

79723

MEMORANDUM OF FIRST AMENDMENT OF LEASE

This Memorandum of First Amendment of Lease is made and entered into on September 7, 1987, by and between GERALD ROSENCRANTZ TRUST ("Lessor"), and HAROLD BUTLER ENTERPRISES #215, INC., an Oregon corporation ("Lessee"), who agree as follows:

1. Pursuant to the provisions of that certain lease dated April 18, 1968 ("Lease") between Lessee and Lessor's predecessor in interest, Lessee is leasing that certain real property, together with all buildings, structures, and other improvements thereon and appurtenances thereto, located in the City of Klamath Falls, Klamath County, Oregon, commonly known as 2947 South Sixth Street, more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference.

2. The Lease is modified by that certain First Amendment of Lease of even date herewith ("Amendment") which provides, among other things, for a grant to Lessee of an option to extend the term for two (2) additional ten (10) year periods.

3. Each and every provision of the Amendment is incorporated into this Memorandum of First Amendment of Lease by this reference.

IN WITNESS WHEREOF, Lessor and Lessee have executed this Memorandum of First Amendment of Lease on the day and year first above written.

LESSOR

LESSEE

GERALD ROSENCRANTZ TRUST

HAROLD BUTLER ENTERPRISES #215, INC.,  
an Oregon corporation

By: Henry S. Blauer  
Trustee

By: Gerald Estow  
Vice President

By: Richard B. Solomon  
Trustee

By: Paul J. Geiger  
Assistant Secretary

STATE OF OREGON,

County of Multnomah

FORM NO. 23 — ACKNOWLEDGMENT  
STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

BE IT REMEMBERED, That on this 12th day of August, 1987, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Richard B. Solomon

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.

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



Becky G. Burk  
Notary Public for Oregon  
My Commission expires 6/17/88

County of Multnomah

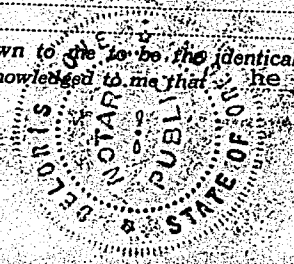
89.

17413

BE IT REMEMBERED, That on this 17th day of August, 1987,  
before me, the undersigned, a Notary Public in and for said County and State personally appeared the within  
named Henry S. Blauer

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.

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



Helene Lane  
Notary Public for Oregon.

My Commission expires Feb. 23, 1988

## EXHIBIT "A"

The following described real property situate in Klamath  
County, Oregon, to-wit:

Commencing at the Northwest Corner of Section 3, Township 39  
South, Range 9 East of the Willamette Meridian, Oregon and  
running thence S 00°00½' E along the Westerly boundary of  
Section 3, 826.8 feet, more or less, to its intersection  
with a line parallel with; and 75 feet distant at right angles  
Northeasterly from the center line of the Dalles California  
State Highway, also known as South Sixth Street, as the same  
is now located and constructed, said parallel line being  
also the Northerly right of way line of said street and high-  
way; thence S 55°52½' E along said parallel line 1550.79 feet  
to the true beginning point of this description, said point  
marking boundary between lands of Swan Lake Moulding Company  
and J. R. and Maude Brown from which point the witness monu-  
ment cross chiseled in the concrete sidewalk by the Oregon  
State Highway Department on July 15th, 1947, bears S 34°07½'  
W 10 feet; running thence from said true beginning point  
N 34°07½' E at right angles to South Sixth Street 175 feet  
along said boundary to an iron pipe on the Southerly line of  
Pershing Way; thence N 55°52½' W parallel to South Sixth Street  
along said Southerly line of Pershing Way 134.55 feet to an  
iron rod marking the boundary between the lands of Swan Lake  
Moulding Company and Sheldon and Catherine Brumbaugh; thence  
along said boundary S 34°07½' W at right angles to South  
Sixth Street 175 feet to a point on the Northerly line of  
South Sixth Street from which the witness monument cross chiseled  
by the Oregon State Highway Department bears S 34°07½' W 10  
feet; thence S 55°52½' E along the Northerly line of South  
Sixth Street 134.55 feet to the true beginning point.

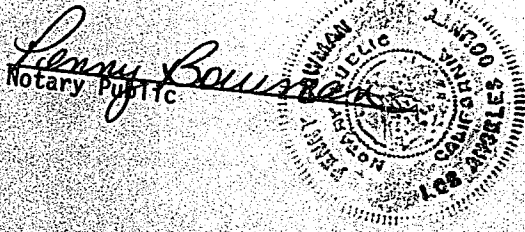
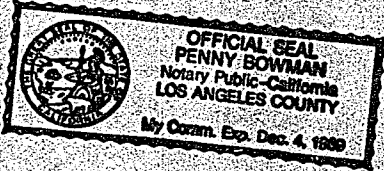
EXHIBIT A  
PAGE 1 OF 1

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STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES }

On September 9, 1987, before me, the undersigned, a Notary Public in and for said county and state, duly subscribed and sworn, personally appeared JEROLD ESTOW, known to me to be the Vice President and PAUL J. GEIGER, known to me to be the Assistant Secretary of Harold Butler Enterprises #215, Inc., the corporation that executed the within instrument pursuant to its Bylaws or Resolution of its Board of Directors.

WITNESS my hand and official seal.



STATE OF OREGON  
COUNTY OF ~~CLATSOP~~ KLAMATH }

On \_\_\_\_\_, 198\_\_\_\_, before me, the undersigned, a Notary Public in and for said county and state, duly subscribed and sworn, personally appeared HENRY S. BLAUER and RICHARD B. SOLOMON known to me to be the Trustees in the corporation that executed the within instrument pursuant to its Bylaws or Resolution of its Board of Directors.

WITNESS my hand and official seal.

Notary Public \_\_\_\_\_

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of \_\_\_\_\_  
of September \_\_\_\_\_ A.D., 19 87 at 3:52 o'clock P.M., and duly recorded in Vol. M87 day \_\_\_\_\_  
\_\_\_\_\_ Aspen Title Company  
Deeds \_\_\_\_\_ on Page 17412

FEE \$13.00

By Evelyn Biehn, County Clerk  
Sam Smith