



2006-018466
Klamath County, Oregon



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09/13/2006 02:47:48 PM

Fee: \$26.00

After recording return to:
 Highmark Investment Group, LLC

PO Box 339

Bend, Or. 97709

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

Highmark Investment Group, LLC

PO Box 339

Bend, Or. 97709

Escrow No. OM093865GC

Title No. 093865

SWD

ASPEN 63926

STATUTORY WARRANTY DEED

Robert G. Smith and Gillian M. Smith, husband and wife, Grantor(s) hereby convey and warrant to
Highmark Investment Group, LLC, 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

R-2406-001CA-01200-000

Key No. R144490

R-2406-001CA-01400-000

Key No. R845296

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:
 2006-2007 Real Property Taxes a lien not yet due and payable.

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

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD
 INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 AND 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 ORS 197.352.

Dated this 11TH day of SEPT., 2006

Robert G. Smith
 Robert G. Smith

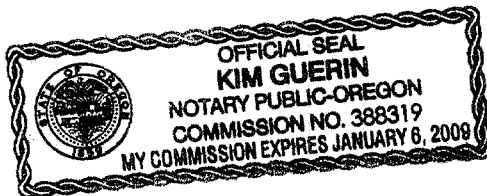
Gillian M. Smith
 Gillian M. Smith

State of Oregon
 County of Tillamook

This instrument was acknowledged before me on SEPT. 11, 2006 by Robert G. Smith and Gillian M. Smith.

[Signature]

(Notary Public for Oregon)

My commission expires 1-6-09

#26-A

Exhibit A

PARCEL 1:

A parcel of land situate in the NE 1/4 SW 1/4 of Section 1, Township 24 South, Range 6 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point along the Southeast line of a 20 foot roadway, a 1 3/4" x 48" galvanized steel pipe, from which the Southwest corner of said Section 1 lies South 1710.4 feet and West 1874.0 feet; thence along the Southeasterly line of said roadway, North 52° 23' East 139.2 feet to a point, a 3/4" steel rod; thence South 50° 15' East 138.1 feet to a point in the center of Crescent Creek as located in 1956; thence up the center of said Creek, South 43° 57' West 115.6 feet to a point; thence along a line as agreed upon by Pietila and Scribner in April 1980, North 57° 32 1/2' West, passing a 1 3/4" x 48" galvanized steel pipe at 36.0 feet on the Northwesterly scour bank of Crescent Creek, in all 161.3 feet to the point of beginning.

PARCEL 2:

Beginning at an iron pipe on the Southerly line of a 20 foot roadway, North 1795.5 feet and East 1984.2 feet from the Southwest corner of Section 1, Township 24 South, Range 6 East of the Willamette Meridian; thence North 52° 23' East, 64.2 feet; thence North 65° 03' East, along said Southerly line, 77.8 feet to an iron pipe; thence South 44° 55' East, 92.2 feet to the center of Crescent Creek; thence South 40° 13 1/2' West, up the center of said Creek, 124.46 feet; thence North 50° 15' West, 138.1 feet to the point of beginning, Klamath County, Oregon.

PARCEL 3:

Beginning at a point on the Easterly right of way line of the County road, opposite to and 30 feet distant at right angles from centerline Station 50+63.2, Back, P.T., said point being also North 1799.6 feet and East 1854.5 feet from the Southwest corner of Section 1, Township 24 South, Range 6 East of the Willamette Meridian; thence North 27° 15' East, along said Easterly line, 106 feet to the center of Cold Creek; thence down the center of said Creek, South 82° 12' East, 76.2 feet and North 71° 44' East 88 feet; thence South 44° 55' East, 40.3 feet to the Northerly line of a 20 foot roadway; thence along said Northerly line, South 65° 03' West, 72.8 feet; South 52° 23' West 208.23 feet, and North 59° 23' West, 42.0 feet to the said Easterly line; thence Northeasterly, along said Easterly line on the arc of a 625.9 foot radius curve left (the long chord of which curve bears North 30° 06' East, 61.82 feet) a distance of 61.85 feet to the point of beginning, Klamath County, Oregon.

PARCEL 4:

Beginning at an angle point in a 20 foot roadway, North 1713.8 feet and East 1878.2 feet from the Southwest corner of Section 1, Township 24 South, Range 6 East of the Willamette Meridian; thence South 52° 08 1/2' East 158.2 feet to the center of Crescent Creek; thence Northwest along a straight line to a point that is South 52° 23' West 21.5 feet from the point of beginning; thence North 52° 23' East 21.5 feet to the point of beginning, Klamath County, Oregon.

LESS AND EXCEPT that portion described in Deed from John A. Pietila and Ellen S. Pietila to Wayne C. Carver, recorded August 21, 1972 in Book M-72 at Page 9335.

ALSO EXCEPTING THEREFROM that portion described in Deed from Tim Delaney and May Delaney to Wayne C. Carver and Lillian Carver, recorded September 4, 1968 in Book M-68 at Page 7981.

CODE 205 MAP 2406-001CA TL 01200 KEY #144490
CODE 051 MAP 2406-001CA TL 01400 KEY #845296