

2011-007863

Klamath County, Oregon



00104131201100078630020020

07/01/2011 09:58:56 AM

Fee: \$42.00

Grantor's Name and Address

BRUCE S. TOPHAM
 VIRGINIA A. TOPHAM
 35133 SPRAGUE RIVER ROAD
 SPRAGUE RIVER, OREGON 97639

Grantee's Name and Address

BRUCE S. TOPHAM AND
 VIRGINIA A. TOPHAM, TRUSTEES
 TOPHAM FAMILY TRUST

DATED APRIL 28, 2011
 35133 SPRAGUE RIVER ROAD
 SPRAGUE RIVER, OREGON 97639
 After recording, return to:
 THE ESTATE PLANNING GROUP
 711 BENNETT AVENUE
 MEDFORD, OREGON 97504

Until requested otherwise, send all tax statements to:

BRUCE S. TOPHAM
 VIRGINIA A. TOPHAM
 35133 SPRAGUE RIVER ROAD
 SPRAGUE RIVER, OREGON 97639

WARRANTY DEED

KNOW ALL BY THESE PRESENTS that BRUCE S. TOPHAM AND VIRGINIA A. TOPHAM, hereinafter called grantor, for the consideration hereinafter stated, to grantor paid by BRUCE S. TOPHAM AND VIRGINIA A. TOPHAM, TRUSTEES, OR THEIR SUCCESSORS IN TRUST, UNDER THE TOPHAM FAMILY TRUST DATED APRIL 28, 2011, AND ANY AMENDMENTS THERETO, hereinafter called grantee, do hereby grant, bargain, sell and convey unto grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in **Klamath** County, State of Oregon, described as follows, to-wit:

SEE ATTACHED EXHIBIT "A"

The liability and obligations of the Grantor to Grantee and Grantee's heirs and assigns under the warranties and covenants contained herein or provided by law shall be limited to the extent of coverage that would be available to Grantor under any policy of title insurance issued to the Grantor at the time Grantor acquired the property. The limitations contained herein expressly do not relieve Grantor of any liability or obligation under this instrument, but merely define the scope, nature and amount of such liability or obligations.

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

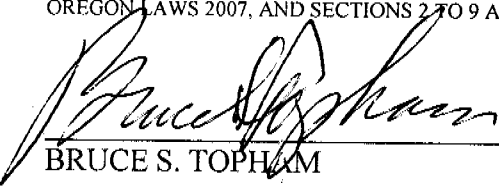
And grantor hereby covenants to and with grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except: NONE, and that grantor will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 0.00. However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration.

In construing this deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument this 28th day of April, 2011 if grantor is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, 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 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.


 BRUCE S. TOPHAM

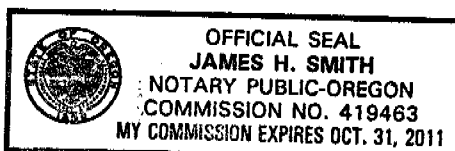

 VIRGINIA A. TOPHAM

State of Oregon)

: ss.

County of Klamath)

Before me this 28th day of April, 2011, personally appeared BRUCE S. TOPHAM and VIRGINIA A. TOPHAM, and acknowledged the foregoing instrument to be their voluntary act and deed.



Notary Public of Oregon

My Commission expires: 10/31/2011

EXHIBIT "A"

PARCEL 1:

Government Lots 18, 23, 25, 26, 27, 30, 31, and 32 of Section 13, the NE1/4; E1/2 NW1/4; N1/2SW1/4; SE1/4SW1/4; and the W1/2 SE1/4 of Section 24, the NE1/4 of Section 25, all in the Township 36 South, Range 11 East of the Willamette Meridian, Government Lots 6, 7 and 8 of Section 19, Township 36 South, Range 12 East of the Willamette Meridian, EXCEPTING that portion of the NE1/4 of Section 25 lying within the Chief Schonchin Cemetery.

PARCEL 2:

The E1/2 SE1/4 of Section 24, Township 36 South, Range 11 East of the Willamette Meridian and Government Lots 3 and 4 of Section 19, Township 36 South, Range 12 East of the Willamette Meridian.

PARCEL 3:

Government Lots 9, 16, 17, and 24 in Section 13, Township 36 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon. Saving and Excepting from the above described property that portion lying North of the South boundary of the right of way of the Oregon California and Eastern Railway.

PARCEL 4:

The NE1/4 of NE1/4 of Section 23; and the NW1/4 of NW1/4 of Section 24, all in Township 36 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 5:

The W1/2 SW1/4 NW1/4 and the E1/2 SW1/4 NW ¼ of Section 24, Township 36 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.