

After recording, return to:

ET Capital, Inc. Attn: Michael Eden 4900 Hopyard Road, Suite 310 Pleasanton, CA 94588

Until a change is requested, send all tax statements to: OR SOLAR 5A LLC Attn: Michelle Romero 4900 Hopyard Road, Suite 310 Pleasanton, CA 94588

# 2017-009929

Klamath County, Oregon 09/01/2017 02:24:00 PM

Fee: \$67.00

### STATUTORY WARRANTY DEED

The true consideration for this conveyance is the issuance of membership interests of Grantee.

OR SOLAR 5, LLC, a Delaware limited liability company, as Grantor, conveys and warrants to OR SOLAR 5A LLC, an Oregon limited liability company, as Grantee, the real property legally described on the attached <u>Exhibit A</u>, including any and all water rights appurtenant thereto, free of encumbrances except as specifically set forth in the attached Exhibit B.

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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. 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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

[Signature Page Follows]

Dated: August 31, 2017.

### **GRANTOR:**

#### OR SOLAR 5, LLC

By: ET Cap OR Holdings LLC, its Managing

Member

By: ET Capital Solar Partners (USA), Inc., its

Managing Member

Name: Linhui Sui Its: President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA	)
	) ss.
County of Alameda	)

On 21,20 before me, McCliff Model, Notary Public, personally appeared whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature (Seal)



### **EXHIBIT A**

## **Legal Description**

Certain real property located in the County of Klamath, State of Oregon, described as follows:

PARCEL 1 OF LAND PARTITION LP-10-17, A TRACT OF LAND SITUATE WITHIN SECTION 2, TOWNSHIP 41 SOUTH, RANGE 10 EAST, WILLAMETTE MERIDIAN, RECORDED AUGUST 30, 2017, AS INSTRUMENT NO. 2017-009768, KLAMATH COUNTY, OREGON.

#### **EXHIBIT B**

### Permitted Exceptions

- 1. Taxes assessed under Code No. 018 Account No. R100722 Map No. R-4110-00200-01100-000 NOTE: The 2016-2017 Taxes: \$80.47, are Paid.
- 2. Taxes assessed under Code No. 228 Account No. R596206 Map No. R-4110-00200-01100-000 NOTE: The 2016-2017 Taxes: \$17.12, are Paid.
- 3. Taxes in the amount of \$2,424.43 for the Fiscal Year of 2017-2018 have been prepaid for Account No. R100722 Map No. R-4110-00200-01100-000.
- 4. The 2017-2018 Taxes: A lien not yet due or payable.
- 5. Regulations, including levies, assessments, water and irrigation rights and easements for ditches and canals of Klamath Irrigation District.
- 6. The rights of the public in and to that portion of the herein described property lying within the limits of public roads, streets or highways.
- Acceptance of Reclamation Extension Act, including the terms and provisions thereof, Recorded: November 10, 1914
  Volume: 43, page 40
- Acceptance of Reclamation Extension Act, including the terms and provisions thereof, Recorded: November 16, 1914
  Volume: 43, page 72
- 9. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: United States of America

Recorded: January 13, 1915 Volume: 43, page 239

10. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: Klamath County Recorded: October 24, 1932 Volume: 59, page 258

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11. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: California Oregon Power Company

Recorded: August 10, 1929

Volume: 87, page 549

12. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: United States of America

Recorded: August 8, 1937 Volume: 111, page 183

13. In the Matter of File Number CLUP/ZC 8-15 Final Order, including the terms and provisions thereof.

Recorded: October 13, 2016 Instrument No.: 2016-010882

14. Conditional Use Permit Restrictive Covenant Ordinance 44.109, including the terms and provisions thereof,

Recorded: October 13, 2016 Instrument No.: 2016-010883

15. Restrictive Covenant, Condtional Use Permit, including the terms and provisions thereof,

Recorded: February 13, 2017 Instrument No.: 2017-001491

16. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: Pacificorp, an Oregon corporation

Recorded: March 13, 2017 Instrument No.: 2017-002584

17. An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: Pacificorp, an Oregon corporation

Recorded: March 13, 2017 Instrument No.: 2017-002585 18. Matters as disclosed by Survey by Angela Dorf, Professional Land Surveyor, License No.: 79495

Dated: June 28, 2017 Job No: 180101378

As Follows:

- A. Overhead Power Service Line
- B. Set Back Line
- C. Phone Box and Underground Communication
- D. Ingress/Egress; Road Crosses Property Line