

NOTICE OF POSSIBLE INTEREST AND LIEN

28469

21214

KNOW ALL MEN BY THESE PRESENTS, That on August 30, 1968, an Escrow was established at Transamerica Title Insurance Company at Oregon City, Oregon, for the closure of an Agreement for the exchange of property owned by the undersigned in Clackamas County, Oregon, for a transfer to the undersigned of a Vendees' interest under Contract of Sale held by Edward W. Sundergelt and Marjorie M. Sundergelt, husband and wife, relative to property owned in fee simple by William F. Wong and Esther M. Wong, being more particularly described below:

The following described real property in Klamath County, Oregon:

All of the SW $\frac{1}{4}$ of Section 36, Township 39 South, Range 9 East of the Willamette Meridian, expressly EXCEPTING THEREFROM, however, the following described pieces or parcels of land, to-wit: 49 acres off the North side of the said SW $\frac{1}{4}$ which said 49 acres is cut off of from the said SW $\frac{1}{4}$ by a line running parallel to the South line of the said SW $\frac{1}{4}$ and also EXCEPTING 3 acres from the above described SW $\frac{1}{4}$ said 3 acres being part of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 36, Township 39 South, Range 9 East of the Willamette Meridian, lying Southeasterly of the United States Government right of way canal which runs across the Southeasterly corner of said premises.

Further, that under the terms of said exchange agreement, as amended, it is the claim of the undersigned that said Vendees' interest was to be assigned and transferred directly by the aforesaid Edward W. Sundergelt and wife to the undersigned, rather than to M. L. Schmidt and H. E. Thayer, as real estate brokers involved in said transaction, and that in the event an assignment or transfer of the interest of Edward W. Sundergelt and wife is hereafter made and recorded directly to said brokers or their nominees, this will constitute notice to all persons, including insurers of title, that the undersigned may have and claim an interest in the above described property pursuant to the above exchange agreement and further, that, if said transaction is consummated as agreed and ultimate assignment of said Vendees' interest is made to said brokers by the undersigned, said brokers have agreed to pay the undersigned the sum of \$5000.00 in cash on or before November 1, 1969, and the undersigned therefore will have and claim an equitable lien for \$5000.00 upon said Vendees' interest in the event the aforesaid transaction is consummated as agreed.

Further inquiries regarding the status of the above claim of possible interest and equitable lien may be directed to the undersigned at the office of their attorney: Donald C. Jolly, 644 North State Street, Lake Oswego, Oregon, 97034.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 27th day of December, 1968.

Miles A. Drum (SEAL)
MILES A. DRUM

STATE OF OREGON } ss:
County of Clackamas }

Annabelle Drum (SEAL)
ANNABELLE DRUM

Personally appeared before me the above named Miles A. Drum and Annabelle Drum and acknowledged the foregoing instrument to be their voluntary act and deed.

GIVEN this 27th day of December, 1968

Donald C. Jolly
Notary Public for Oregon
My commission expires: Feb. 15, 1971

DONALD C. JOLLY
ATTORNEY AT LAW
644 NORTH STATE STREET
LAKE OSWEGO, OREGON 97034

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Transamerica Title Ins. Co.

this 30th day of December 68 4:06 o'clock P.M., and

duly recorded in Vol. M-68, of Deeds on Page 21214

Fee \$1.50

DOROTHY ROGERS, County Clerk

By Stephen K. Houston
Deputy

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