

WHEREAS, JOHN W. KRAPF is a maker of a note made payable to the United States National Bank of Oregon in the amount of \$5,000.00 and

WHEREAS, JOHN KALITA and ELEANOR C. KALITA are cosigners of said note, and

WHEREAS, said note is for money borrowed for JOHN W. KRAPF and DOROTHY R. KRAPF to purchase the following described property:

The North half of Government Lot 23, Section 6, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, LESS the West 30 feet used for county road purposes as disclosed in Deed recorded November 13, 1951, in Volume 251, page 52, and in Deed recorded February 6, 1957, in Volume 289, page 479.

IT IS HEREBY AGREED, if JOHN W. KRAPF should default on said note and the United States National Bank of Oregon requires JOHN KALITA and ELEANOR C. KALITA to make payments on the remaining balance, then JOHN W. KRAPF and DOROTHY R. KRAPF shall at that time give JOHN KALITA and ELEANOR C. KALITA a bargain and sale deed to the above described property. JOHN KALITA and ELEANOR C. KALITA shall then sell said property, retain the amount they were obligated to pay the United States National Bank of Oregon plus expenses incurred, and remit the remainder to JOHN W. KRAPF and DOROTHY R. KRAPF, or their heirs.

THIS AGREEMENT is binding upon the heirs, executors, administrators and assigns of all parties.

Dated this 8TH day of September, 1978.

*John W. Krapf*  
John W. Krapf  
*Dorothy R. Krapf*  
Dorothy R. Krapf

*John Kalita*  
John Kalita  
*Eleanor C. Kalita*  
Eleanor C. Kalita

*John Kalita*  
Box 181  
Chiloquin, Or 97624

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 4th day of October A.D., 19 79 at 3:09 o'clock P M., and duly recorded in Vol M79 of Deeds on Page 23594.

FEE \$3.50

WM. D. MILNE, County Clerk  
By *Bernetha Chelsch* Deputy

79 OCT 4 PM 3 09

35/31/01