

7A38-16536-D

1 THIS AGREEMENT, dated this 6th day of October, 1978, by and between CYRUS L.
2 SMITH and NELL E. SMITH, husband and wife, First Parties; and RANDY W. BRYAN,
3 Second Party; and TED J. BONORA and VIVIAN F. HAYES, Third Parties;

W I T N E S S E T H:

5 WHEREAS, First Parties entered into a contract of sale dated the 1st day
6 of March, 1975, wherein they agreed to sell to the Second Party the following-
7 described real property:

8 Lot 10, Block 40, BUENA VISTA ADDITION TO THE
9 CITY OF KLAMATH FALLS, in the County of Klamath,
State of Oregon;

10 and

11 WHEREAS, the contract of sale provided that First Parties would pay taxes
12 and fire insurance premiums, and the amounts thereof would be added on to the
13 principal balance of the contract by Klamath First Federal Savings and Loan
14 Association, the escrow holder of said contract; and

15 WHEREAS, the Second Party has sold the above-described real property to the
16 Third Parties; and

17 WHEREAS, the Third Parties desire to pay the taxes and insurance premiums
18 on the real property as the same shall become due and payable;

19 NOW THEREFORE, in consideration of these premises and of the covenants here-
20 inafter contained, it is mutually agreed by and between all of the parties as
21 follows:

22 1. The March 1, 1975 contract between First Parties and Second Party is
23 hereby amended to provide that the taxes and insurance premiums shall not be
24 paid by the First Parties as they come due.

25 2. The Third Parties shall pay all real property taxes and insurance prem-
26 iums as the same shall become due and payable.

27 3. So long as there is a balance due on the contract between First Parties
28 and Second Party, the Third Parties shall furnish to First Parties and Second
29 Party paid receipts for said taxes and insurance premiums within 30 days from
30 the date of the statement for the taxes and insurance. In the event the taxes
31 or insurance premiums are not paid by Third Parties within said period of time,
32 First Parties are hereby authorized to instruct Klamath First Federal Savings

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1 and Loan Association to add the amount of the taxes and insurance on to the un-
 2 paid balance of the contract between First Parties and Second Party; and Second
 3 Party is hereby authorized to instruct Klamath First Federal Savings and Loan
 4 Association to add the amount of the taxes and insurance on to the unpaid bal-
 5 ance of the contract between Second Party and Third Parties. Third Parties
 6 shall furnish to First Parties and Second Party proof of insurance, in full
 7 insurable value, on the premises naming First Parties and Second Party as con-
 8 tract vendors, as their interests may appear.

9 A copy of this agreement shall be added to and become a part of the escrow
 10 file at Klamath First Federal Savings and Loan Association.

11 IN WITNESS WHEREOF, the parties have executed this agreement the day and
 12 year first hereinafter written.

13 Cyrus L. Smith Randy W. Bryan
 14 Nell E. Smith Randy W. Bryan

15 Nell E. Smith Ted J. Bonora
 16 Nell E. Smith Ted J. Bonora

17 Vivian F. Hayes Vivian F. Hayes
Vivian F. Hayes Vivian F. Hayes

STATE OF OREGON,

County of Klamath } ss.FORM NO. 23 — ACKNOWLEDGMENT
STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

BE IT REMEMBERED, That on this 9 day of October, 1978
 before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within
 named Cyrus L. Smith & Nell E. Smith & Randy W. Bryan & Ted J. Bonora & Vivian F. Hayes
 known to me to be the identical individual... described in and who executed the within instrument and
 acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
 my official seal the day and year last above written.

Donna K. Rick
 DONNA K. RICK
 NOTARY PUBLIC OREGON
 My Commission Expires 7/21/79

Notary Public for Oregon.

My Commission Expires

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30

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32

WILLIAM L. SISEMORE
 Attorney at Law
 540 Main Street
 KLAMATH FALLS, ORE.
 97601
 503/882-7229

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Agreement - Page 2. Filed for record at request of Transamerica Title Co.this 9th day of October A. D. 1978 at 3:49 o'clock P.M., an-duly recorded in Vol. M78, of Deeds on Page 22503

W. D. MILNE, County Clerk

Fee \$6.00