

## MEMORANDUM OF CONTRACT

THIS INDENTURE, made and entered into this 23 day of June, 1983, by and between CHARLIE RUTLEDGE and BERYL M. RUTLEDGE (hereinafter called SELLER), and BOBBY R. KINCAID and DEANNA WRIGHT (hereinafter called BUYER);

## WITNESSETH

WHEREAS, the parties have executed a document entitled "CONTRACT OF SALE", dated 6/23, 1983, wherein SELLER has agreed to sell and BUYERS have agreed to buy, all of the following described real property situated in Klamath County, State of Oregon:

The North one-half of Lot 18, Block 8, ALTAMONT ACRES, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

Subject to the following:

1. The premises herein described are within and subject to the statutory powers, including the power of assessment, of the South Suburban Sanitary District.
2. The premises herein described are within and subject to the statutory powers, including the power of assessment, of Klamath Irrigation District.
3. Reservations and restrictions as contained in Deed recorded in Volume 125, page 391, Records of Klamath County, Oregon, including but not limited to the following:  
 "Subject, however to all contracts with the United States of America, Klamath Water Users Association and Klamath Irrigation District, relative to the reclamation and irrigation of said land, and all rights of way heretofore granted or in use at the time for roads, ditches and canals and easements therefor; and reserving to the grantors an easement and right of way for the purpose of constructing and maintaining an irrigation ditch along the boundary line or liens of the land herein before described."
4. Real Estate Contract, including the terms and provisions thereof,  
 Dated: March 14, 1979  
 Recorded: March 16, 1979  
 Volume: M79, page 5972, Microfilm Records of Klamath County, Oregon  
 Vendor: Edward W. Kyniston and Frances E. Kyniston, husband and wife  
 Vendee: Ray O'Neal Falls and Mary Jean Falls, husband and wife  
 Assignment of Contract and Deed, including the terms and provisions thereof,  
 Dated: January 12, 1981  
 Recorded: January 22, 1981  
 Volume: M81, page 1002, Microfilm Records of Klamath County, Oregon  
 To: Charlie Rutledge and Beryl M. Rutledge, husband and wife

WHEREAS, said contract has provided for the sale of certain real property therein described; and,

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WHEREAS, said contract provides, among other things, that upon payment of the sum of TWENTY ONE THOUSAND and NO/100 DOLLARS allocated to the real property, SELLER will convey to BUYER the above described real property by Warranty Deed:

NOW, THEREFORE; the parties agree that the within Memorandum is executed for the purpose of memorializing of record the execution of the contract aforesaid.

IN WITNESS WHEREOF, the parties have hereunto set their hands the day and year first above written.

CHARLIE RUTLEDGE

first above written.

*Beryl M. Rutledge*  
BERYL M. RUTLEDGE

STATE OF OREGON           )  
County of Klamath         ) ss.

On this 27th day of June, 1983, personally appeared the above named Charlie Rutledge and Beryl M. Rutledge and acknowledged the foregoing instrument to be their voluntary act and deed.

~~NOTARY~~ PUBLIC for Oregon

My Commission expires:

Bobby R. Kincaid  
BOBBY R. KINCAID

DEANNA WRIGHT

STATE OF OREGON           )  
County of Klamath         ) ss.

On this 24 day of June, 1983, personally appeared the above named Bobby R. Kincaid and Deanna Wright and acknowledged the foregoing instrument to be their voluntary act and deed.

NOTARY PUBLIC for Oregon

My Commission expires:

SELLER's name and address:

BUYER's name and address:

Charlie Rutledge

Bobby R. Kincaid

Beryl M. Rutledge

Deanna Wright

5304 Sturdivant3440 CrestKlamath Falls, Or 97601Klamath Falls, Or 97601After recording return to:

Mail tax statements to:

Mountain Title Company

Bobby R. Kincaid

407 Main Street

Deanna Wright

Klamath Falls, OR 97601

3440 CrestCity

STATE OF OREGON )

) ss.

County of Klamath )

for

recorder's

use

I certify that the within instrument  
 was received for record on the 27th day of  
June, 1983, at I:37  
P.M., and recorded in  
 book/reel/volume No. M83 on page 10015 or  
 as document/fee/file/ instrument/microfilm  
 No. 25054 Record of Deeds of said county.

Evelyn Biehn

County Clerk

Name

Title

By Sue Lewis

Fee \$12.00