

**2015-013782**

**Klamath County, Oregon**

**12/24/2015 12:03:43 PM**

**Fee: \$62.00**

**AFTER RECORDING RETURN TO:**

RCO LEGAL, P.C.  
511 SW 10<sup>TH</sup> AVE., STE. 400  
PORTLAND, OR 97205-3623  
Ref: 7236.51329

**Document Title:**

RELEASE AND CANCELLATION OF NOTICE OF LIS PENDENS

**Reference Number(s) of Documents assigned or released:**  
Notice of Lis Pendens Recording No. 2013-007659

**Plaintiff:**

DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE, IN TRUST FOR  
REGISTERED HOLDERS OF LONG BEACH MORTGAGE LOAN TRUST 2006-5, ASSET-  
BACKED CERTIFICATES, SERIES 2006-5

**Defendant:**

FLOYD L. PERCY; AND OCCUPANTS OF THE PREMISES

**Legal Description as follows:**

**PARCEL 1:**

A PARCEL OF LAND IN THE NW 1/4 NW 1/4 OF SECTION 31, TOWNSHIP 24 SOUTH,  
RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON.  
AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ALONG THE WEST LINE OF SECTION 31 FROM WHICH THE  
NORTH ONE-SIXTEENTH CORNER COMMON TO SECTIONS 31 AND 38 BEARS SOUTH  
00° 05' 43" WEST 418.67 FEET; THENCE ALONG THE WEST LINE OF SECTION 31,  
NORTH 00° 05' 43" EAST 331.51 FEET TO A POINT;  
THENCE ALONG A LINE AT RIGHT ANGLE TO U.S. HIGHWAY 97, SOUTH 64° 43' 17"  
EAST 327.45 FEET TO A POINT; THENCE ALONG A LINE PARALLEL WITH U.S.  
HIGHWAY 97 AND 250 FEET FROM THE CENTERLINE THEREOF, SOUTH 25° 16' 43"  
WEST 120.00 FEET TO A #5 STEEL ROD; THENCE ALONG  
A LINE AT RIGHT ANGLE TO U.S. HIGHWAY 97, SOUTH 64° 43' 17" EAST 200.00 FEET  
TO A #5 STEEL ROD ALONG THE NORTHWEST LINE OF U.S. HIGHWAY 97 AND 50  
FEET FROM THE CENTERLINE THEREOF; THENCE ALONG THE NORTHWEST LINE  
OF U.S. HIGHWAY 97, SOUTH 25° 16' 42" WEST, 60.00 FEET TO A #5 STEEL ROD;  
THENCE ALONG A LINE AT RIGHT ANGLE TO U.S. HIGHWAY 97, NORTH 64° 43' 17"  
WEST 200.00 FEET TO A #5 STEEL ROD; THENCE ALONG A LINE PARALLEL WITH

1 U.S. HIGHWAY 97, SOUTH 25° 16' 43" WEST 120.00 FEET TO A #5 STEEL ROD; THENCE  
2 ALONG A LINE AT RIGHT ANGLE TO U.S. HIGHWAY 97, NORTH 64° 43' 17" WEST  
3 166.39 FEET TO THE POINT OF BEGINNING, WITH BEARINGS BASED ON SURVEY NO.  
4 3512 AS FILED WITH THE KLAMATH COUNTY ENGINEERS OFFICE.

