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PARTIAL RELEASE AND SUBORDINATION OF MORTGAGE

FOR VALUE RECEIVED, GEORGE M. WHEELER and ESTELLA S. WHEELER, husband and wife, the owners and holders of that certain Mortgage dated December 4, 1968, recorded December 17, 1968, in Mortgage Book 68 at page 10916, Mortgage Records of ^{Klamath Co.} ~~Harrold M. Mallory~~ ^{H.M.} County, Oregon, executed by Harrold M. Mallory and Christine W. Mallory, husband and wife, hereby agree and acknowledge that the following described real and personal property covered by said mortgage, to wit:

Real Property

A parcel of land situate in the SW/4 of Section 6, Township 39 South, Range 10 East of the Willamette Meridian being more particularly described as follows:

Commencing at the SW corner of said Section 6; thence S 89° 59' E, along the south line of said Section 6, 1278.37 feet to the SE corner SW/4 SW/4 of said Section 6; thence N 00° 07' 00" E, 259.45 feet to a 5/8" iron pin; thence N 49° 37' 00" E, 627.09 feet to a 5/8" iron pin; thence N 58° 09' 25" E, 171.49 feet to a 1/2" iron pin marking the POINT OF BEGINNING for this description; thence N 28° 30' E, 110.00 feet to a 1/2" iron pin; thence N 61° 30' W, 80.00 feet to a 1/2" iron pin; thence S 28° 30' W, 110.00 feet to a 1/2" iron pin; thence S 61° 30' E, 80.00 feet to the point of beginning;

Personal Property

The pumps, well, and electrical control equipment used in connection with said well, all as now located on said real property;

is hereby released from the lien of said mortgage.

Said George M. Wheeler and Estella S. Wheeler hereby further agree that said Mortgage and the lien thereof shall be subordinate and subject to certain easements and rights of way for access, pipelines and control circuits to be hereafter granted by said Harrold M. Mallory and Christine W. Mallory to Oregon Water Corporation, a corporation, for use in connection

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with the above described real property over and across the remaining lands covered by said Mortgage, to the same extent as if such easements had been executed and delivered prior to said Mortgage; and agree that in the event said Mortgage is foreclosed, said remaining lands shall be sold subject to such easements and rights of way.

Except as expressly provided herein, said Mortgage dated December 4, 1968, shall remain in full force and effect.

DATED this 10th day of APRIL, 1970.

George M. Wheeler
George M. Wheeler

Estella S. Wheeler
Estella S. Wheeler

STATE OF OREGON)
County of Klamath) ss.

Personally appeared on this 10th day of April, 1970, the above named GEORGE M. WHEELER and ESTELLA S. WHEELER, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Mary L. Cottrell
Notary Public for Oregon
My commission expires:
March 30, 1971

STATE OF OREGON, }
County of Klamath } ss.

Filed for record at request of:
OREGON WATER CORPORATION
on this 17th day of April, A. D., 1970
at 2:22 o'clock P. M. and duly
recorded in Vol. M. 70 of Mortgages
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WM. D. MILNE, County Clerk
By Hazel Dray
Fee \$3.00 Deputy.

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