

73555

THIS INDENTURE WITNESSETH: That McGorden, Inc., an Oregon corporation, aka Eternal Hills Memorial Gardens, Inc. of the County of _____, State of Oregon, for and in consideration of the sum of Five Hundred Thousand and no/100***** Dollars (\$500,000.00) to it in hand paid, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant bargain, sell and convey unto Oakdale Memorial Park, a California corporation

of the County of _____, State of California, the following described premises situated in Klamath County, State of Oregon, to-wit:

See Exhibit "A" attached

MORTGAGE



IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said County of Klamath, State of Oregon, this 30th day of April, 1987.

Witness my hand and the seal of said County of Klamath, State of Oregon, this 30th day of April, 1987.

County of _____

STATE OF OREGON

TO HAVE AND TO HOLD the above described premises unto the said Oakdale Memorial Park, a California corporation, its heirs and assigns forever.

Together with the tenements, hereditaments and appurtenances thereto belonging, or in anywise appertaining. To have and to hold the same with the appurtenances, unto the said Oakdale Memorial Park, a California corporation

its heirs and assigns forever. THIS CONVEYANCE is intended as a Mortgage to secure the payment of the sum of Five Hundred Thousand and no/100***** Dollars (\$500,000.00) in accordance with the terms of a certain promissory note of which the following is a substantial copy:

The date of maturity of the debt secured by this mortgage is the date on which the last scheduled principal payment becomes due, to-wit: December 31, 1991.

The date of maturity of the debt secured by this mortgage is the date on which the last scheduled principal payment becomes due, to-wit: December 31, 1991.

The mortgagor warrants that the proceeds of the loan represented by the above described note and this mortgage are:

- (a) ~~for the purchase of real property in the State of Oregon~~
 (b) for an organization or (even if mortgagor is a natural person) are for business or commercial purposes other than agricultural purposes.

Now, if the sum of money due upon said instrument shall be paid according to the agreement therein expressed, this conveyance shall be void; but in case default shall be made in payment of the principal or interest or any part thereof as above provided, then the said Oakdale Memorial Park,

and its legal representatives, or assigns may foreclose the Mortgage and sell the premises above described with all and every of the appurtenances or any part thereof, in the manner prescribed by law, and out of the money arising from such sale, retain the said principal, interest and attorney's fees as provided in said note, together with the costs and charges of making such sale and the surplus, if there be any, pay over to the said McGorden, Inc., its heirs or assigns.

Witness hand this 30th day of December, 1986.

*IMPORTANT NOTICE: Delete, by lining out, whichever warranty (a) or (b) is not applicable; if warranty (a) is applicable and if the mortgage is a creditor, on such word is defined in the Truth-in-Lending Act and Regulation Z, the mortgage MUST comply with the Act and Regulation by making required disclosures; for this purpose, if this instrument is to be a FIRST lien to finance the purchase of a dwelling, use Stevens-Ness Form No. 1305 or equivalent; if this instrument is NOT to be a first lien, use Stevens-Ness Form No. 1306, or equivalent.

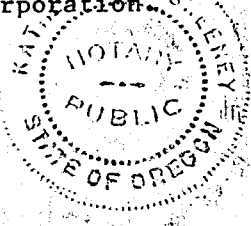
McGorden, Inc., an Oregon corp.
 By: H. Sydney McGill, President

STATE OF OREGON,
 County of Deschutes ss.

BE IT REMEMBERED, That on this 30 day of December, 1986, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named H. Sydney McGill, Jr., President of McGorden, Inc., an Oregon corporation known to me to be the identical individual described in and who executed the within instrument and acknowledged to me that he executed the same freely and voluntarily. on behalf of the corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Katherine A. Serenety
 Notary Public for Oregon.
 My Commission expires 1/26/88



MORTGAGE

(FORM No. 7)

STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

McGorden, Inc.

Oakdale Memorial Park

AFTER RECORDING RETURN TO

mtc

STATE OF OREGON,
 County of ss.

I certify that the within instrument was received for record on the day of 1986, at o'clock M., and recorded in book/reel/volume No. on page or as document/tee/file/instrument/microfilm No. Record of Mortgages of said County. Witness my hand and seal of County affixed.

NAME TITLE
 By Deputy

0-150

A tract of land in the NW $\frac{1}{4}$ of Section 18, Township 39 South, Range 10 East of the Willamette Base and Meridian, Klamath County, Oregon, and being more particularly described as follows:

Beginning at a point on the north boundary of above said Section 18, which point bears East 541.78 feet from the Northwest corner of said Section 18; thence South 183.91 feet to the most northeasterly corner of Eternal Hills Memorial Gardens; thence following along the easterly boundary of same on the following courses: South 607.44 feet; thence along the arc of a 111.93 foot radius curve to the left 147.78 feet (long chord bears S.37°49'26"E. 137.28 feet); thence along the arc of a 1191.20 foot radius curve to the left 632.03 feet (long chord bears N.89°09'08"E. 624.64 feet); thence east 55.19 feet to the easterly boundary of above said Eternal Hills Memorial Gardens; thence along same boundary projected N.0°14'05"W. 630.55 feet; thence west 50.00 feet; thence N.0°14'05"W. 260.00 feet, more or less, to the north boundary of aforesaid Section 18; thence west along said boundary 710.31 feet to the point of beginning, enclosing an area of 15.26 acres, and excepting from the above described land the north 30.00 feet thereof for road purposes.

(cemetery property)

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Company the 16th day
of April A.D., 19 87 at 2:24 o'clock P M., and duly recorded in Vol. 387
of Mortgages on Page 6479
By Evelyn Biehn, County Clerk
[Signature]

FEE \$13.00