5 SAVING AND EXCEPTING THEREFROM THE FOLLOWING:

6 BEGINNING AT A POINT, A #5 STEEL ROD SET ALONG THE WEST LINE OF SECTION  
7 31, FROM WHICH THE NORTHWEST CORNER OF SECTION 31 BEARS NORTH 00° 05'  
8 43" EAST 579.36 FEET; THENCE ALONG A LINE AT A RIGHT ANGLE TO U.S.  
9 HIGHWAY 97, SOUTH 64° 43' 17" EAST 239.81 FEET TO A #5 X 30" ROD; THENCE  
10 ALONG A LINE PARALLEL WITH SAID HIGHWAY AND 337.64 FEET FROM THE  
11 CENTERLINE THEREOF SOUTH 25° 16' 43" WEST 300.00 FEET TO A #5 X 30" STEEL  
12 ROD; THENCE ALONG A LINE AT A RIGHT ANGLE TO SAID HIGHWAY NORTH 64° 43'  
13 17" WEST 98.75 FEET  
14 TO A #5 STEEL ROD SET ALONG THE WEST LINE OF SECTION 31; THENCE ALONG  
15 THE WEST LINE OF SECTION 31, NORTH 00° 05' 43" EAST 331.51 FEET TO THE POINT  
16 OF BEGINNING.

17 PARCEL 2:

18 THE NORTH 120 FEET OF A PARCEL OF LAND DESCRIBED AS FOLLOWS:

19 RUNNING EAST FROM THE NORTHWEST CORNER OF SECTION 31, TOWNSHIP 24  
20 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY,  
21 OREGON, 857.8 FEET; THENCE RUNNING SOUTHERLY ALONG THE WEST LINE OF  
22 THE NEW SURVEY OF U.S. HIGHWAY 97, 1085 FEET TO A POINT OF DESCRIPTION OF  
23 TRACT HEREIN CONVEYED; THENCE RUNNING WESTERLY AT RIGHT ANGLES TO  
24 SAID U.S. HIGHWAY 97, 100 FEET; THENCE SOUTHERLY PARALLEL TO U.S.  
25 HIGHWAY 97, 300 FEET; THENCE EASTERLY AT RIGHT ANGLES TO SAID U.S.  
26 HIGHWAY 97, 100 FEET; THENCE  
NORTHERLY ALONG WEST LINE OF SAID U.S HIGHWAY 97, 300 FEET TO A POINT OF  
BEGINNING.

THE NORTH 120 FEET OF A PARCEL OF LAND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT 857.6 FEET EAST OF THE NORTHWEST CORNER OF  
SECTION 31, TOWNSHIP 24 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN,  
KLAMATH COUNTY, OREGON, THENCE RUNNING SOUTHERLY ALONG THE WEST  
LINE OF U.S. HIGHWAY 97, 1085 FEET; THENCE WESTERLY AT RIGHT ANGLES TO  
SAID U.S. HIGHWAY 97, 100 FEET TO THE POINT OF DESCRIPTION FOR THIS  
CONVEYANCE; THENCE RUNNING SOUTHERLY PARALLEL TO SAID U.S. HIGHWAY  
97, 300 FEET; THENCE WESTERLY AT RIGHT ANGLES TO SAID U.S. HIGHWAY 97, 100  
FEET; THENCE NORTHERLY PARALLEL TO SAID U.S. HIGHWAY 97, 300 FEET;  
THENCE EASTERLY AT RIGHT ANGLES TO SAID U.S.  
HIGHWAY 97, 100 FEET TO THE PLACE OF BEGINNING.

Assessor's Property Tax Parcel/Account Number:  
R155931

RELEASE AND CANCELLATION OF  
NOTICE OF LIS PENDENS -

7236.51329

RCO  
LEGAL, P.C.

511 SW 10th Ave., Ste. 400  
Portland, OR 97205  
Phone: 503.977.7840  
Fax: 503.977.7963

1 DEUTSCHE BANK NATIONAL TRUST  
2 COMPANY, AS TRUSTEE, IN TRUST FOR  
3 REGISTERED HOLDERS OF LONG BEACH  
4 MORTGAGE LOAN TRUST 2006-5, ASSET-  
5 BACKED CERTIFICATES, SERIES 2006-5, its  
6 successors in interest and/or assigns,

7 Plaintiff,

8 v.

9 FLOYD L. PERCY; AND OCCUPANTS OF  
10 THE PREMISES,

11 Defendants.

Case No. 1302477CV

RELEASE AND CANCELLATION OF  
NOTICE OF LIS PENDENS

Pursuant to ORS 93.740, the undersigned states:

1.

