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ORIGINAL

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Highway Division
File 48649

4-14-76

PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF KLAMATH FALLS, a Federal corporation, having received the sum of One and No/100 DOLLAR (\$1.00) as a partial payment on that certain mortgage executed by BILLY RAY CLARK and RUTH ELLEN CLARK, husband and wife, to First Federal Savings and Loan Association of Klamath Falls, a Federal corporation, dated February 21, 1973, and recorded February 28, 1973, in Book M-73, Mortgage Records of Klamath County, Oregon, at Page 2076, does hereby release from the lien of said mortgage the following described property, to wit:

A parcel of land lying in ELMWOOD PARK, Klamath County, Oregon and being a portion of that property described in that deed to Billy Ray Clark and Ruth Ellen Clark, recorded in Book M-73, Page 2074 of Klamath County Record of Deeds; the said parcel being that portion of said property included in a strip of land 50 feet in width, lying on the Northerly side of the center line of a County Road as said county road has been relocated, which center line is described as follows:

Beginning at Engineer's center line Station 262+85.82, said station being 93 feet South and 2685.99 feet East of the Northwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 15; thence South 89° 02' 36" East 1378.36 feet; thence on a 8500 foot radius curve left (the long chord of which bears North 88° 52' 30.5" East) 617.60 feet; thence North 86° 47' 37" East 13.22 feet to Engineer's center line Station 282+95.00 Bk= 282+94.97 Ah; thence North 86° 47' 37" East 434.82 feet; thence on a 8500 foot radius curve right (the long chord of which bears North 88° 11' 21.5" East) 414.11 feet; thence North 89° 35' 06" East 1133.43 feet; thence South 89° 36' 39" East 2669.36 feet to Engineer's center line Station 329+46.69.

The parcel of land to which this description applies contains 0.36 acre, more or less, outside of the existing right of way.

AND DOES HEREBY SUBORDINATE the remainder of the property covered by the lien of said mortgage to the following terms, conditions, and restrictions contained in that certain deed from Ronald Ted Pinner and Cheryl Marie Pinner, husband and wife, to Klamath County, a political subdivision of the State of Oregon, as follows, to wit:

"Also for the above stated consideration, there is hereby conveyed to Grantee all existing, future or potential common law or statutory abutter's easements of access between the above described parcel and all of Grantors' remaining real property, EXCEPT, however,

"Reserving for service of Grantors' remaining property, access rights to and from said remaining property to the abutting highway right of way at the following place and for the following width:

Hwy. Engr's Sta.	Width	Side of Hwy.	Purpose
292+33	35 feet	Northerly	Unrestricted

"If, after written notice to desist, Grantors, or any person holding under them, shall use the above place of access in a width greater than above stated, or shall permit or suffer any person to do so, the right of access therefor shall automatically be suspended and Grantee shall thereupon have the right to close said place of access. The suspension shall terminate when satisfactory assurance has been furnished Grantee that the place of access will be used in a width not greater than above stated."

Provided, however, that the remainder of the property covered by and described in said mortgage shall remain subject to such mortgage as heretofore.