

K-42112

STEVENS-NESS LAW PUBLISHING CO., PORTLAND, OR. 97204

Vol. 99 Page 6871  
APRIL, 19 91

28235

THIS AGREEMENT, Made and entered into this 8TH day of APRIL, 19 91,  
by and between SOUTH VALLEY STATE BANK  
hereinafter called the first party, and BANK OF AMERICA  
hereinafter called the second party; WITNESSETH:  
On or about OCTOBER 1, 19 91, SEE ATTACHED FOR VESTING  
being the owner of the following described property in KLAMATH County, Oregon, to-wit:  
SEE ATTACHED FOR LEGAL DESCRIPTION

executed and delivered to the first party his certain MORTGAGE  
(herein called the first party's lien) on said described property to secure the sum of \$ 35,000.00, which lien was  
Recorded on OCTOBER 15, 19 91, in the MORTGAGE Records of KLAMATH County,  
Oregon, in book/reel/volume No. M90 at page 20734 thereof or as document/fee/file/instrument/  
microfilm No. \_\_\_\_\_ (indicate which);

Reference to the document so recorded or filed hereby is made. The first party has never sold or assigned his said lien  
and at all times since the date thereof has been and now is the owner and holder thereof and the debt thereby secured.  
The second party is about to loan the sum of \$ 2,492,234.63 to the present owner of the property above  
described, with interest thereon at a rate not exceeding 10.0 % per annum, said loan to be secured by the said  
present owner's TRUST DEED (State nature of lien to be given, whether mortgage, trust deed, contract, security agreement or otherwise)

second party's lien) upon said property and to be repaid within not more than FIVE years from its date.

To induce the second party to make the loan last mentioned, the first party heretofore has agreed and con-  
sented to subordinate first party's said lien to the lien about to be taken by the second party as above set forth.  
NOW, THEREFORE, for value received and for the purpose of inducing the second party to make the loan  
aforesaid, the first party, for himself, his personal representatives (or successors) and assigns, hereby covenants,  
consents and agrees to and with the second party, his personal representatives (or successors) and assigns, that the  
said first party's lien on said described property is and shall always be subject and subordinate to the lien about to  
be delivered to the second party, as aforesaid, and that second party's said lien in all respects shall be first, prior  
and superior to that of the first party; provided always, however, that if second party's said lien is not duly filed or  
recorded or an appropriate financing statement thereon duly filed within 60 days after the date hereof, this sub-  
ordination agreement shall be null and void and of no force or effect.

It is expressly understood and agreed that nothing herein contained shall be construed to change, alter or im-  
pair the first party's said lien, except as hereinabove expressly set forth.  
In construing this subordination agreement and where the context so requires, the singular includes the plural;  
the masculine includes the feminine and the neuter, and all grammatical changes shall be supplied to cause this  
agreement to apply to corporations as well as to individuals.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal; if the undersigned is a cor-  
poration, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers  
duly authorized thereunto by order of its board of directors, all on this, the day and year first above written.

SOUTH VALLEY STATE BANK  
Terrie L. Hinclee  
TERRIE L. HINCLEE, SENIOR LOAN OFFICER

6872

STATE OF OREGON,

County of .....

ss.

This instrument was acknowledged before me on .....

19....., by .....

(SEAL)

Notary Public for Oregon

My commission expires .....

STATE OF OREGON,

County of KLAMATH

ss.

This instrument was acknowledged before me on APRIL 15....., 1991, by .....

TERRIE L. HINCHEE

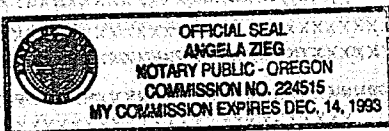
as SENIOR LOAN OFFICER

NAME OF CORPORATE OFFICE OR AGENT, PARTNER, TRUSTEE, ETC.

of SOUTH VALLEY STATE BANK

NAME OF CORPORATION, PARTNERSHIP, TRUST, ETC.

(SEAL)



Notary Public for Oregon

My commission expires 12/14/93

SUBORDINATION AGREEMENT

TO

(DON'T USE THIS SPACE; RESERVED FOR RECORDING LABEL IN COUNTIES WHERE USED.)

AFTER RECORDING RETURN TO

South Valley State Bank

5215 S. 6th St.

Klamath Falls, Oregon 97603

STATE OF OREGON,

County of .....

ss.

I certify that the within instrument was received for record on the ..... day of ....., 19....., at ..... o'clock ..... M., and recorded in book/reel/volume No. ...., on page ..... or as fee/file/instrument/microfilm/reception No. ...., Record of ..... of said County.

Witness my hand and seal of County affixed.

NAME

TITLE

By .....

Deputy

LAWRENCE C. JESPERSEN, JR. and VIOLETTE MAUREEN JESPERSEN,  
as tenants by the entirety  
KENNETH L. JESPERSEN and LORNA C. JESPERSEN,  
as tenants by the entirety  
and  
LEONARD KARL JESPERSEN and VICKY LYNN JESPERSEN,  
as tenants by the entirety

LEGAL DESCRIPTIONPARCEL 1

The SW1/4 SE1/4 of Section 5; N1/2 NE1/4, SE1/4 NE1/4 and that portion of the SW1/4 NE1/4 and the NE1/4 SE1/4 of Section 8 lying East of Swan Lake Road; and the S1/2 NW1/4 and that portion of the SW1/4 of section 9, lying East of Swan Lake Road, all being in Township 38 South, Range 10 East to the Willamette Meridian, Klamath County, Oregon, Excepting therefrom the following described tract: Beginning at a point 50 links due East from a point on the Section line 20 chains South of the Northwest corner of SW1/4 of Section 9, Township 38 South, Range 10 East of the Willamette Meridian; run thence, due East 6.50 chains; thence North 1.75 chains; thence East 5 chains; thence South 4 chains; thence West 5 chains; thence North 1.75 chains; thence West 6.50 chains; thence North .50 chains to the point of beginning.

PARCEL 2

Beginning at a point 50 links due East from a point on the Section line 20 chains South of the Northwest corner of the SW1/4 of Section 9, Township 38 South, Range 10 East of the Willamette Meridian; run thence, due East 6.50 chains; thence North 1.75 chains; thence East 5 chains; thence South 4 chains; thence West 5 chains; thence North 1.75 chains; thence West 6.50 chains; thence North .50 chains to the point of beginning.

PARCEL 3

The SE1/4 SE1/4 of Section 5, Township 38 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 4

The S1/2 SW1/4 of Section 4 and the N1/2 NW1/4 of Section 9, Township 38 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County Title Co. the 16th day  
of April A.D., 19 91 at 2:28 o'clock P. M., and duly recorded in Vol. M91  
of Mortgages on Page 6871.

FEE \$18.00

Evelyn Biehn County Clerk

By Debra M. Mulvender