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74096

MEMORANDUM OF CONTRACT

BE IT REMEMBERED, that on the 14th day of September, 1979, DELOS B. PARKS, JR. and EDWARD R. ZAROSINSKI, Trustee, for the Zarosinski Employees Trust, as SELLERS, did enter into a Contract with HAROLD D. MILLER and JUDY D. MILLER, Husband and Wife; as PURCHASERS, conveying the following described property from DELOS B. PARKS, JR. and EDWARD R. ZAROSINSKI, Trustee, Edward R. Zarosinski, D.M.D., P.C., Pension & Profit Sharing Trust, SELLERS, to HAROLD D. MILLER and JUDY D. MILLER, Husband and Wife, with the right of survivorship, BUYERS, more particularly described as follows:

79 SEP 18 AM 9:00

PARCEL 1:

All that portion of the NE¼ of the NE¼ of Section 32, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the point of intersection of the Northeasterly line of Ninth Street with the Northwesterly line of Main Street in the City of Klamath Falls; and running thence, Northeasterly along the Northwesterly line of Main Street, 68.97 feet, more or less, to the Southwesterly line of Tenth Street; thence Northwesterly along the Southwesterly line of Tenth Street, 114.0 feet; thence Southwesterly, parallel with Main Street, 96.39 feet, more or less, to the Northeasterly line of Ninth Street; thence Southeasterly along Ninth Street, 117.23 feet, more or less to the point of beginning.

PARCEL 2:

Lots 7 and 8, Block 2, HOT SPRINGS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

SUBJECT TO: Easements, restrictions and rights-of-way of record and those apparent on the land; and the following encumbrances: (1) Mortgage, dated December 15, 1977, and Recorded December 15, 1977 in Volume M-77 at page 24276 of the Microfilm Records of Klamath County, Oregon, wherein Delos B. Parks, Jr. and Edward R. Zarosinski, Trustee for Zarosinski Employees Trust are the Mortgagors, and Western Bank is the Mortgagee, given to secure the payment of the sum of $200,000.00; and (2) Contract of Sale, dated December 19, 1977, wherein Mary V. Elliott is the Vendor, and Delos B. Parks and Edward R. Zarosinski are the Vendees of a portion of the real property herein conveyed; which indebtednesses the PURCHASERS do not assume and the SELLERS expressly covenant and agree to pay as the same shall fall due according to their terms.

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The true and actual consideration paid for these transfers, stated in terms of dollars, is the sum of $700,000.00.

SELLERS:

Delos B. Parks, Jr.

Edward R. Zarosinski, Trustee, for the Zarosinski Employees Trust

PURCHASERS:

Harold D. Miller

Judy D. Miller

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared before me on this 17th day of September, 1979, the above named DELOS B. PARKS, JR., and acknowledged the foregoing instrument to be his voluntary act and deed.

Kristi L. Garrison
Notary Public for Oregon
My Commission Expires: 6/19/83

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared before me on this 17th day of September, 1979, the above named EDWARD R. ZAROSINSKI, and acknowledged the foregoing instrument to be his voluntary act and deed.

Kristi L. Garrison
Notary Public for Oregon
My Commission Expires: 6/19/83

STATE OF OREGON)
) ss.
County of Clackamas)

Personally appeared before me on this 14th day of September, 1979, the above named HAROLD D. MILLER and JUDY D. MILLER, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Notary Public for Oregon
My Commission Expires: 12-11-82

AFTER RECORDING, RETURN TO:

Mountain Title Co.
407 Main Street
Klamath Falls, OR 97601

SEND TAX STATEMENTS TO:

Mr. & Mrs. Harold D. Miller
4407 N.E. 41st
Portland, OR

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 18th day of September A.D., 19 79 at 9:00 o'clock A M., and duly recorded in Vol M79, of Deeds on Page 22157.

FEE $7.00

WM. D. MILNE, County Clerk
By Bernetha Pletsch Deputy