

33836

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## MODIFICATION OF MORTGAGE

FOR VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged, we, the undersigned, do hereby modify, amend, and change the description of the property referred to in that certain mortgage from the undersigned, PAUL H. FAIRCLO and ANN S. FAIRCLO, husband and wife, as mortgagors, to the State of Oregon, represented and acting by the Director of Veterans' Affairs pursuant to Chapter 403, General Laws of Oregon 1945 and amendments and additions thereto, as mortgagee, recorded on January 29, 1968, in Vol. M-68, page 673, Microfilm records of Klamath County, Oregon, from the following described property:

## PARCEL 1:

Section 8, Township 36 South, Range 12 E.W.M.  
Government Lots 19, 20, 21, 22, 27, 28, 29 and 30 (SW $\frac{1}{4}$ )

Section 17, Township 36 South, Range 12 E. W.M.  
Government Lots 1, 2, 7, 8, 9, 10, 15 and 16 (NE $\frac{1}{4}$ )  
Government Lots 3, 4, 5, 6, 11, 12, 13 and 14 (NW $\frac{1}{4}$ )  
Government Lots 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27 and 28

## PARCEL 2:

All that part or parcel of land of the SE $\frac{1}{4}$  of Section 30, Twp. 39 S.R. 10 E.W.M., which lies Northeasterly from the Northeasterly right of way boundary of the C-G Cut-off and Northerly from the Northerly right of way boundary of the Lost River Diversion Canal, both of the U.S. Reclamation Service, Klamath Project, and that portion of the SW $\frac{1}{4}$  of Section 30, said Township and Range lying Northeasterly from the Northeast right of way line of the C-G Canal, excepting therefrom the right of way of the #17 Drain of the U.S. Reclamation Service, Klamath Project, where the same passes through said Tract. Excepting and reserving from the above description the following described property: Beginning at the Quarter corner common to Sections 30 and 29, Township 39 S. R. 10 E.W.M.; thence running West along the South line of the NE $\frac{1}{4}$  of Section 30, Township 39 S. R. 10 E.W.M., 1595.2 feet; thence South 30 feet; thence East and parallel to the South line of said NE $\frac{1}{4}$ , 1343.2 feet; thence South 182 feet; thence East 252 feet; thence North 212 feet, more or less, to the point of beginning.

## PARCEL 3:

Beginning at a point on the line marking the boundary between Sec. 36, Twp. 39 S. R. 9 E.W.M., and Sec. 1, Twp. 40 S. R. 9 E.W.M., from which the corner common to Sec. 36, Twp. 39 S. R. 9 E.W.M., Sec. 31, Twp. 39 S. R. 10 E.W.M., Sec. 6, Twp. 40 S. R. 10 E.W.M., and Sec. 1, Twp. 40 S. R. 9 E.W.M., bears South 89°52' E. 1505.5 feet distant, and running thence North 0°14' East parallel to the line marking the boundary between the said Sec. 36 and 31, 1773.1 feet; thence North 89°57' West 760.5 feet, more or less, to a point in the line marking the Southeasterly boundary of the right-of-way for the U.S. Reclamation Service "South Branch" or "C" Canal, and 1-B Drain; thence South 23°27 $\frac{1}{2}$ ' West, along the said right-of-way line, 1930.1 feet, more or less, to the line marking the boundary between the said Secs. 36 and 1; thence South 89°52' East along the said section line 1521.5 feet, more or less, to the place of

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GANONG, BISCHOFF  
& ZAMSKY  
ATTORNEYS AT LAW  
530 MAIN STREET  
KLAMATH FALLS, ORE.  
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1 beginning, and containing 45.5 acres, more or less, and being  
2 a portion of the SE $\frac{1}{4}$  and the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of the said Sec. 36,  
3 Twp. 39 S. R. 9 E.W.M., and situate in Klamath County, Oregon.

4 to the following described property situate in said county and state, to-wit:

5 PARCEL 1:

6 Township 36 South, Range 12 E. W.M.:  
7 Section 8: Government Lots 19, 20, 21, 22, 27, 28, 29 and 30 (SW $\frac{1}{4}$ )  
8 Section 17: Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11,  
9 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25,  
10 26, 27 and 28 (all except Lots 29, 30, 31 and 32)

11 PARCEL 2:

12 All that parcel of land in the SE $\frac{1}{4}$  of Section 30, Twp. 39 S. R.  
13 10 E.W.M., which lies Northeasterly from the Northeasterly right  
14 of way boundary of the C-G Cut-off and Northerly from the North-  
15 erly right of way boundary of the Lost River Diversion Canal,  
16 both of the U.S. Reclamation Service, Klamath Project, and that  
17 portion of the SW $\frac{1}{4}$  of Section 30, said Township and Range lying  
18 Northeasterly from the Northeast right of way line of the C-G  
19 Canal; excepting therefrom the right of way of the #17 Drain  
20 of the U.S. Reclamation Service, Klamath Project, where same passes  
21 through said tract. Excepting and reserving from the above des-  
22 cription the following described property; Beginning at the  
23 quarter corner common to Sections 30 and 29, Township 39 South,  
24 Range 10 E.W.M.; thence running West along the South line of the  
25 NE $\frac{1}{4}$  of Section 30, Township 39 S. R. 10 E.W.M., 1595.2 feet; thence  
26 South 30 feet; thence East and parallel to the South line of said  
27 NE $\frac{1}{4}$  1343.2 feet; thence South 182 feet; thence East 252 feet, thence  
28 North 212 feet, more or less, to the point of beginning;