NOTICE IS HEREBY GIVEN pursuant to ORS 93.740, the general judgment of  
foreclosure entered in the register of the above entitled court on March 24<sup>th</sup>, 2014 has been satisfied  
wholly by the sale of the real property subject to this action. This is notice of that satisfaction and is  
a release and cancellation of the Lis Pendens recorded on July 5<sup>th</sup>, 2013 under Instrument No. 2013-  
007659. The description of the real property affected by the action is as follows:

PARCEL 1:

A PARCEL OF LAND IN THE NW 1/4 NW 1/4 OF SECTION 31,  
TOWNSHIP 24 SOUTH, RANGE 9 EAST OF THE  
WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON,  
AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ALONG THE WEST LINE OF  
SECTION 31 FROM WHICH THE NORTH ONE-SIXTEENTH  
CORNER COMMON TO SECTIONS 31 AND 38 BEARS SOUTH  
00° 05' 43" WEST 418.67 FEET; THENCE ALONG THE WEST  
LINE OF SECTION 31, NORTH 00° 05' 43" EAST 331.51 FEET  
TO A POINT;  
THENCE ALONG A LINE AT RIGHT ANGLE TO U.S.  
HIGHWAY 97, SOUTH 64° 43' 17" EAST 327.45 FEET TO A  
POINT; THENCE ALONG A LINE PARALLEL WITH U.S.  
HIGHWAY 97 AND 250 FEET FROM THE CENTERLINE  
THEREOF, SOUTH 25° 16' 43" WEST 120.00 FEET TO A #5  
STEEL ROD; THENCE ALONG

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1 A LINE AT RIGHT ANGLE TO U.S. HIGHWAY 97, SOUTH 64°  
2 43' 17" EAST 200.00 FEET TO A #5 STEEL ROD ALONG THE  
3 NORTHWEST LINE OF U.S. HIGHWAY 97 AND 50 FEET  
4 FROM THE CENTERLINE THEREOF; THENCE ALONG THE  
5 NORTHWEST LINE OF U.S. HIGHWAY 97, SOUTH 25° 16' 42"  
6 WEST, 60.00 FEET TO A #5 STEEL ROD; THENCE ALONG A  
7 LINE AT RIGHT ANGLE TO U.S. HIGHWAY 97, NORTH 64°  
8 43' 17" WEST 200.00 FEET TO A #5 STEEL ROD; THENCE  
9 ALONG A LINE PARALLEL WITH U.S. HIGHWAY 97, SOUTH  
10 25° 16' 43" WEST 120.00 FEET TO A #5 STEEL ROD; THENCE  
11 ALONG A LINE AT RIGHT ANGLE TO U.S. HIGHWAY 97,  
12 NORTH 64° 43' 17" WEST 166.39 FEET TO THE POINT OF  
13 BEGINNING, WITH BEARINGS BASED ON SURVEY NO. 3512  
14 AS FILED WITH THE KLAMATH COUNTY ENGINEERS  
15 OFFICE.

16 SAVING AND EXCEPTING THEREFROM THE FOLLOWING:

17 BEGINNING AT A POINT, A #5 STEEL ROD SET ALONG THE  
18 WEST LINE OF SECTION 31, FROM WHICH THE  
19 NORTHWEST CORNER OF SECTION 31 BEARS NORTH 00°  
20 05' 43" EAST 579.36 FEET; THENCE ALONG A LINE AT A  
21 RIGHT ANGLE TO U.S. HIGHWAY 97, SOUTH 64° 43' 17"  
22 EAST 239.81 FEET TO A #5 X 30" ROD; THENCE ALONG A  
23 LINE PARALLEL WITH SAID HIGHWAY AND 337.64 FEET  
24 FROM THE CENTERLINE THEREOF SOUTH 25° 16' 43" WEST  
25 300.00 FEET TO A #5 X 30" STEEL ROD; THENCE ALONG A  
26 LINE AT A RIGHT ANGLE TO SAID HIGHWAY NORTH 64°  
43' 17" WEST 98.75 FEET  
TO A #5 STEEL ROD SET ALONG THE WEST LINE OF  
SECTION 31; THENCE ALONG THE WEST LINE OF SECTION  
31, NORTH 00° 05' 43" EAST 331.51 FEET TO THE POINT OF  
BEGINNING.

