

RECORDED AT THE REQUEST OF AND  
AFTER RECORDING RETURN TO:

David E. Fennell, Esq.  
Preston Gates & Ellis  
5000 Columbia Center  
701 Fifth Avenue  
Seattle WA 98104-7078

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF KLAMATH

CASE NO. 9204052 CV

RECEIVER'S CERTIFICATE

NO. 2

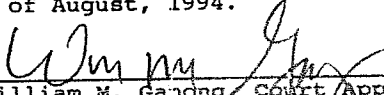
\$83,756.25

This is to certify that for value received, William M. Ganong, as Co-Receiver in the above indicated cause, and not individually, is indebted to Morgan, Cox & Slater, Ltd., in the sum of \$83,756.25. This Receiver's Certificate shall bear interest at the rate of eleven percent (11%) per annum from the date hereof.

This Certificate is part of an issue of certificates as authorized by Order of the Circuit Court for Klamath County dated June 27, 1994, (herein "Order") in an action pending in said Court, being Klamath County Circuit Court Case No. 9204052 CV in which Klamath Investments, an Oregon general partnership, is plaintiff, and O & E Corporation, an Oregon corporation, and other parties, are defendants. This Certificate is subject to and held pursuant to the terms and provisions of the Order. Payment of the indebtedness evidenced by this Certificate shall be in accordance with the Order and shall be secured by a first lien upon the receivership property described in Exhibit A.

This Certificate and all rights and liens hereunder shall be transferable by negotiation.

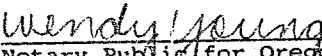
IN WITNESS WHEREOF, the Receiver has, pursuant to the Order, hereunto subscribed his name this 8th day of August, 1994.

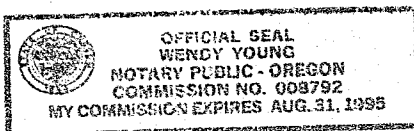
  
\_\_\_\_\_  
William M. Ganong, Court Appointed  
Co-Receiver in Klamath County Circuit  
Court Case No. 9204052 CV

STATE OF OREGON, County of Klamath) ss.

On this day personally appeared before me William M. Ganong, the court appointed Co-Receiver in Klamath County Circuit Court Case No. 9204052 CV, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this 8th day of August, 1994.

  
\_\_\_\_\_  
Wendy Young  
Notary Public for Oregon  
My Commission Expires: 8-31-95



DESCRIPTION OF PROPERTY

The following described real property situated in Klamath County, Oregon:

PARCEL 1:

All that portion of Tracts 32, 33A and 36 Enterprise Tracts situated in the NW $\frac{1}{4}$  of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at an iron pipe on the South line of said Tract 32, said point being North 89°30'45" West, a distance of 281.8 feet from the Southeast corner of said Tract 32 (this same reference is described as being West a distance of 281.7 feet by previous records), said beginning point also being on the Northwestern line of Austin Street as deeded to Klamath County by Deed Volume 229 page 300, records of Klamath County, Oregon; thence North 34°07'30" East at right angles to South Sixth Street and along the Northwestern line of Austin Street a distance of 183.08 feet to an iron pin on a point on a line that is parallel to and 180 feet distant at right angles from the east line of said Tract 32; thence North 0°20'45" East along said parallel line and along the Westerly line of Austin Street a distance of 722.70 feet to an iron pin that is South 0°20'45" West a distance of 400.02 feet from the iron pin marking the Southerly line of Shasta Way; thence North 89°39'15" West a distance of 629.67 feet to an iron pin on the Southeasterly line of Avalon Street; thence South 30°37'00" West along the Southeasterly line of Avalon Street a distance of 667.53 feet to an iron pin on the most Northerly corner of a tract described as Parcel 3 in Deed Volume 256 page 96, Klamath County Deed Records; thence South 59°23'00" East along the Northeasterly line of said tract a distance of 149.94 feet to an iron pin; thence South 30°37'00" West along the Southeasterly line of said tract a distance of 59.20 feet to an iron pin on the Northeasterly line of Pershing Way; thence South 55°52'30" East along the Northeasterly line of Pershing Way a distance of 485.15 feet to an iron pipe on the Southerly projection of the line between Tracts 32 and 36 Enterprise Tracts; thence North 0°14'30" West along said projected line a distance of 98.97 feet to an iron pipe on the Southwest corner of said Tract 32; thence South 89°30'45" East along the Southerly line of said Tract 32 a distance of 362.50 feet to the point of beginning.