29 EXCEPTING therefrom the following:

30 A tract of land in the Southeast one-quarter of Section 30,  
31 Township 39 South, Range 10 E.W.M., more particularly described  
32 as follows:

Commencing at the one-quarter corner common to Sections 29 and  
30 of said Township; thence South 0°18'51" West along the East  
31 boundary of said Section 30, 883.90 feet; thence South 89°22'40"  
32 West, 30.00 feet to a point on the West boundary of Reeder Road  
33 for the true point of beginning; thence South 88°52'20" West 2152.85  
34 feet to a point on the East boundary of the C-G cutoff; thence  
35 South 36°18' East along the East boundary of the C-G cutoff, 952.10 feet  
36 to a 5/8" iron pin; thence North 47°50' East, 510.67 feet to a 5/8"  
37 iron pin; thence North 82°28'30" East, 1072.00 feet to a 5/8" iron  
38 pin; thence South 34°30' East, 37.23 feet to a 5/8" iron pin;  
39 thence North 89°42' East, 124.45 feet to a 5/8" iron pin on the  
40 West boundary of Reeder Road; thence North 0°18'51" East along  
41 said Road Boundary 356.52 feet to the true point of beginning,  
42 containing 20.88 acres, more or less.

43 PARCEL 3:

44 Beginning at a point on the line marking the boundary between  
45 Sec. 36, Twp. 39 S. R. 9 E.W.M., and Sec. 1, Twp. 40 S. R. 9 E.W.M.,  
46 from which the corner common to Sec. 36, Twp. 39 S. R. 9 E.W.M.,  
47 Sec. 31, Twp. 39 S. R. 10 E.W.M., Sec. 6, Twp. 40 S. R. 10 E.W.M., and  
48 Sec. 1, Twp. 40 S. R. 9 E.W.M., bears South 89°52' E. 1505.5 feet  
49 distant, and running thence North 0°14' East parallel to the line  
50 marking the boundary between the said Sec. 36 and 31, 1773.1 feet;  
51 thence North 89°57' West 760.5 feet, more or less, to a point in the  
52 line marking the South easterly boundary of the right-of-way for the  
53 U.S. Reclamation Service "South Branch" or "C" Canal, and 1-B Drain;  
54 thence South 23°27' West along the said right-of-way line, 1930.1  
55 feet, more or less, to the line marking the boundary between the



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said Secs. 36 and 1; thence South 89°52' East along the said section line 1521.5 feet, more or less, to the place of beginning, and containing 45.5 acres, more or less, and being a portion of the SE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of the said Sec. 36, Twp. 39 S. R. 9 E.W.M., and situate in Klamath County, Oregon.

## PARCEL 4:

Beginning at a point 1120 feet North and 230 feet East of the Southwest corner of Sec. 12, Twp. 39 S. R. 10 E.W.M., running thence East 320 feet to the Westerly line of Highway 140; thence Northerly along West line of Highway 140, 115 feet; thence West 395 feet; thence South 110 feet to the point of beginning, containing .9 acres.

This modification of mortgage is being executed for the purpose of revising the legal description as recited in that mortgage recorded on January 29, 1968, in Vol. M-68, page 673, Microfilm records of Klamath County, Oregon.

Nothing herein contained shall be construed to amend or void the terms or provisions of the above referred to note and mortgage other than the legal description, nor will this instrument extend the time of payment thereon.

It is distinctly understood and agreed that this modification of mortgage is subject to the provisions of Chapter 403, General Laws of Oregon, 1945, and any subsequent amendments thereto and to all rules and regulations which have been issued or may hereafter be issued by the Director of Veterans' Affairs pursuant to the provisions of said Chapter 403.

IN WITNESS WHEREOF, We, the mortgagors, have hereunto set our hands this 10th day of October, 1972.

*Paul H. Fairclo*  
Paul H. Fairclo

*Ann S. Fairclo*  
Ann S. Fairclo

STATE OF OREGON )

County of Klamath )

) SS

October 10, 1972

Personally appeared the within named Paul H. Fairclo and Ann S. Fairclo, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

*Paul V. McDonald*  
Notary Public for Oregon

My Commission expires: April 4, 1975

(SEAL)

STATE OF OREGON, COUNTY OF KLAMATH: ss.

KLAMATH COUNTY TITLE CO

Filed for record at request of \_\_\_\_\_  
this 27th day of OCTOBER A.D., 1972 at 3:36 o'clock \_\_\_\_\_ P.M., and duly recorded in  
Vol. M. 72 of MORTGAGES on Page 12502

FEE \$ 6.00

WM. D. MILNE, County Clerk

By *W. D. Milne*