

AGREEMENT

THIS AGREEMENT, Made and entered into this 15<sup>th</sup> day of December, 1981, by and between HARRY R. WAGGONER and NORMA E. WAGGONER, husband and wife, herein called "mortgagees", and NORCO, a partnership consisting of RONALD D. CONE, ~~BETHEL M. Cone~~, formerly ~~BETHEL M. CONE~~, and ROBERT S. GADDIS; and WALTER E. REMSTEDT, individually, herein called "mortgagors";

W I T N E S S E T H:

WHEREAS, under date of October 25, 1979, mortgagees sold to mortgagors certain parcels of real property situated in Klamath County, Oregon, and conveyed title thereto by warranty deed dated October 25, 1979, recorded October 25, 1979, in Volume M-79, Page 25145, Deed Records of Klamath County, Oregon, and

WHEREAS, mortgagors executed three mortgages covering portions of the land described in said deed as security for the payment of the balance of the purchase price for said real property, and

WHEREAS, each mortgage contained an erroneous description of the real property to be covered by each said mortgage, and

WHEREAS, the incorrect descriptions were attached to each mortgage through mutual error and mistake.

NOW, THEREFORE, for and in consideration of the agreements herein-after contained and to correct the errors above mentioned, it is agreed as follows:

1. That certain mortgage in the principal amount of \$216,000.00, dated October 24, 1979, recorded October 25, 1979, in Volume M-79, Page 25150, Mortgage Records of Klamath County, Oregon, shall be corrected by substituting the description of Parcel 5, as set forth in the deed mentioned above, as the real property covered by said mortgage.
2. That certain mortgage in the principal amount of \$864,000.00, dated October 24, 1979, recorded October 25, 1979, in Volume M-79, Page 25160, Mortgage Records of Klamath County, Oregon, shall be corrected by substituting the description of Parcel 1, as set forth in the deed mentioned above, as the real property covered by said mortgage.
3. That certain mortgage in the principal amount of \$980,000.00, dated October 24, 1979, recorded October 25, 1979, in Volume M-79,

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Page 25155, Mortgage Records of Klamath County, Oregon, shall be corrected by substituting the description of Parcels 2, 3 and 4, as set forth in the deed mentioned above, as the real property covered by said mortgage.

4. The three mortgages, as corrected, shall then be re-recorded in the office of the County Clerk of Klamath County, Oregon.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first hereinabove written.

Harry R. Waggoner  
Harry R. Waggoner

Norma E. Waggoner  
Norma E. Waggoner

NORCO, a partnership

By Ronald D. Cone  
Ronald D. Cone

By Bethel M. Cone  
Bethel M. ~~CONE~~  
~~formerly Bethel M. Cone~~

By Robert S. Gaddis  
Robert S. Gaddis

Walter E. Remstedt  
Walter E. Remstedt, individually

STATE OF OREGON }  
County of KLAMATH } ss. Feb 2, 1982

Personally appeared the above-named HARRY R. WAGGONER and NORMA E. WAGGONER, husband and wife, known to me to be the identical persons described in and who executed the foregoing Agreement, and acknowledged said instrument to be their voluntary act and deed.

Before me:

L. Powell Huston  
NOTARY PUBLIC FOR OREGON  
My commission expires 8/14/83

STATE OF California }  
County of Santa Clara } ss. \_\_\_\_\_

Personally appeared before me the above-named RONALD D. CONE, known to me to be the identical person described in and who executed the foregoing Agreement, and acknowledged to me that he is a partner in NORCO and that he executed said instrument freely and voluntarily.

Before me:

OFFICIAL SEAL  
RUBY ANN SOMMERVILLE  
NOTARY PUBLIC - CALIFORNIA  
SANTA CLARA COUNTY  
My Commission Expires May 13, 1983  
(Agreement - 2)

Ruby Ann Somerville  
Notary Public in and for said  
County and State

My commission expires 5-13-83

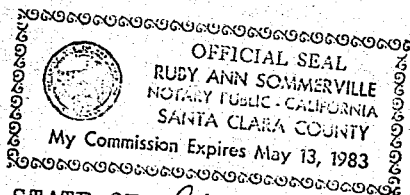
STATE OF CALIFORNIA

County of SANTA CLARA

SS. \_\_\_\_\_

Personally appeared before me the above-named BETHEL M. formerly BETHEL M. CONE, known to me to be the identical person described in and who executed the foregoing Agreement, and acknowledged to me that she is a partner in NORCO and that she executed said instrument freely and voluntarily.

Before me:



Ruby Ann Sommerville  
Notary Public in and for said  
County and State

My commission expires 5-13-83

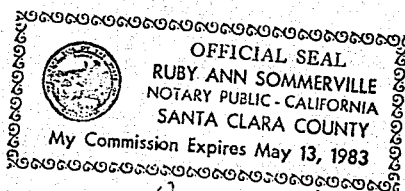
STATE OF CALIFORNIA

County of SANTA CLARA

SS. \_\_\_\_\_

Personally appeared before me the above-named ROBERT S. GADDIS, known to me to be the identical person described in and who executed the foregoing Agreement, and acknowledged to me that he is a partner in NORCO and that he executed said instrument freely and voluntarily.

Before me:



Ruby Ann Sommerville  
Notary Public in and for said  
County and State

My commission expires 5-13-83

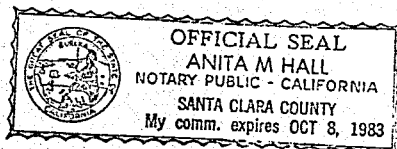
STATE OF CALIFORNIA

County of SANTA CLARA

SS. \_\_\_\_\_

Personally appeared before me the above-named WALTER E. REMSTEDT, known to me to be the identical person described in and who executed the foregoing Agreement, and acknowledged said instrument to be his voluntary act and deed.

Before me:



Anita M. Hall  
Notary Public in and for said  
County and State

My commission expires 10-8-83

Return  
Klamath County Title Co.  
C# 3180

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of \_\_\_\_\_

on the 17 day of Feb. 1982 at 10:39 o'clock A. M., and

duly recorded in Vol. M 82, of Deeds \_\_\_\_\_ on Page 1983

Fee \$12.00

EVILYN BIEHN, County Clerk

By [Signature]