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K-3375

MEMORANDUM OF OPTION AGREEMENT

SEP 26 AM 11 37

KNOW ALL MEN BY THESE PRESENTS, That the undersigned Rayson C. Tupper and Cheryl A. Tupper, husband and wife, as optioner, and HARRY R. WAGGONER, as optionee, have entered into an option agreement in writing under date of Sept. 15, 1980, wherein optioner has granted to optionee the exclusive right to purchase the following-described real property, situated in Klamath County, Oregon, to-wit:

A parcel of property located in portions of vacated Blocks 1, 2, 5, 6 and 9, ELDORADO ADDITION to the City of Klamath Falls, Oregon, more particularly described as follows: Beginning at a point being the intersection of the northerly right of way line of Dahlia Street and the northeasterly extension of the southeasterly line of Lot 7, said Block 9; thence N. 51° 43' 30" W., along the northerly right of way line of Dahlia Street, 211.87 feet; thence along the arc of a 286.5 degree curve to the right 49.56 feet to a point on the southerly right of way line of Eldorado Boulevard; thence S. 89° 34' 35" E., along said line, 574.23 feet; thence along the arc of a 8° 28' 30" curve to the right, whose long chord bears S. 76° 04' 49" E. 315.82 feet, a distance of 318.86 feet; thence S. 38° 16' 30" W. 668.38 feet; thence N. 51° 43' 30" W. 517.00 feet to the southeasterly corner of Lot 7, said Block 9; thence N. 38° 16' 30" E. along the southeasterly line of said Lot 7 and the extension thereof, 150.00 feet to the point of beginning.

ALSO Lots 1 through 6, said Block 9. SUBJECT TO: Right of way, including the terms and provisions thereof, to California Oregon Power Company recorded July 17, 1950, in Deed Volume 240, Page 308, records of Klamath County, Oregon, for electrical transmission lines.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of Sept., 1980.

STATE OF OREGON )  
County of Klamath )

ss. Sept. 15, 1980

Rayson C. Tupper  
Cheryl A. Tupper

Personally appeared the above-named Rayson C. & Cheryl A. Tupper known to me to be the identical person described in and who executed the foregoing Memorandum of Option Agreement, and acknowledged said instrument to be their voluntary act and deed.

Before me:

L. Duane Houston  
NOTARY PUBLIC FOR OREGON  
My commission expires 8/14/82

STATE OF OREGON )  
County of Klamath )

ss. Sept. 15, 1980

Personally appeared the above-named Harry R. Waggoner known to me to be the identical person described in and who executed the foregoing Memorandum of Option Agreement, and acknowledged said instrument to be his voluntary act and deed.

Before me:

L. Duane Houston  
NOTARY PUBLIC FOR OREGON  
My commission expires 8/14/82

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 26th day of September A.D., 1980 at 11:37 o'clock A M., and duly recorded in Vol. MSO of Deeds on Page 18499.

FEE \$3.50

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