

CANCELLATION OF CONTRACT

WHEREAS, KENNETH C. GULICK and ELIZABETH GULICK, sold by real estate contract of sale dated September 1, 1975, to DONALD W. MILLER and EVELYN M. MILLER, certain property, and

WHEREAS, the Millers, as Vendees, assigned said interest on or about July 21, 1980, to JAMES A. SMEJKAL, and

WHEREAS, the parties have a dispute as to whether certain rights remain under said contract to be paid, or to a right of first refusal, and the parties wish to complete said contract and to terminate all legal claims between each other, the parties agree as follows:

1. The contract is terminated and the attached Deeds shall be executed by both parties and delivered to the other, resulting in neither party having any claim or interest in the property of the other, excepting as specifically described in said Deeds.

2. Each party warrants that he/she is the holder of all the rights, the subject of the above described real estate contract and has the authority to enter into this transaction and to convey the interest necessary to terminate the contract and to accomplish the intents and purposes of this Agreement. To the extent necessary, each of the parties agrees to execute such other documents as may be necessary in the future to carry out the transfers contemplated herein.

3. Each of the parties, except as expressly described herein, mutually releases the other of all claims.

DATED: Aug. 9, 1990

DATED: 8-28-1990

James A. Smejkal
JAMES A. SMEJKAL

Elizabeth Gulick
ELIZABETH GULICK

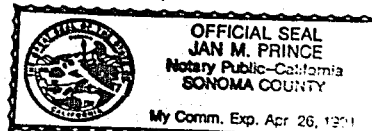
STATE OF)
COUNTY OF)

ON 8-28-90, before me, the undersigned, a Notary Public in and for said County and State, personally appeared ELIZABETH GULICK and known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Jan M. Prince
NOTARY PUBLIC

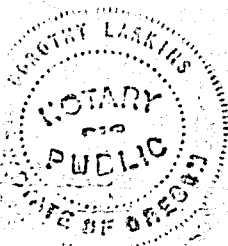
STATE OF OREGON)
COUNTY OF LANE)

ON August 9, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally



appeared JAMES A. SMEJKAL and known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Dorothy Parkinson
 NOTARY PUBLIC FOR OREGON
 My commission expires 3-4-91



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Barry D. Parkinson the 14th day
 of Sept. A.D., 19 90 at 12:39 o'clock P. M., and duly recorded in Vol. M90,
 of Deeds on Page 18499.

FEE \$33.00

Evelyn Biehn, County Clerk

By *Pauline Miller*

Return: Barry D. Parkinson
 P.O. Box 869
 Petaluma, Ca. 94953