

05 JUL 26 PM 3:13

MT70692 SH

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THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:

THE CHARLES W. SMITH AND TOMOKO K.  
SMITH TRUST DATED 9-12-95

P.O. BOX JQ

Klamath Falls, OR 97601

State of Oregon, County of Klamath

Recorded 07/26/05 3:13 P m

Vol M05 Pg 57602

Linda Smith, County Clerk

Fee \$ 21.00 # of Pgs 1

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

THE CHARLES W. SMITH AND TOMOKO K.  
SMITH TRUST DATED 9-12-95

P.O. BOX JQ

Klamath Falls, OR 97601

Escrow No. MT70692-SH

Title No. 0070692

SWL

### STATUTORY WARRANTY DEED

**KEVIN L. HAMILTON and TANA M. HAMILTON, as tenants by the entirety**, Grantor(s) hereby convey and warrant to **CHARLES W. SMITH AND TOMOKO K. SMITH, TRUSTEES OF THE CHARLES W. SMITH AND TOMOKO K. SMITH TRUST DATED 9-12-95**, 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:

Lot 5 of LLOYDS TRACTS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

Tax Account No: 3909-011CB-00900-000

Key No: 553261

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.

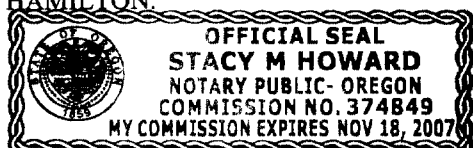
Dated this 25 day of July, 2005

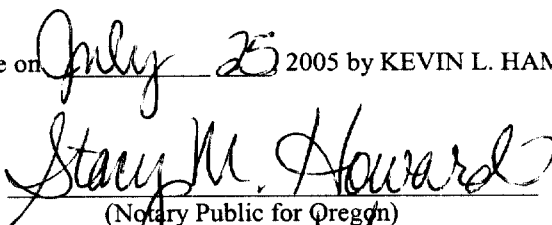
  
KEVIN E. HAMILTON

  
TANA M. HAMILTON

State of Oregon  
County of KLAMATH

This instrument was acknowledged before me on July 25 2005 by KEVIN L. HAMILTON and TANA M. HAMILTON.



  
(Notary Public for Oregon)

My commission expires 11/18/2007

2:00 PM