

K-34485

Loan No. L- P16314

51776

# Partial Release of Mortgage

KF

Vol. M87 Page 2053

9259

STATE OF OREGON  
Represented and Acting by  
DIRECTOR OF VETERANS' AFFAIRS

IN CONSIDERATION of the sum of One and no/100 and other valuable considerations

DOLLARS (\$1.00)),

the receipt whereof is hereby acknowledged, the State of Oregon, represented and acting by the Director of Veterans' Affairs, mortgagee named in a certain mortgage bearing date the 30th day of July

1979, executed and delivered to the said Director by Earl Martin Kerns and Shirley E.

Kerns, husband and wife recorded in

Klamath County, Oregon, Book of Mortgages No. M79, pages 18211-18213 on the 31st

day of July, 1979, hereby releases from the operation of the said mortgage the fol-  
lowing described premises included therein, to-wit: This is a duplicate copy of that Partial  
Release of Mortgage which was originally issued December 14, 1981 and which has been  
reported lost. 5028

See Exhibit "A" Attached

But this release shall in no way affect or impair the right of the State of Oregon, represented and acting by the Director of Veterans' Affairs, to hold under said mortgage as security for the sum due thereon, or to foreclose and sell under the power contained in said mortgage, all of the premises conveyed by and described in said mortgage except that portion thereof hereby released.

IN WITNESS WHEREOF, The State of Oregon, represented and acting by the Director of Veterans' Affairs, has caused these presents to be executed this 21st day of January, 1982, at Salem, Oregon.

STATE OF OREGON

By:

*Staryl C. Austin, Jr.*  
Director of Veterans' Affairs

STATE OF OREGON

County of Marion

ss.

Before me, a Notary Public, personally appeared the above-named Staryl C. Austin, Jr.

the duly appointed, qualified and acting Director of Veterans' Affairs, and acknowledged the foregoing instrument to be his voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this 21st day of January, 1982.

*Lori Fawcett*  
Notary Public for Oregon

JUL 1 1984

My commission expires:

## PARCEL 1

A parcel of land lying in the SE $\frac{1}{4}$  of Section 28, Township 39 South, Range 8 East, W.M., Klamath County, Oregon; the said parcel being that portion of said SE $\frac{1}{4}$  lying Northwesterly of the existing Green Springs Highway; Northeastly of a line at right angles to the center line of the relocated Green Springs Highway at Engineer's Station 13+00; Southwesterly of a line at right angles to said center line at Engineer's Station 26+00 and Southeastly of a line parallel with and 35 feet Northwesterly of said center line which center line is described as follows:

Beginning at Engineer's center line Station 13+00, said station being 655.39 feet North and 1647.92 feet East of the South quarter corner of said Section 28; thence North 68° 26' 16" East 67.82 feet; thence on a spiral curve left (the long chord of which bears North 66° 26' 16" East 199.90 feet) 200 feet; thence on a 954.93 foot radius curve left (the long chord of which bears North 53° 43' 11" East 289.48 feet) 290.60 feet; thence on a spiral curve left (the long chord of which bears North 41° 00' 06" East 199.90 feet) 200 feet; thence North 39° 00' 06" East 541.58 feet to Engineer's center line Station 26+00.

Bearings are based upon the Oregon Co-ordinate System, South Zone.

The parcel of land to which this description applies contains 0.74 acre, more or less.

## PARCEL 2

A parcel of land lying in the SE $\frac{1}{4}$  of Section 28, Township 39 South, Range 8 East, W.M., Klamath County, Oregon; the said parcel being that portion of said SE $\frac{1}{4}$  lying Southeastly of the existing Green Springs Highway; Northeastly of a line at right angles to the center line of the relocated Green Springs Highway at Engineer's Station 21+50; Southwesterly of a line at right angles to said center line at Engineer's Station 26+00 and included in a strip of land variable in width lying on the Southeastly side of said center line which center line is described in Parcel 1.

The widths in feet of the strip of land above referred to are as follows:

Station	to Station	Width on Southeastly Side of Center Line
21+50	23+25	45
23+25	26+00	45 in a straight line to 30

The parcel of land to which this description applies contains 0.11 acre, more or less, outside of the existing right of way.

AND DOES HEREBY SUBORDINATE the remainder of the property covered by the lien of said mortgage to that certain easement for slopes over Parcel 3 and the construction permit over Parcel 4 contained in that certain deed from Earl Martin Kerns, also known as E. Martin Kerns and Shirley F. Kerns, husband and wife, to the State of Oregon, by and through its Department of Transportation, Highway Division, over, across and upon the following described property, to wit:

PARCEL 3 (Slopes)

A parcel of land lying in the SE $\frac{1}{4}$  of Section 28, Township 39 South, Range 8 East, W.M., Klamath County, Oregon; the said parcel being that portion of said SE $\frac{1}{4}$  lying between lines at right angles to the center line of the relocated Green Springs Highway at Engineer's Stations 13+67.82 and 22+50 and between lines parallel with and 35 feet Northwesterly and 40 feet Northwesterly of said center line which center line is described in Parcel 1.

The parcel of land to which this description applies contains 0.1 acre, more or less.

PARCEL 4 (Construction Permit)

A parcel of land lying in the SE $\frac{1}{4}$  of Section 28, Township 39 South, Range 8 East, W.M., Klamath County, Oregon; the said parcel being that portion of said SE $\frac{1}{4}$  lying between lines at right angles to the center line of the relocated Green Springs Highway at Engineer's Stations 14+50 and 21+50; Northwesterly of Parcel 1 and included in a strip of land variable in width lying on the Northwesterly side of said center line which center line is described in Parcel 1.

The widths in feet of the strip of land above referred to are as follows:

Station	to Station	Width on Northwesterly Side of Center Line
14+50	17+00	60
17+00	21+50	60 in a straight line to 60

The parcel of land to which this description applies contains 0.57 acre, more or less.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record ~~at request of~~

this 17 day of Feb. A.D. 19 82 at 3:04 clock PM., and  
duly recorded in Vol. M 82, of Mtge on Page 2053

Fee \$12.00

By Evelyn Biehn County Clerk