

FILED FOR RECORD AT THE  
REQUEST OF AND RETURN TO:

State Of Oregon, County Of Klamath

**M05-62940**

08/29/2005 08:28:19 AM

# Of Pages 2 Fee: \$26.00

WYERHAEUSER COMPANY  
LAND TITLE DEPT  
PO BOX 9777, CH 1F23  
FEDERAL WAY, WA 98063-9777

## QUIT CLAIM DEED

WYERHAEUSER COMPANY, a Washington corporation, Grantor, releases and quitclaims to MICHAEL SMITH, Grantee, all right, title and interest in and to the following described real property:

See EXHIBIT A, attached hereto, incorporated by reference.

The true and actual cash consideration for this transfer is: \$17,500.00.

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.

Grantor has not and does not make any representation or warranty to Grantee concerning the physical condition of the real property hereby conveyed. Grantee having full opportunity to investigate said real property and its physical condition is relying solely on its own judgment as to such matters. Grantee is accepting the deed and taking possession AS-IS, WHERE-IS, and shall make no claim, demand or notice against Grantor on account of the condition of the Property.

IN WITNESS WHEREOF, said corporation has caused this instrument to be executed this 25<sup>th</sup> day of August, 2005.

WYERHAEUSER COMPANY

By: Robert A. Tress

Its: Sr. Vice President

SEND TAX STATEMENTS TO:  
Michael Smith  
PO Box 311  
Bly, OR 97622

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STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF KING )

On this 25<sup>th</sup> day of <sup>August</sup> ~~June~~, 2005 before me personally appeared Robert A. Dowdy to me known to be the Senior Vice President and General Counsel of WEYERHAEUSER COMPANY, the corporation that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Tonya M. Hebert  
NOTARY PUBLIC  
My appointment expires: 10/19/08

EXHIBIT A

IN KLAMATH COUNTY OREGON:

**S1/2NW1/4 SECTION 01, TOWNSHIP 37 SOUTH, RANGE 14 EAST, WM:**

**GOVERNMENT PARCEL NO. R3714 00100 00800 000**

**SECTION 34, TOWNSHIP 36 SOUTH, RANGE 14 EAST, WM:**

**GOVERNMENT PARCEL NO. 6100 LOT #7, BLOCK 1, PLAT OF NORTH BLY**

*Grantee or anyone claiming by, through or under Grantee, hereby fully and irrevocably releases Grantor, and its agents and representatives, from any and all claims that it may now have or hereafter acquire against Grantor or its agents or representatives for any cost, loss, liability, damage, expense, action or cause of action, whether foreseen or unforeseen, arising from or related to any defects, errors or omissions on or in the Property, the presence of environmentally hazardous, toxic or dangerous substances, or any other conditions (whether patent, latent or otherwise) affecting the Property. Grantee further acknowledges and agrees that this release shall be given full force and effect according to each of its expressed terms and provisions, including, but not limited to, those relating to unknown and suspected claims, damages and causes of action. As a material covenant and condition of this conveyance, Grantee agrees that in the event of any such defects, errors or omissions, the presence of environmentally hazardous, toxic or dangerous substances, or any other conditions affecting the Property, Grantee shall look solely to Grantor's predecessors in interest for any redress or relief, except for claims against Grantor based upon any obligations and liabilities of Grantor expressly provided in this deed.*