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MEMORANDUM OF CONTRACT

TO: Clerk of Klamath County, Klamath Falls, Oregon.

That on the 15th day of May, 1976, a Contract of Sale was entered into between CECIL E. ELLIOTT, hereinafter called SELLER, and CLIFFORD CHESLEY RABE And MARY ANN RABE, husband and wife, hereinafter called Buyers, in consideration of the agreements therein contained, on the following legal description, situate within the County of Klamath, Oregon:

PARCEL 1

The NE 1/4 of Section 36, Township 35 South, Range 9 E.W.M., lying Southerly and Westerly of the center thread of main channel of Sprague River as it exists March 20, 1976. Said main channel qualified as running nearest the North line of Section 36, Township 35 South, Range 10 E.W.M.

PARCEL 2

The SE 1/4 of Section 36, Township 35 South, Range 9 E.W.M.

PARCEL 3

The E 1/2 NE 1/4 of Section 1, Township 36 South, Range 9 E.W.M.

PARCEL 4

Government Lots 1, 2, 3 and 4 lying Southerly and Westerly of center thread of the main channel of the Sprague River as it exists March 20, 1976. The said center thread of main channel of Sprague River qualified as running nearest the Easterly line of said Section 31, Township 35 South, Range 10 E.W.M.

PARCEL 5

That portion of the SE 1/4 NW 1/4 if any and SE 1/4 SW 1/4 lying Southerly and Westerly of the main channel of the center thread of Sprague River as it exists March 20, 1976 in said Section 31, Township 35 South, Range 10 E.W.M.

TOGETHER WITH an easement for ingress and egress over the South 20 feet of Section 30, and the South 20 feet of the SE 1/4 of Section 25 and the West 20 feet of N 1/2 NE 1/4 Section 36, lying Northerly of the center of said Sprague River, for the use and benefit of all of the above described property.

This is a memorandum of the contract of sale entered into between the parties hereto and does not set out, nor is it intended to set out the actual agreement between the parties. The primary document is a contract of sale, together with other documents under the date of May 15, 1976, which is the controlling document, and if any dispute between this memorandum and the primary document should arise, the primary document shall control.

That the true consideration for the sale and purchase of said real property is the sum of \$133,000.00.

Clifford Chesley Rabe
Mary Ann Rabe
BUYERS - GRANTEES

Cecil E. Elliott
SELLER - GRANTOR

STATE OF OREGON)
County of Klamath) SS May 15, 1976

Personally appeared the above-named Cecil E. Elliott, and the above-named Clifford Chesley Rabe and Mary Ann Rabe, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.
Before me:

After recording return to:
Transamerica Title Co.
300 Main Street
Klamath Falls, Or
S-10728

William D. Milne
Notary Public for Oregon
My Commission expires: 2-7-80

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 19th day of May A.D., 1976 at 3:47 o'clock P.M., and duly recorded in Vol. 76 of DEEDS on Page 7482.

FEE \$ 3.00

WM. D. MILNE, County Clerk
By *Robert Magaz* Deputy

STATE OF OREGON, COUNTY OF KLAMATH

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