

Registered & Counted  
Toni Carpenter

2008-009766

Klamath County, Oregon



00049329200800097660030034

07/07/2008 03:05:35 PM

Fee: \$31.00

After recording, please return to:

KARIN J. IMMERGUT  
United States Attorney for the District of Oregon  
Mark O. Hatfield U.S. Courthouse  
1000 SW Third Avenue, Suite 600  
Portland, OR 97204-2902

NATHANIEL B. PARKER  
Trial Attorney, Tax Division  
U.S. Department of Justice  
P.O. Box 683  
Ben Franklin Station  
Washington, D.C. 20044-0683  
Telephone: (202) 307-6547  
[nathaniel.b.parker@usdoj.gov](mailto:nathaniel.b.parker@usdoj.gov)  
[Western.taxcivil@usdoj.gov](mailto:Western.taxcivil@usdoj.gov)

Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

UNITED STATES OF AMERICA,

Plaintiff,

v.

Civil No. 1:08-cv-03027

DARYL J. KOLLMAN, MARTA C.  
CARPENTER (fka MARTA C. KOLLMAN),  
KLAMATH COUNTY, NEAL G.  
BUCHANAN, THE NEW ALGAE  
COMPANY, RGL GALLAGHER LLP, JOHN  
NEUBAUER, CELL TECH  
INTERNATIONAL, INC., STOEL RIVES,  
LLP, GERSHAM GOLDSTEIN, EILEEN  
DRAKE,

NOTICE OF LIS PENDENS

Defendants.

NOTICE OF LIS PENDENS

1

PLEASE TAKE NOTICE that the above-captioned action has commenced and is now pending and that the action affects the title, possession, and ownership of real property located in Klamath County, Oregon. The property is legally described as follows:

PARCEL 1

The SW1/4 of the SE1/4 and the SE1/4 of the SW1/4, Section 23, Township 33 South, Range 7 ½ East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 2

All of that portion of the NE1/4 of NW1/4 of Section 26, Township 33 South, Range 7 ½ East of the Willamette Meridian, Klamath County, Oregon, East of Fort Creek and which lies North of the Creek known as Short Creek which Creek runs from the Northeast corner of said "40" in a Southwesterly direction into Fort Creek.

PARCEL 3

A strip of land located in the SW1/4 SW1/4 of Section 23, Township 33 South, Range 7 ½ East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the East line of the SW1/4 SW1/4 of Section 23, Township 33 South, Range 7 ½ East of the Willamette Meridian, Klamath County, Oregon, from which point a 5/8" rebar with aluminum cap marking the SW1/16 corner of said Section 23 as set during R.O.S. No. 3749 bears North 00° 04' 11" West 350.00 feet; thence South 89° 55' 49" West 8.00 feet; thence South 00° 04' 11" East 338.00 feet; thence North 89° 55' 49" East 8.00 feet to a point on the East line of said SW1/4 SW1/4; thence along said East line North 00° 04' 11" West 338.00 feet to the point of beginning.

PARCEL 4

A perpetual non-exclusive easement benefiting Parcels 1, 2 and 3 for ingress and egress to and from Oregon State Highway 62 described as follows:

A piece or parcel of land situate in the SW1/4 SW1/4 of Section 23, Township 33 South, Range 7 ½ East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

A strip of land 30.0 feet in width for roadway purposes, being 15.0 feet on either side of the following described centerline:

Beginning at a point on the West line of the SE1/4 SW1/4 of Section 23, Township 33 South, Range 7 ½ East of the Willamette Meridian, Klamath

County, Oregon, from which the Northwest corner of said SE1/4 SW1/4 bears North 0° 34' West 203.0 feet distance; thence North 78° 25' West 6.1 feet to an iron pin reference monument in the existing North-South fence; thence North 78° 25' West 262.4 feet, more or less, to an iron pin in the Easterly right-of-way fence of State Highway No. 62, as the same is presently located and constructed.

As recorded in Easement recorded February 20, 1974 in Volume M74, page 2369, Microfilm Records of Klamath County, Oregon.

PARCEL 5

The NE1/4 SW1/4, NW1/4 SE1/4 and that portion of the S1/2 SE1/4 NW1/4 SW1/4 and the S1/2 N1/2 SE1/4 NW1/4 SW1/4 lying Easterly of the Highway, all in Section 23, Township 33 South, Range 7 ½ East of the Willamette Meridian, Klamath County, Oregon.


PARCEL 6

All those portions of the NE1/4 NW1/4 SW1/4 and the NW1/2 N1/2 SE1/4 NW1/4 SW1/4 of Sections 23, Township 33 South, Range 7 ½ East of the Willamette Meridian, Klamath County, Oregon, lying Easterly of State Highway 232.

The object of the above-captioned action is to foreclose federal tax liens against said real property.

Dated this 2nd day of July, 2008.


KARIN J. IMMERGUT  
United States Attorney for the District of Oregon

By:   
NATHANIEL B. PARKER  
Trial Attorney, Tax Division  
U.S. Department of Justice

Attorneys for the United States

Subscribed and sworn to before me this 2nd day of July, 2008.

HELENA F. LAWRENCE  
Notary Public District of Columbia  
My Commission Expires 7/14/2010



NOTARY PUBLIC