PARCEL 2:

THE NORTH 120 FEET OF A PARCEL OF LAND DESCRIBED  
AS FOLLOWS:

RUNNING EAST FROM THE NORTHWEST CORNER OF  
SECTION 31, TOWNSHIP 24 SOUTH, RANGE 9 EAST OF THE  
WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON,  
857.8 FEET; THENCE RUNNING SOUTHERLY ALONG THE  
WEST LINE OF THE NEW SURVEY OF U.S. HIGHWAY 97,  
1085 FEET TO A POINT OF DESCRIPTION OF TRACT  
HEREIN CONVEYED; THENCE RUNNING WESTERLY AT  
RIGHT ANGLES TO SAID U.S. HIGHWAY 97, 100 FEET;  
THENCE SOUTHERLY PARALLEL TO U.S. HIGHWAY 97, 300  
FEET; THENCE EASTERLY AT RIGHT ANGLES TO SAID U.S.  
HIGHWAY 97, 100 FEET; THENCE  
NORTHERLY ALONG WEST LINE OF SAID U.S. HIGHWAY  
97, 300 FEET TO A POINT OF BEGINNING.

THE NORTH 120 FEET OF A PARCEL OF LAND DESCRIBED

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NOTICE OF LIS PENDENS.

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AS FOLLOWS:

BEGINNING AT A POINT 857.6 FEET EAST OF THE  
NORTHWEST CORNER OF SECTION 31, TOWNSHIP 24  
SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN,  
KLAMATH COUNTY, OREGON, THENCE RUNNING  
SOUTHERLY ALONG THE WEST LINE OF U.S. HIGHWAY 97,  
1085 FEET; THENCE WESTERLY AT RIGHT ANGLES TO  
SAID U.S. HIGHWAY 97, 100 FEET TO THE POINT OF  
DESCRIPTION FOR THIS CONVEYANCE; THENCE  
RUNNING SOUTHERLY PARALLEL TO SAID U.S. HIGHWAY  
97, 300 FEET; THENCE WESTERLY AT RIGHT ANGLES TO  
SAID U.S. HIGHWAY 97, 100 FEET; THENCE NORTHERLY  
PARALLEL TO SAID U.S. HIGHWAY 97, 300 FEET; THENCE  
EASTERLY AT RIGHT ANGLES TO SAID U.S.  
HIGHWAY 97, 100 FEET TO THE PLACE OF BEGINNING.

Commonly known as 135878 Highway 97 North, Crescent, Oregon 97733.

DATED this 1 day of Sept, 2015.

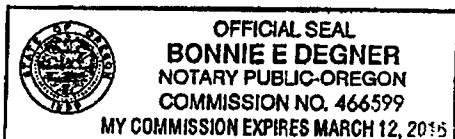
RCO LEGAL, P.C.

By: [Signature]

Shawn Morgan, OSB # 122103  
Attorney for Plaintiff  
511 SW 10<sup>th</sup> Ave., Ste. 400  
Portland, OR 97205  
Phone: 503.977.7840 Fax: 503.977.7963  
smorgan@rcolegal.com

STATE OF OREGON )  
 ) ss.  
COUNTY OF MULTNOMAH )

The foregoing instrument was signed and sworn (or affirmed) before me on this 1st  
day of September, 2015, by Shawn Morgan as Attorney of RCO Legal, P.C.



Bonnie Degner  
NOTARY PUBLIC for Oregon

Multnomah County

My commission expires: 3/12/2016

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