

CONSENT OF MORTGAGEE

THE TRAVELERS INSURANCE COMPANY, hereinafter referred to as "Mortgagee", is the Mortgagee under a mortgage securing the real property more particularly described in Schedule "A", annexed hereto and incorporated herein, which mortgage is dated September 21, 1979, executed by FREDERICK D. EHLERS, HELEN ANN EHLERS ^{also known as Helen A. Ehlers} and SWAN LAKE MOULDING COMPANY, an Oregon corporation, and recorded September 27, 1979, Book M-79, Page 22946, Public Records of Klamath County, Oregon. For good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, Mortgagee does hereby subordinate the lien of its mortgage to the easements attached hereto on Schedule "B", but only insofar as and to the extent that they are limited to the use of existing driveways and the right to utilize and tie-into (at the boundary line between the dominant and servient properties) the underground utilities located on the servient property. Mortgagee hereby covenants and agrees that it, its successors and assigns, shall not interfere with, disturb or deny any of the rights and privileges pertaining to said easements, to the extent subordinated to herein. If the interest of FREDERICK D. EHLERS, HELEN ANN EHLERS and SWAN LAKE MOULDING COMPANY, their successors and assigns, shall be transferred to, or owned by Mortgagee, its successors and assigns, by reason of foreclosure or other proceedings brought

by Mortgagee, its successors or assigns, or in any other manner, Mortgagee shall be bound under the terms, covenants and conditions of the foregoing easements, but only to the extent subordinated to herein and not otherwise. Any foreclosure sale held pursuant to any action or proceeding to foreclose the mortgage shall be subject to the foregoing easements insofar as subordinated to herein.

IN WITNESS WHEREOF, the Mortgagee has hereunto set its hand and seal this 17th day of December, 1982.

THE TRAVELERS INSURANCE COMPANY

By J. G. Page
(J. G. Page) Second Vice President

STATE OF Connecticut

County of Hartford)

ss. Hartford on December 17th, 1982.

Personally appeared J. G. Page who being duly sworn did say that he is the Second Vice President of THE TRAVELERS INSURANCE COMPANY and that said instrument was signed in behalf of said corporation by authority of its Board of Directors; and he acknowledged said instrument to be its voluntary act and deed.

Before me:

Patricia H. Usaszar
Notary Public for Connecticut (Patricia H. Usaszar)
My Commission expires: March 31st, 1984

SCHEDULE "A"

A parcel of land lying in the Northwest quarter of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, being more particularly described as follows:

Starting at the Northwest corner of said Section 3; thence South $00^{\circ}00'30''$ East along the Westerly boundary of Section 3 and the centerline of Washburn Way, 917.42 feet to the intersection with the present centerline of Sixth Street, formerly known as the Dalles-California Highway, recorded bearing South $55^{\circ}52'30''$ East, at Engineer's Station 9+17.42 feet on Washburn Way and Engineer's Station 16+14.87 feet on Sixth Street present centerline, and continuing thence along said boundary and centerline 48.32 feet to Engineer's Station 9+65.74 feet on South boundary of Sixth Street, which is distant 40 feet at right angles Southwesterly from centerline of Sixth Street at Engineer's Station 16+41.99 feet; thence South $55^{\circ}52'30''$ East parallel to said centerline 463.02 feet to the true point of beginning of this description; thence from said true beginning point continuing South $55^{\circ}52'30''$ East parallel to said centerline 795.36 feet; thence at right angles South $34^{\circ}07'30''$ West, 204 feet; thence South $55^{\circ}52'30''$ East parallel to Sixth Street 145.00'; thence at right angles South $34^{\circ}07'30''$ West, 183.80 feet; more or less, to Northerly right of way line of the Oregon, California and Eastern Railroad; thence North $66^{\circ}57'30''$ West along said line 982.45 feet, more or less, to a point on the Easterly right of way line of Washburn Way which is 40.00 feet Easterly of said centerline; thence North $00^{\circ}00'30''$ West, along said right of way line 503.39 feet; thence South $55^{\circ}52'30''$ East, 306.22 feet; thence North $34^{\circ}07'30''$ East, 160.00 feet to the true point of beginning.

SCHEDULE "B"

PARCEL 2 - a non-exclusive easement for ingress, egress, parking and utilities over the unconstructed portions of the following described property:

A parcel of land lying in the Northwest quarter of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, being more particularly described as follows:

Starting at the Northwest corner of said Section 3; thence South 00°00'30" East along the Westerly boundary of Section 3 and the centerline of Washburn Way, 917.42 feet to the intersection with the present centerline of Sixth Street, formerly known as the Dalles-California Highway, recorded bearing South 55°52'30" East, at Engineer's Station 9+17.42 feet on Washburn Way and Engineer's Station 16+14.87 feet on Sixth Street present centerline, and continuing thence along said boundary and centerline 48.32 feet to Engineer's Station 9+65.74 feet on South boundary of Sixth Street, which is distant 40 feet at right angles Southwesterly from centerline of Sixth Street at Engineer's Station 16+41.99 feet; thence South 55°52'30" East parallel to said centerline 463.02 feet to the true point of beginning of this description; thence from said true beginning point continuing South 55°52'30" East parallel to said centerline 795.36 feet; thence at right angles South 34°07'30" West, 204 feet; thence South 55°52'30" East parallel to Sixth Street 145.00; thence at right angles South 34°07'30" West, 183.80 feet; more or less, to Northerly right of way line of the Oregon, California and Eastern Railroad; thence North 66°57'30" West along said line 982.45 feet, more or less, to a point on the Easterly right of way line of Washburn Way which is 40.00 feet Easterly of said centerline; thence North 00°00'30" West, along said right of way line 503.39 feet; thence South 55°52'30" East, 306.22 feet; thence North 34°07'30" East, 160.00 feet to the true point of beginning.

A-4739L-LP

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record

this 6 day of Jan A.D. 1982 at 3:49 o'clock P.M., and
duly recorded in Vol. M83, of Mtge on 12-303.

Fee \$16.00

EVELYN B. EHN, County Clerk

By Joyce M. Thuermer