

This agreement made and entered into on the 5th day of January 1993 by and between WESTERN BANK, (hereinafter called the "Secured Party") and Caledonia Ranch (hereinafter called "Landlord" or "Mortgagee").

1. The Landlord or Mortgagee hereby agrees that the Secured Party may remove now or hereafter the following described personal property:

640 acres cereal grain

from the following described premises:

Section 9, TWP 38S R 8 EWM

MOUNTAIN TITLE COMPANY, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

located in the City of Klamath Falls State of Oregon

- 2. The Landlord or Mortgagee agrees that the personal property described will remain personal property even though it may be affixed to or placed in, under or upon the premises.
3. The Landlord or Mortgagee hereby waives any right, title, claim, or interest in the above described personal property by reason of said personal property being attached to, resting upon or under the premises, and hereby grants the Secured Party permission to remove the personal property from the premises at any reasonable time.
4. All of the terms and conditions of this waiver agreement shall be binding on and inure to the benefit of the parties, their heirs, administrators, successors and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this waiver agreement on the day and year first written above.

LANDLORD OR MORTGAGEE Caledonia Ranch By Martha D. Smith Authorized Signature

WESTERN BANK By [Signature] Authorized Signature

STATE OF OREGON Oregon County ss:

On this 5th day of January 1993 personally appeared the above named Martha D. Smith and acknowledged the foregoing instrument to be her voluntary act and deed.

My commission expires: June 16, 1994

Before me: [Signature] Notary Public for Oregon

TPL 50 6/87 Retention - 3 Yrs. After Closure

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Co. the 14th day of Jan. 1994 at 1:51 o'clock P.M., and duly recorded in Vol. 1994 of Mortgages on Page 1628

FEE \$10.00

Evelyn Biehn County Clerk By [Signature]