

AFTER RECORDING RETURN TO:
 SHAPIRO & SUTHERLAND, LLC
 1499 SE Tech Center Place, Suite 255
 Vancouver, WA 98683
 S&S No: 15-116829

RELEASE AND DISCHARGE OF NOTICE OF PENDENCY OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

1. Pacific Crest Federal Credit Union as Plaintiff has filed an action in the Circuit Court for Klamath County, State of Oregon, Case number: 15CV24903

2. The Defendants are: Damien Richcreek, Personal Representative of the Estate of Grant R. Smith, Emily Joy Smith, Eve L. Smith, Katie Renee Richcreek, Brady Grant Smith, Nicole Erin Smith, Lucille Marie Smith n/k/a Lucille Marie Mairui, Capital One Bank (USA), N.A., Credit Bureau of Klamath County, State of Oregon (DOR), General Credit Service, Inc., Unknown Heirs of Grant R. Smith, Moriah Jene Smith a/k/a Moriah Jene Bigby, and Colvy Lee Smith a/k/a Colvy Lee Bigby

3. The object of the action is to foreclose a Deed of Trust dated August 15, 2008, recorded August 20, 2008 in Instrument No. 2008-011799 in Klamath, Oregon.

4. The description of the real property to be affected is:

See complete Legal Description attached and incorporated hereto as Exhibit 1

5. That a notice of pendency of action was recorded September 23, 2015 as 2015-010485.

Pursuant to ORS 93.740(1) the undersigned attorney who signed the notice hereby releases and discharges the Notice of Pendency of an Action

Dated this 1st day of September 2016.

Attorneys for Plaintiff,
 SHAPIRO & SUTHERLAND, LLC

By: [Signature]

☐ James A. Craft #090146 [jcraft@logs.com]

☒ Kelly D. Sutherland #873575

[ksutherland@logs.com]

☐ Cara J. Richter #094855 [crichter@logs.com]

☐ Holger Uhl #950143 [huhl@logs.com]*

☐ Adam R. Hollar # 093870 [ahollar@LOGS.com]*

☐ Joshua R. Orem # 116872 [jorem@logs.com]*

1499 SE Tech Center Place, Suite 255, Vancouver, WA 98683

7632 SW Durham Road, Suite 350, Tigard, OR 97224*

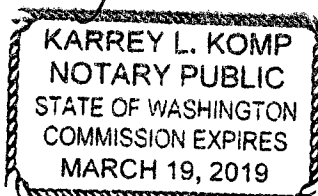
(360)260-2253; Fax (360)260-2285

State of Washington)

) ss.

County of Clark)

The foregoing instrument was acknowledged before me this 1st day of September, 2016 by Kelly D. Sutherland, Attorney for Plaintiff



Notary Public for Washington

My commission expires: March 19, 2019

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL 1:

A parcel of land situate in the Southwest corner of Tract 23, ANKENY GARDEN TRACTS, Klamath County, Oregon according to the Plat thereof on record in the office of the County Clerk of Klamath County, Oregon, more particularly described as follows, to wit:

Beginning at the Southwest corner of Tract 23, and proceeding in a Northerly direction along Patterson Street for a distance of 97 feet, thence at right angles and in an Easterly direction a distance of 125 feet; thence South at right angles a distance of 97 feet; thence West at right angles along the Southerly line of Tract 23 a distance of 125 feet to the point of beginning.

PARCEL 2:

A parcel of land being a portion of Tract 23, ANKENY GARDEN TRACTS, Klamath County, Oregon, according to the official plat thereof on record in the County Clerk's office of said Klamath County; said part being more particularly described as follows:

Beginning at a point on the South line of said Tract 23, distant 125 feet East from the Southwest corner of said Tract 23, thence from said point of beginning,

(1) East, along said South line, a distance of 384 feet to the Southwest corner of that certain parcel of land described in deed to Don E. Wescom, et ux, recorded November 4, 1968, in Volume M68, page 9876, Microfilm Records of Klamath County, thence along the West line of last mentioned parcel,

(2) North 97 feet; thence parallel to said South line of Tract 23.

(3) West, 384 feet to the Northeast corner of that certain parcel of land conveyed to John H. Able, et ux, by deed recorded November 2, 1965, in Volume M65, page 3307, Microfilm Records of Klamath County, Oregon, thence along the East line of last mentioned parcel,

(4) South 97 feet to the point of beginning.