PARCEL 2:

24647

A parcel of land situated in the NW 1 of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Northwest corner of said Section 3, said point being marked by a cased iron pin; thence South 0°00'30" East along the Westerly line of said Section 3 a distance of 826.80 feet to its intersection with a line parallel with and 75.0 feet distant at right angles Northeasterly from the centerline of the Klamath Falls-Lakeview Highway, also known as South Sixth Street, as the same is now located and constructed; thence South 55°52'30" East, along said parallel line a distance of 1682.84 feet to an iron pin on the Northwesterly line of Austin Street; thence North 34°07'30" East along said line a distance of 235.00 feet to an iron pin on the Northeasterly line of Pershing Way, said point being the True Point of Beginning of this description; thence North 34°07'30" East along the Northwesterly line of Austin Street a distance of 282.50 feet to an iron pipe on the Southerly line of Tract 32, Enterprise Tracts, said point being North 89°30'45" West a distance of 281.8 feet from the Southeast corner of said Tract 32 (This same reference is described as being West a distance of 281.7 feet by previous records), said point being on the Northwesterly line of that tract deeded to Klamath County by Deed Volume 229 page 300, Klamath County Deed Records, thence North 89°30'45" West along the Southerly line of said Tract 32 a distance of 362.50 feet to an iron pipe on the Southwest corner of said Tract 32; thence South 0°14'30" East along the Southerly projection of the line between Tracts 32 and 36, Enterprise Tracts, a distance of 98.97 feet to an iron pipe on the Northeasterly line of Pershing Way; thence South 55°52'30" East along said line a distance of 245.93 feet to the True Point of Beginning of this description.

PARCEL 3:

Beginning at the iron pipe marking the Southeast corner of Enterprise Tract 32 in Section 3, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and running thence West along the South line of Tract 32 a distance of 209.57 feet, more or less, to an iron pipe marking the Easterly line of Austin Street; thence North 34° 07 1/2' East along the Easterly line of Austin Street Northeasterly at right angles to the center line of South Sixth Street a distance of 161.08 feet, more or less, to an iron rod which lies on a line which is parallel to and 120 feet Westerly at right angles from the East line of Tract 32; thence North 0°20'45" East along said parallel line and the East line of Austin Street 391.3 feet, to the true point of beginning, said point of beginning being 823.0 feet South of the North line of Section 3, thence North 0°20'45" East, along said parallel line and the East line of Austin Street 500.0 feet, more or less, to a point which marks the Southwest corner of parcel of land conveyed by Swan Lake Moulding Company to William L. Wales, Jr., thence leaving the Easterly boundary of Austin Street North 89°50'30" East parallel to and 323 feet distant at right angles from the North line of Section 3 a distance of 120.0 feet to an iron rod marking the Southeast corner of said Wales parcel, on the East line of Tract 32; thence South 0°20'45" West along the East line of Tract 32, 500.0 feet to a point, said point being 823.0 feet South of the North line of Section 3; thence South 89°50'30" West on a line parallel to the North line of Section 3, a distance of 120.0 feet to the point of beginning.

EXHIBIT A

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of WM. M. Ganong the 10th day of Aug A.D., 19 94 at 11:07 o'clock A.M., and duly recorded in Vol. M94 of Mortgages on Page 24645.

FEE \$20.00

Evelyn Biehn County Clerk  
By Douglas M. Henderson