

AFTER RECORDING RETURN TO:

Jerry M. Molatore  
426 Main Street  
Klamath Falls, OR 97601

**M06-09899**

Klamath County, Oregon

05/16/2006 03:45:22 PM

Pages 2 Fee: \$26.00

SEND TAX STATEMENTS TO

Jack Himelwright, TTEE  
4017 Clinton Street  
Klamath Falls, OR 97603

**BARGAIN AND SALE DEED**

DALE HIMELWRIGHT and LOIS M. HIMELWRIGHT, Husband and Wife, Grantors, convey to JACK LEROY HIMELWRIGHT and IRIS DALE HIMELWRIGHT, Trustees of the DALE AND LOIS MARIE HIMELWRIGHT TRUST dated March 15, 2006, Grantees, the following described real property:

SEE ATTACHED EXHIBIT "A"

Grantor covenants that Grantor is seized of an indefeasible estate in the real property described above in fee simple, that Grantor has good right to convey the property, that the property is free from encumbrances except as specifically set forth herein, and that Grantor warrants and will defend the title to the property against all persons who may lawfully claim the same by, through, or under Grantor, provided that the foregoing covenants are limited to the extent of coverage available to Grantor under any applicable standard or extended policies of title insurance, it being the intention of the Grantor to preserve any existing title insurance coverage.

The true consideration for this conveyance is: NONE.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER CHAPTER 1, OREGON LAWS 2005 (BALLOT MEASURE 37 (2004)). THIS INSTRUMENT DOES 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, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER CHAPTER 1, OREGON LAWS 2005 (BALLOT MEASURE 37 (2004)).

*Dale Himelwright by Jack Leroy Himelwright*  
DALE HIMELWRIGHT,

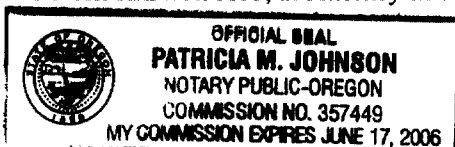
By: JACK LEROY HIMELWRIGHT, His Attorney-in-Fact

*Lois M. Himelwright by Jack Leroy Himelwright*  
LOIS M. HIMELWRIGHT

By: JACK LEROY HIMELWRIGHT, Her Attorney-in-Fact

STATE OF OREGON                    )  
                                                  ) ss.  
County of Klamath                )

The foregoing instrument was acknowledged before me this 15 day of May, 2006, by JACK LEROY HIMELWRIGHT, as Attorney-in-Fact for DALE HIMELWRIGHT and LOIS M. HIMELWRIGHT.



*Patricia M. Johnson*  
Notary Public for Oregon  
My Commission Expires: 6-17-2006

**GRANTORS' NAME AND ADDRESS:**

Dale and Lois M. Himelwright  
1917 Crest Street  
Klamath Falls, OR 97603

**GRANTEE'S NAME AND ADDRESS:**

Jack Leroy Himelwright and Iris Dale Himelwright, Trustees  
of the Dale and Lois Marie Himelwright Living Trust  
4017 Clinton Street  
Klamath Falls, OR 97603

EXHIBIT "A"  
LEGAL DESCRIPTION

PARCEL 1:

A parcel of land lying in Lots 45 and 46 in Block G of HOMECREST, a platted subdivision in Klamath County, Oregon, said parcel being more particularly described as follows:

Beginning at a point on the Northeasterly line of Crest Street (Faircrest Street on the official plat of Homecrest), said point being 20 feet Southeasterly along the Northeasterly line of Crest Street from the Northwest corner of said Lot 46; thence South 45°00' East along the Northeasterly line of Crest Street 98.0 feet; thence North 51°38'30" East 59.33 feet; thence North 26°00' West 83.0 feet, more or less, to the Southeasterly corner of that certain parcel of land conveyed to James H. Lane, et ux, by deed recorded in Vol. 322, page 113, Klamath County Deed Records; thence South 63°00' West 87.6 feet to the point of beginning.

PARCEL 2:

A parcel of land lying in lots 45 and 46, Block G of HOMECREST, a platted subdivision of Klamath County, Oregon, said parcel being more particularly described as follows:

Beginning at the Northwest corner of Lot 46, Block G of HOMECREST; thence South 45° East 20 feet to a point; thence North 63° East 87.6 feet to the true point of beginning of the tract to be hereinafter described; thence North 49° East 88 feet to a point; thence Southerly parallel to the East line of Homecrest 106.5 feet, said point being on the Northerly boundary of the tract of land conveyed to Robert D. Cummins, et ux, by deed recorded March 30, 1962, in Deed Book 336, page 378; thence South 51°38'30" West 43 feet to a point; thence North 26° West 83 feet to the true point of beginning.

PARCEL 3:

A parcel of land located in Lots 44, 45, and 46, Block "G", Homecrest, a duly recorded subdivision in Klamath County, Oregon, more particularly described as follows:

Commencing at the Northwest corner of Lot 44 of said Block "G"; thence East, along the North line of said Lot 44, 123.66 feet to the true point of beginning; thence South 26°00' East, 194.00 feet to the Northwest corner of a parcel of land described in parcel No. 2 of Volume 338, page 465 of the Deed Records of Klamath County; thence North 49°00' East, along the North boundary of said parcel, 88.0 feet; thence Southerly, parallel with the East boundary of Homecrest, 106.5 feet to the North boundary of a parcel of land described in Volume M67, Page 7313 of the Deed Records of Klamath County; thence North 51°38' East, along the North boundary of said parcel, 18.0 feet to the East boundary of Homecrest; thence North 0°27'30" West, along the East boundary of Homecrest, 217.4 feet, more or less to the Northeast corner of Lot 44; thence West, along the North line of Lot 44, 177.34 feet, more or less to the true point of beginning.