY WARRANTY DEED**

**Duane Smith, P C, an Oregon Corporation**, Grantor(s) hereby convey and warrant to **GARY A. MEAD and BONNIE J. MEAD, as tenants by the entirety**, Grantee(s) the following described real property in the County of **KLAMATH** and State of Oregon, free of encumbrances except as specifically set forth herein:

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

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

The true and actual consideration for this conveyance is **PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE ON BEHALF OF GRANTOR/GRANTEE.**

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 9 day of NOV., 04.

Duane Smith, P C

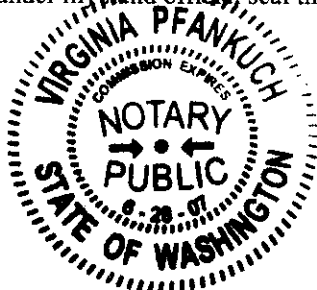
BY: 

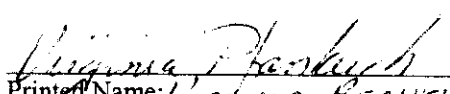
DUANE W. SMITH, PRESIDENT

State of Washington

County of Benton

On this day personally appeared before me Duane Smith, P C to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my ~~hand and official~~ seal this 9<sup>th</sup> day of Nov, 2004.

  
 Printed Name: Virginia Pfankuch  
 Notary Public in and for the State of  
 Washington residing at Kennelworth

My appointment expires 6-28-07

2600 am

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

Tract 9 and the S1/2 of the vacated alley adjoining the North line of Tract 9 all in GIENGER'S HOME TRACTS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, EXCEPTING THEREFROM that portion lying within Land Partition 33-00.

Reserving unto the grantor their heirs, successors and assigns, as easement for ingress, egress and public utilities as follows:

Two strips of land, each 30.00 feet in width, being a portion of Tracts 8 and 9 of Gienger Home Tracts and a portion of Parcel 1 and Parcel 2 of Land Partition 33-00, situated in the SW1/4 of Section 2, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and being more particularly described as follows:

Beginning at a point on the East line of said Tract 8 from which the Northeast corner thereof bears North 00° 06' 05" East 87.87 feet; thence along the East line of said Tracts 8 and 9 South 00° 06' 05" West 30.00 feet; thence leaving said East line South 89° 44' 00" West 356.66 feet; thence North 00° 16' 00" West 30.00 feet; thence North 89° 44' 00" East 356.85 feet to the point of beginning, excepting therefrom that portion lying within that parcel described in Deed Volume M96, page 16309, with bearings based on County Survey 5681;

Also including the following strip of land 30.00 feet in width: The East 30.00 feet of the West half of Tract 9 of Gienger Home Tracts, excepting therefrom that portion lying within the 30 foot strip previously described above.

Account No.: 3909-002CA-09600-000

Key No.: 518434