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Fee: \$47.00

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF KENTUCKY  
LONDON DIVISION

IN RE: WILLIAM CARL EARNEST  
MARY P. EARNEST  
DEBTORS

CASE NO. 11-61579  
CHAPTER 7

LIS PENDENS RELATED TO BANKRUPTCY PETITION

Notice is hereby given that the undersigned did file an adversary complaint, which will be styled Maxie Higgason, Trustee vs. William Carl Earnest and Cheryl Lynn Staley, Case No. 13-6018 in Bankruptcy Case No. 11-61579, affecting the right, title and interest of the afore-named individuals in and to the following described real property located at 8810 Matney Way, Klamath Falls, OR, 97603 located in Klamath County:

Recorded in Deed Book M80 Page 8286 (document file instrument/microfilm no. 83976) which is more fully described in the attached property description as listed in the Deed.

That on the 18<sup>th</sup> day of November 2011, the Debtor, William Carl Earnest, filed a bankruptcy case (Case No. 11-61579) in the United States Bankruptcy Court, Eastern District of Kentucky, and the property set out above and described hereinafter may be affected by this bankruptcy filing or the adversary filing. This notice is provided to provide notice as required pursuant to the Bankruptcy Code.

Dated: June 24, 2013

Maxie Higgason, Trustee  
109 W. First Street  
Corbin, KY 40701  
Telephone: (606) 528-4140  
maxhigglaw@bellsouth.net

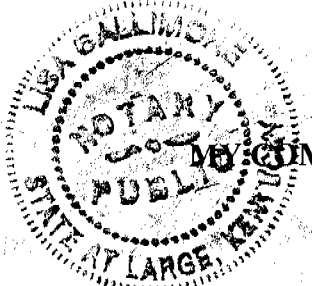
STATE OF KENTUCKY  
COUNTY OF WHITLEY

ACKNOWLEDGE, SUBSCRIBED AND SWORN to before me by Maxie Higgason, this 24<sup>th</sup> day of June 2013.

  
NOTARY PUBLIC

COMMISSION EXPIRES:

12-15-2013



**PROPERTY DESCRIPTION AS LISTED IN DEED  
(DEED BOOK M80 PAGE 8286) OR  
(DOCUMENT FILE INSTRUMENT/MICROFILM NO. 83976)**

**NE 1/4, less 5.0 acres ditch and railroad, SE ¼ NE ½ less  
4.9 acres ditch and road, Section 19, Township 40, range 10  
East of the Willamette Meridian, Klamath County, Oregon.**

I, \_\_\_\_\_, Klamath County Clerk do certify that the foregoing instrument was on the \_\_\_\_ day of \_\_\_\_\_, 2013 lodged in my office for record, and that it has been duly recorded in my said office, together with this and the certificate thereon endorsed. Given under my hand this \_\_\_\_ day of \_\_\_\_\_, 2013 in \_\_\_\_\_ Book \_\_\_\_ Page \_\_\_\_.

\_\_\_\_\_  
Clerk

By: \_\_\_\_\_  
D.C.

The above and foregoing was prepared in the office of Maxie Higgason, Bankruptcy Trustee and Attorney at Law, 109 West First Street, Corbin, Kentucky 40701

BY: \_\_\_\_\_

Maxie Higgason

14-74

83975

BARGAIN AND SALE DEED

Vol. *mp* Page *8286*

KNOW ALL MEN BY THESE PRESENTS, That *Dianne Earnest*

*hereinafter called grantor,*  
for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto *Michael Scott Earnest, William Carl Earnest and Cheryl Lynn Earnest, not as tenants*  
*hereinafter called grantees, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Klamath, State of Oregon, described as follows, to-wit:*

*in common, but with right of survivorship, that is, that the fee shall vest in the survivor of the grantees.*

*NE $\frac{1}{4}$ , NE $\frac{1}{4}$ , less 5.0 acres ditch and railroad, SE $\frac{1}{4}$  NE $\frac{1}{4}$  less 4.9 acres ditch and road, Section 19, Township 40, Range 10 East of the Willamette Meridian, Klamath County, Oregon.*

88 MAY 6 AM 9 21

IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE.  
To Have and to Hold the same unto the said grantees and grantee's heirs, successors and assigns forever.  
The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ *1000.00* AND *APPROXIMATELY*  
~~However, the actual consideration consists of or includes other property or value given or promised which is the subject of this consideration (indicate which).~~ <sup>(The sentence between the symbols  $\odot$ , if not applicable, should be deleted. See ORS 93.030.)</sup>  
In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.  
In Witness Whereof, the grantor has executed this instrument this *5th* day of *May*, 19*80*.  
if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

*Dianne Earnest*  
Dianne Earnest

(If executed by a corporation, affix corporate seal)  
STATE OF OREGON, )  
County of *Klamath* ) ss.  
*May* *5*, 19*80*

Personally appeared the above named  
*DIANNE EARNEST*  
and acknowledged the foregoing instrument to be *her* voluntary act and deed.  
Before me:  
*Margaret E. Reilly*  
(OFFICIAL SEAL)  
Notary Public for Oregon  
My commission expires *3-19-81*

STATE OF OREGON, County of *Klamath* ) ss.  
Personally appeared *Dianne Earnest* and *Michael Scott Earnest* and *Cheryl Lynn Earnest*, who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of *Michael Scott Earnest, William Carl Earnest and Cheryl Lynn Earnest*, a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.  
Before me:  
(OFFICIAL SEAL)  
Notary Public for Oregon  
My commission expires:

GRANTOR'S NAME AND ADDRESS

OFFICIAL'S NAME AND ADDRESS

After recording return to:

O. W. GOANEY  
ATTORNEY AT LAW  
630 Humboldt  
Klamath Falls, OR 97601

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

Route 1, Box 621  
Matney Road  
Klamath Falls, Oregon 97601  
NAME, ADDRESS, ZIP

STATE OF OREGON, ) ss.  
County of *Klamath* )  
I certify that the within instrument was received for record on the *6th* day of *May*, 19*80*, at *9:21* o'clock *A.M.*, and recorded in book reel volume No. *M80* on page *8286* or as document fee file instrument/microfilm No. *83976*.  
Record of Deeds of said county.  
Witness my hand and seal of County aforesaid.  
*Wm. D. Milne*  
*By, [Signature] Deputy*

OFFICE RESERVED FOR RECORDER'S USE