

35333

97 APR -2 P3:26 Vol. 1797 Page 9872

KNOW ALL MEN BY THESE PRESENTS, That Western Bank

the sum of Two Hundred Fourteen Thousand Ninety and 65/100 Dollars (\$214,090.65) having received as a partial payment on that certain mortgage executed by Daniel G. Brown, Trustee of the Daniel G. Brown Trust U.T.A.D. December 20, 1990 and Elouise Brown, Trustee of the Elouise Brown Trust U.T.A.D. December 20, 1990 mortgagor dated March 27, 1995, in favor of Western Bank

record of mortgages of Klamath mortgagee and recorded in book/reel/volume No. M-95 county, Oregon, on page 7837, or as fee/file/instrument/microfilm/reception No. (indicate which), on March 31, 1995, does hereby release from the lien of said mortgage, the following described premises therein described, viz:

See Attached EXHIBIT "A" (2 pages) Parcel 1,2,3

and that the remainder of said lands in said mortgage specified shall remain subject thereto as heretofore.

In construing this partial release of mortgage, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this instrument shall apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument; if a corporate grantor, it has caused its name to be signed and its seal affixed by an officer or other person duly authorized thereto by order of its board of directors.

Dated March 31, 1997.

C.R. Skyberg, AVP/Assistant Manager

STATE OF OREGON, County of Klamath

This instrument was acknowledged before me on March 31, 1997, by

This instrument was acknowledged before me on March 31, 1997, by Charles R. Skyberg

as AVP/Assistant Manager

of Western Bank



OFFICIAL SEAL  
LORI JANE THORNTON  
NOTARY PUBLIC-OREGON  
COMMISSION NO. 017093  
MY COMMISSION EXPIRES MAY 11, 1998

Notary Public for Oregon  
5-11-1998

# Partial Release of MORTGAGE

Docket No.

TO

AFTER RECORDING RETURN TO  
Dan + Elouise Brown  
3121 Crosby Ave.  
Klamath Falls, OR 97603

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

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 Mortgages of said County. Witness my hand and seal of County affixed.

By NAME TITLE Deputy

## EXHIBIT "A"

## PARCEL 1:

That certain parcel of land situated in the NW 1/4 of Section 16, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, described as follows:

Beginning at the point of intersection of a line concentric with and distant 50 feet Southwesterly, measured radially from the original located "D" center line of Southern Pacific Transportation Company's main track (Klamath Falls to Flanigan) with the Easterly line of the United States Reclamation Service Drain Ditch, 1-G-2; thence Southwesterly and Southeasterly along said Easterly line on the courses and curvature thereof as follows: South 23 degrees 09' West 580 feet to a point Southwesterly on a curve to the right, having a radius of 366.84 feet, and a central angle of 17 degrees 55' (tangent to said curve at last mentioned point is last described course), an arc distance of 114.71 feet to a point, South 41 degrees 04' West tangent to said curve at last mentioned point 377 feet, and South 40 degrees 35' 15" East 125 feet to the Northerly line of that certain 60 foot wide, unoccupied County Road (of Record), as said road existed prior to the year of 1929; thence leaving said Easterly line South 89 degrees 43' 15" East along said Northerly line 1305 feet to a line parallel and concentric with and distant 50 feet Southwesterly, measured radially and at right angles, from said center line; thence Northwesterly along said parallel and concentric line 1321 feet to the point of beginning.

Continued on next page

## EXHIBIT "A" CONTINUED

## PARCEL 2:

That certain parcel of land situated in the NW 1/4 of Section 16, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, described as follows:

Commencing at the point of intersection of a line concentric with and distant 50 feet Southwesterly, measured radially, from the original located "D" center line of Southern Pacific Transportation Company's main track (Klamath Falls to Flanigan) with the Easterly line of the United States Reclamation Service Drain Ditch, 1-G-2; thence Southwesterly and Southeasterly along said Easterly line on the courses and curvature thereof as follows: South 23 degrees 09' West 580 feet to a point, Southwesterly on a curve to the right, having a radius of 366.84 feet, and a central angle of 17 degrees 35' (tangent to said curve at last mentioned point is last described course), an arc distance of 114.71 feet to a point, South 41 degrees 04' West tangent to said curve at last mentioned point 377 feet and South 40 degrees 35' 15" East 205 feet to the Southerly line of that certain 60 foot wide, unoccupied County Road (of Record), as said road existed prior to the year of 1929, and the true point of beginning of the parcel to be described; thence leaving said Easterly line South 89 degrees 43' 15" East along said Southerly line 1305 feet to a line parallel with and distant 50 feet Southwesterly, measured at right angles, from said center line; thence South 40 degrees 35' 15" East along said parallel line 264.47 feet to a line parallel with and distant 200 feet Southerly, measured at right angles, from the Easterly prolongation of said Southerly line; thence North 89 degrees 43' 15" West along last said parallel line and the Westerly prolongation thereof 1305 feet to said Easterly line herein above described as having a bearing of South 40 degrees 35' 15" East; thence North 40 degrees 35' 15" West along said Easterly line, 264.47 feet to the true point of beginning.

## PARCEL 3:

A parcel of land situated in the NW 1/4 of Section 16, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, and being a portion of a 60 foot wide strip of land described in Book 79 at Page 145, Deed Records of Klamath County, Oregon. Said parcel being more particularly described as follows:

All of the portion of said 60 foot strip lying between the Easterly line of the United States Reclamation Service Drain, as described in said Deed, and the Westerly right of way of the Southern Pacific Railroad, Bieber Line.

CODE 172 MAP 3909-16B0 TL 2000  
CODE 172 MAP 3909-16B0 TL 2000-A1  
CODE 172 MAP 3909-16B0 TL 2000-A2

STATE OF OREGON : COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 2nd day  
of April A.D., 19 97 at 3:36 o'clock P. M., and duly recorded in Vol. M97  
of Mortgages on Page 9672

Bernetha G. Letsch, County Clerk

FEE \$20.00

by Kathleen Ross