

64964

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PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That ORE-CAL GENERAL WHOLESALE, INC., an Oregon corporation, the ESTATE OF RAY BYRNES, DECEASED, IRENE BYRNES, HARRY R. WAGGONER, NORMA E. WAGGONER, ORRIN L. STUEMPGES, SHIRLEY A. STUEMPGES, DORMAN A. TURNER and ARLENE I. TURNER, having received the sum of TEN DOLLARS as partial payment on that certain mortgage executed by WASHBURN ENTERPRISES, INC., an Oregon corporation, mortgagor, dated July 30, 1975, in favor of ORE-CAL GENERAL WHOLESALE, INC., et al, mortgagees, recorded June 1, 1977, in Volume M-77, Page 9521, Mortgage Records of Klamath County, Oregon, do hereby release from the lien of said mortgage, the following-described premises described therein, to-wit:

SEE EXHIBIT "A"

and that the remainder of said lands in said mortgage specified shall remain subject thereto as heretofore.

IN WITNESS WHEREOF, the parties hereto have caused this Partial Release of Mortgage to be executed this 30<sup>th</sup> day of March, 1979.

ORE-CAL GENERAL WHOLESALE, INC.

By H. R. Myers  
President

By *James Austin*  
Secretary

ESTATE OF RAY BYRNES, aka JAMES  
RAY BYRNES, aka J. RAY BYRNES,  
aka J. R. BYRNES, Deceased

BY Gene Raymond Byrnes  
Gene Raymond Byrnes

FIRST NATIONAL BANK OF OREGON

By 12 Family Trust Officer  
Personal Representatives

RC Fisher, U.P. mg

ORRIN L. STUEMPGES and SHIRLEY A. STUEMPGES

By H. T. Amis  
Their Attorney in Fact.

Irene Barnes

Dorothy H. Kappeler

9th & 12th

Colene J. Turner

Norman A. Kerner

WITNESS:

Norman A. Turner?

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STATE OF OREGON }

County of KLAMATH }

ss.

Mar 30, 1979

Personally appeared DORMAN A. TURNER, known to me to be the identical person whose name is subscribed to the foregoing Partial Release of Mortgage as a witness thereto, who, being first duly sworn, did say that he resides in Klamath Falls, Klamath County, Oregon, that he witnessed the execution of the foregoing instrument by Harry R. Waggoner and Jewell Huston, the president and secretary of ORE-CAL GENERAL WHOLESALE, INC., an Oregon corporation; Gene Raymond Byrnes, one of the personal representatives of the Estate of RAY BYRNES, Deceased; H. F. SMITH as attorney in fact for ORRIN L. STUEMPGES and SHIRLEY A. STUEMPGES; IRENE BYRNES, HARRY R. WAGGONER, NORMA E. WAGGONER and ARLENE I. TURNER, and that he knew each of said parties described in and who executed the within instrument.

Before me:

J. Raymond Byrnes  
NOTARY PUBLIC FOR OREGONMy commission expires 8/14/79

STATE OF OREGON }

County of KLAMATH }

ss.

Mar 30, 1979

Personally appeared DORMAN A. TURNER, known to me to be the identical person described in and who executed the foregoing Partial Release of Mortgage, and acknowledged said instrument to be his voluntary act and deed.

Before me:

J. Raymond Byrnes  
NOTARY PUBLIC FOR OREGONMy commission expires 8/14/79

STATE OF OREGON }

County of Jackson }

ss.

3-23-1979

Personally appeared K.L. Hassler, who, being first duly sworn, did say that he is the Trust Officer of FIRST NATIONAL BANK OF OREGON, one of the personal representatives of the Estate of RAY BYRNES, Deceased, and that the foregoing Partial Release of Mortgage was executed on behalf of said First National Bank of Oregon, and he acknowledged said instrument to be its voluntary act and deed.

Before me:

Rosemary Stephens  
NOTARY PUBLIC FOR OREGONMy commission expires 6-12-80

STATE OF OREGON }

COUNTY OF KLAMATH }

ss.

March 30, 1979

Personally appeared R. C. Perdue, who, being first duly sworn, did say that he is the Vice President & Manager of FIRST NATIONAL BANK OF OREGON, and that the foregoing Partial Release of Mortgage was executed on behalf of said FIRST NATIONAL BANK OF OREGON, and he acknowledged said instrument to be its voluntary act and deed.

Before me:

Rosemary Stephens  
NOTARY PUBLIC FOR OREGONMy Commission Expires April 8, 1980Return BV 664  
R. Falls

(Partial Release of Mortgage - 2)

## EXHIBIT "A"

A tract of land situated in Lot 5, Block 6, TRACT 1080-WASHBURN PARK, a duly recorded subdivision, Klamath County, Oregon, more particularly described as follows.

Beginning at the southeast corner of said lot 5; thence West along the North line of Hilyard Avenue, 194.04 feet; thence  $N00^{\circ}09'45''E$  50.00 feet; thence West 50.00 feet to the true point of beginning of this description; thence  $N00^{\circ}09'45''E$  354.06 feet to a point on the North line of said Lot 5; thence following the original lines of said Lot 5,  $N89^{\circ}55'10''W$  210.57 feet,  $S00^{\circ}04'50''W$  244.13 feet, along the arc of a curve to the left (central angle =  $90^{\circ}04'50''$  and radius = 160.00 feet) 251.55 feet, East 49.77 feet, and  $N00^{\circ}09'45''E$  50.00 feet to the true point of beginning, containing 1.82 acres (79,485 square feet), with bearings based on the subdivision plat of said Tract 1080- Washburn Park, said tract subject to building set-back lines and easements of record or apparent.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Klamath County Title Co.

this 3rd day of April A. D. 1979 at 2:24 clock P. M., c.

July recorded in Vol. M79, of Mortgages on Page 7313

Wm D. MILNE, County Clerk

By Berntha Adetich

Fee \$9.00