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1 no claim is made to the real estate described in the complaint  
2 and in paragraph I. of this stipulation. Claim is made only to  
3 50% of the profit on sale of the lots and for labor and materials  
4 as set forth in paragraph IV, which claims are denied by defendant.  
5 By virtue of this stipulation the plaintiff waives any claim to  
6 the land and will look only to defendant and the retained sale  
7 proceeds for satisfaction of and decree secured by him.

8 Plaintiff understands that Mountain Title Company will rely  
9 on this stipulation in issuing title insurance to purchasers of  
10 the property above described.

11 6. Mountain Title Company shall be entitled to make a reason-  
12 able charge for its services in handling deposited funds in addition  
13 to its regular charges, which expense shall be borne equally by  
14 plaintiff and defendant.

15 7. Nothing herein contained or done pursuant to this  
16 stipulation shall be deemed to affect or prejudice either party  
17 concerning the merits of this case.

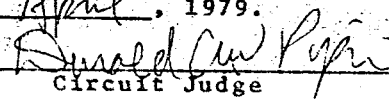
18 No part of this stipulation shall be offered or considered in  
19 evidence and any act done pursuant to or in reliance on this  
20 stipulation shall not be offered in evidence on the merits of the  
21 captioned case.

22 Dated this 30 day of April 1979.

23   
24 for Plaintiff

25 Approved this 30<sup>th</sup> day of  
April, 1979.

26   
for Defendant

  
Circuit Judge

STIPULATION  
Page -3-

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 1st day of  
May A.D., 19 79 at 10:53 o'clock A M., and duly recorded in Vol. M79,  
of Deeds on Page 9813.

FEE \$9.00

WM. D. MILNE, County Clerk

By  Deputy