Klamath County, Oregon 09/28/2016 10:05:00 AM

Fee: \$52.00

# AFTER RECORDING RETURN TO: SHAPIRO & SUTHERLAND, LLC 1499 SE Tech Center Place, Suite 255 Vancouver, WA 98683

S&S No: 14-115348

### RELEASE AND DISCHARGE OF NOTICE OF PENDENCY OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

- 1. U.S. Bank Trust, N.A., as Trustee for LSF9 Master Participation Trust as Plaintiff has filed an action in the Circuit Court for Klamath County, State of Oregon, Case number: 1501334CV
  - 2. The Defendants are: Jim Icenbice, Jeri L. Fisher-Icenbice a/k/a Jeri L. Fisher-Icenbice, and Parties in Possession
- 3. The object of the action is to foreclose a Deed of Trust dated November 6, 2007, recorded November 8, 2007 in Instrument No. 2007-019166 in Klamath, Oregon.
  - 4. The description of the real property to be affected is:

See Legal Description attached and incorporated hereto as Exhibit "A"

5. That a notice of pendency of action was recorded April 24, 2015 as 2015-003870.

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 24 day of Sqlucke Attorneys for Plaintiff, SHAPIRO & SUTHERLAND. 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 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 U day of September

NOTARY PUBLIC STATE OF WASHINGTON GENEVIEVE LARSON MY COMMISSION EXPIRES APRIL 19, 2017

2016 by Kelly D. Sotherical

Notary Public for Washington
My commission expires:

## **EXHIBIT "A"**

#### Described in the Deed of Trust as:

Beginning at a point marked by an iron pin driven in the ground in the center line of a 60 foot roadway, from which the section corner common to Sections 2, 3, 10 and 11, Township 39 South, Range 9 East of the Willamette Meridian, KlamathCCounty, Oregon bears South 89 degrees 44 1/2' West along the center line of said roadway 811.9 feet to a point in the West Boundary of said Section 11 and North 0 degrees 13 ½' West along the section line 1,662.5 feet, more or less; running thence South 0 degrees 7' East 331.9 feet, more or less, to a point in the Southerly boundary of said N ½ SW ¼ NW ¼, Section 11; thence North 89 degree 42' East along said boundary line 67.6 feet, more or less; thence North 0 degrees 7' West 331.85 feet, more or less, to the center line of said roadway; thence South 89 degrees 44 1/2 ' West along the center line of said roadway 67.5 feet, more or less, to the point of beginning. EXCEPTING THEREFROM that portion lying within the limits of Denver Avenue.

## And more accurately described as:

Beginning at a point marked by an iron pin driven in the ground in the center line of a 60 foot roadway, from which the section corner common to Sections 2, 3, 10 and 11, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon bears South 89° 44 1/2' West along the center line of said roadway 811.9 feet to a point in the West Boundary of said Section 11 and North 0° 13 1/2 'West along the section line 1,662.5 feet, more or less; running thence South 0° 7' East 331.9 feet, more or less, to a point in the Southerly boundary of said N 1/2 SW 1/4 NW 1/4, Section 11; thence North 89° 42' East along said boundary line 67.5 feet, more or less; thence North 0° 7' West 331.85 feet, more or less, to the center line of said roadway; thence South 89° 44 1/2 'West along the center line of said roadway 67.5 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM that portion lying within the limits of Denver Avenue.