After Recording Return to: William A. Drew, OSB No. 95253 Elliott, Ostrander, & Preston, P.C. 707 SW Washington, Suite 1500 Portland, Oregon 97205 Telephone: (503) 224-7112 2011-007554 Klamath County, Oregon



06/22/2011 02:33:24 PM

Fee: \$42.00

LH 1471777 RELEASE OF NOTICE OF PENDENCY OF AN ACTION

The undersigned states:

- 1. The action captioned Police and Fire Retirement System of the City of Detroit v. Orchard Park, LLC; Crystal Terrace Retirement Community, LLC; Sanddollar Village Assisted Living, LLC; Jon M. Harder; Darryl E. Fisher; Capital Managers, LLC; and DOES 1 through 10, United States District Court for the Northern District of California, Case No. CV- 08-5316-PJH has been dismissed;
- 2. The Notice of Pendency of An Action recorded on December 12, 2008 as Klamath County Recorder's No. 2008-016419 is therefore released.
- 3. The description of the real property affected by the release is certain real property located in Klamath County, Oregon and commonly known as the Crystal Terrace Retirement Community, located at 1000 Town Center Drive, Klamath Falls, Oregon 97601, as more particularly described in Exhibit "A" attached hereto and incorporated by reference herein.

Dated this 2nd day of June, 2011.

William A. Drew, OSB No. 95253 Attorney for Police and Fire Retirement System of the City of Detroit

STATE OF OREGON) ss.
County of Multnomah)

The foregoing instrument was acknowledged before me this _____day of June, 2011.

OFFICIAL SEAL
SUZIE R FUJIOKA
NOTARY PUBLIC-OREGON
COMMISSION NO. 431317
MY COMMISSION EXPIRES AUGUST 6, 2012

Notary Public for Oregon My Commission Expires:

8-6-2012

EXHIBIT "A"

Legal Description

Real property in the City of Klamath Falls, County of Klamath, State of Oregon, described as follows:

PARCEL A:

A parcel of land situated in the SE ¼ NE ¼ of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Parcel 1 of Land Partition 62-00 filed in Klamath County, Oregon

PARCEL B:

Easement as disclosed in Agreement for Reciprocal Access Easement, recorded June 8, 2001 in Volume M-01 on page 27242, records of Klamath County, Oregon.

APN: R428059

FANNIE MAE MULTIFAMILY SECURITY INSTRUMENT -Crystal Terrace Retirement Community

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