

RELEASE OF WAIVER OF LANDLORD OR MORTGAGEE

WHEREAS Ken Kinsman (hereinafter called "Landlord" or "Mortgagee"), did agree on the 22nd day of March, 1990 that WESTERN BANK (hereinafter called the "Secured Party", may remove now or hereafter the following described personal property:

from the following described premises:

SEE ATTACHED EXHIBIT "D"

which Waiver was recorded on the 4th day of April, 1990, in Vol. M90 of Mortgages, Page 6162, Book of Records, Klamath County, Oregon,

AND WHEREAS said Waiver was given to WESTERN BANK for security purposes for Debtor Bart A. Fleming and Pamela K. Fleming, and the obligations secured by said Waiver now being paid in full,

NOW THEREFORE the undersigned WESTERN BANK, an Oregon Banking Corporation, does hereby release all right title and interest in the aforementioned personal property unto Ken Kinsman (Landlord or Mortgagee).

IN WITNESS HEREOF the undersigned has hereunto set its hand and corporate seal by its officer duly authorized and unto by order of its Board of Directors.

DATED: April 8, 1991

WESTERN BANK, An Oregon Banking Corporation

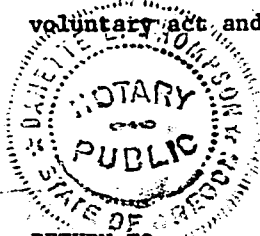
BY: [Signature]

Chuck Skyberg/ Assistant Manager

STATE OF OREGON)

COUNTY OF Klamath) ss.

On this 8th day of April, 19 91, personally appeared before me Chuck Skyberg, who being duly sworn, did say that he is the Assistant Manager of WESTERN BANK, an Oregon Banking Corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said Corporation and that said instrument was signed and sealed in behalf of said Corporation by authority of its Board of Directors and he did acknowledge said instrument to be its voluntary act and deed.



Dorette L. Thompson
NOTARY PUBLIC FOR STATE OF OREGON

My Commission Expires: 5-26-92

RETURN TO:
WESTERN BANK

PROPERTY:

EXHIBIT "D"

A parcel of land situate in Sections 6 and 7, Township 41 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

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Commencing at the Northwest corner of Section 7, Township 41 South, Range 10 East of the Willamette Meridian, thence South, 2,349.63 feet; thence East 588.53 feet to a 5/8 inch iron pin on the Northernly boundary of Lower Lake Road to the true point of beginning; thence North 32°57'50" East, 626.60 feet; thence North 30°37'40" East, 583.76 feet; thence North 2°06'10" West, 272.55 feet; thence North 26°53'30" West, 795.90 feet; thence North 00°59'20" West, 483.48 feet; thence North 30°49'50" East, 1,493.24 feet; thence North 8°30'40" West, 1,245.85 feet; thence North 26°12'20" West, to the East-West centerline of said Section 6; thence East along said East-West centerline to the most Easterly boundary of said Section 6; thence South along the East boundary of said Sections 6 and 7 to a point 30' North of the Southeast corner of said Section 7, said point being on the Northernly right of way line of Lower Lake Road also known as Merrill-Whitelake Highway; thence Northwesterly along the Northernly right of way line of said Lower Lake Road to the true point of beginning.

EXCEPTING THEREFROM:

A tract of land situated in Sections 31 and 32, Township 40 South, Range 10 East of the Willamette Meridian; Section 36, Township 40 South, Range 9 East of the Willamette Meridian; and Sections 5, 6, 7 and 8, Township 41 South, Range 10 East of the Willamette Meridian, in Klamath County, Oregon; being more particularly described as follows:

Beginning at the Initial Point, a 2" x 36" galvanized iron pipe marking the C-W 1/16 corner of Section 8, Township 41 South, Range 10 East of the Willamette Meridian, from which a brass capped monument marking the one-quarter corner common to Sections 7 and 8 bears North 89°50'46" West, 1303.94 feet; thence North 89°50'46" West, 1303.94 feet, along the East-West centerline of Section 8 to said brass capped monument; thence South 00°07'16" East 2606.20 feet, along the Section line common to Sections 7 and 8, to a 5/8" rebar; on the North right-of-way line of Lower Klamath Lake County Road; thence South 89°54'44" West 60.00 feet, along said right-of-way line, to a 5/8" rebar; thence North 00°07'16" West, 2788.05 feet to a 5/8" rebar; thence, along the arc of a 470.00 foot radius curve to the left 206.12 feet, to a 5/8" rebar; thence North 40°36'53" West, 1484.31 feet to a 5/8" rebar; thence North 20°01'00" West, 1582.71 feet to a 5/8" rebar; thence North 57°08'46" West, 1328.93 feet to a 5/8" rebar; thence North 74°53'28" West, 1150.00 feet to a 5/8" rebar; thence North 08°35'38" West, 1264.76 feet to a 5/8" rebar; thence North 26°17'08" West, 5063.80 feet to a 5/8" rebar; thence North 09°29'12" East, 881.59 feet, to a 5/8" rebar; thence North 17°26'03" East, 240.42 feet, to a 5/8" rebar; thence North 20°11'34" East, 245.76 feet, to a 5/8" rebar; thence North 36°39'18" East, 997.47 feet to a 5/8" rebar on the East-West centerline of the Northwest one-quarter of Section 31, Township

40 South, Range 10 East of the Willamette Meridian; thence North 89°58'11" East, 2593.14 feet, along said line to a 5/8" rebar marking the C-N 1/16 corner of Section 31; thence South 00°16'49" West, 1326.51 feet, along the North-South centerline of Section 31, to a 5/8" rebar marking the Center one-quarter corner of Section 31, thence North 89°50'20" East, 2637.10 feet, along the East-West centerline of Section 31, to a 5/8" rebar on the West right-of-way line of Cheyenne County Road; thence South 30.00 feet, along said right-of-way line, to a 5/8" rebar; thence North 89°50'20" East 30.00 feet to a 5/8" rebar; thence South 89°06'12" East 30.00 feet to a 5/8" rebar; thence South 89°06'12" East 1290.11 feet, along the South right-of-way line of Bussing County Road, to a 5/8" rebar; thence South 00°15'33" West, 2650.75 feet, along the North-South centerline of the Southwest one-quarter of Section 32, to a 5/8" rebar; thence South 00°35'06" East, 5299.59 feet along the North-South centerline of the West one-half of Section 5, Township 41 South, Range 10 East of the Willamette Meridian, to a 5/8" rebar marking the West 1/16 corner of Sections 5 and 8; thence South 01°21'05" East, 2622.21 feet, along the North-South centerline of the Northwest one-quarter of Section 8, to the point of beginning.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Bart A. Fleming the 14th day of May A.D., 19 91 at 4:18 o'clock P. M., and duly recorded in Vol. M91 of Mortgages on Page 9116

FEE \$13.00

Evelyn Biehn - County Clerk

By Carrie Mulender

Return: Bart A. Fleming
11003 Hwy 39
Klamath Falls, Or. 97603

Klamath
Bart A. Fleming
Pamela K. Fleming