After recording, return to: 98 FEB 24 P3:13 Vol. M98 Page 5984

Randal A. Johnson Foster Pepper & Shefelman LLP 101 SW Main, 15th Floor Portland, OR 97204-3223

Until a change is requested, send all tax statements to:

No change.

K-5/9/8 PARTIAL RELEASE OF MORTGAGE

Having received the sum of Two Hundred Thousand and 00/100 Dollars (\$200,000) as a partial payment on that certain mortgage executed by Molatore's Motel, Inc., an Oregon corporation, aka Molatores Motel, as mortgagor, in favor of Western Bank, as Lender, dated January 30, 1995 and recorded on February 1, 1995 in the Mortgage Records of Klamath County, Oregon, in Volume M95 at Page 2332, Lender does hereby release from the lien of the mortgage the real property described on the attached Exhibit A and by this reference incorporated herein in its entirety.

The remaining property encumbered by the mortgage is legally described on the attached Exhibit B and shall remain subject to the mortgage referenced above.

In construing this instrument and whenever its context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the undersigned Lender has executed this instrument as of this 13th day of February, 1998.

> WASHINGTON MUTUAL BANK, doing business and formerly known as WESTERN BANK

> By: Fred Kowal/Assistant Vice President Tts:

STATE OF OREGON

) ss. County of Klamath

This instrument was acknowledged before me on the 13th day of February, 1998 by as Asst. Vice Pres. of Washington Mutual Bank, doing business as Fred Kowal

Western Bank.

LORI JANE THORNTON NOTARY PUBLIC OREGON NOTARY PUBLIC OREGON NOTARY PUBLIC OREGON COMMISSION NO. 034099 POTATY PUBLIC TO COMMISSION EXPIRES MAY 11, 1991 Commission Expires: 5-11-1998

70079346.1

EXHIBIT A

PARCEL 1, PROPERTY LINE ADJUSTMENT 26-97, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A TRACT OF LAND BEING IN BLOCKS 32 AND 33 OF "LINKVILLE OREGON", SITUATED IN SW1/4, NE1/4, NW1/4 SE1/4 AND NE1/4 SW1/W OF SECTION 32, T38S R9EWM, KLAMATH COUNTY, OREGON, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY LINE OF SAID BLOCK 33, FROM WHICH THE MOST NORTHERLY CORNER OF SAID BLOCK 33 BEARS N39°04'30"E 261.69 FEET; THENCE S41°26'08"E 10.25 FEET; THENCE S50°41'48"E 83.26 FEET; THENCE S84°40'38"E 7.27 FEET; THENCE S43°07'05"E 13.76 FEET; THENCE S39°11'23"W 69.62 FEET; THENCE N54°27'41"W 4.80 FEET; THENCE S38°54'57"W 22.54 FEET; THENCE S63°41'04"W 30.14 FEET; THENCE S39°50'51"W 34.61 FEET; THENCE S25°45'25"W 16.36 FEET; THENCE S35°52'12"E 16.43 FEET; THENCE S39°18'22"W 27.24 FEET; THENCE S03°21'43"W 9.68 FEET; THENCE S40°35'13"W 73.38 FEET; THENCE N49°45'45"W 44.43 FEET; THENCE S40°35'13"W 73.38 FEET; THENCE N49°45'45"W 44.43 FEET; THENCE S36°06'52"W 32.33 FEET; THENCE S64°31'29"W 13.24 FEET, TO THE SOUTHERLY LINE OF SAID BLOCK 32; THENCE N50°55'30"W 69.97 FEET TO THE MOST WESTERLY CORNER OF SAID BLOCK 32; THENCE N39°04'30"E 326.31 FEET TO THE POINT OF BEGINNING, CONTAINING 34,273 SQUARE FEET.

EXHIBIT B

PARCEL 2, PROPERTY LINE ADJUSTMENT 26-97, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A TRACT OF LAND BEING IN BLOCKS 32 AND 33 OF "LINKVILLE OREGON", SITUATED IN SW1/4, NE1/4, NW1/4 SE1/4 AND NE1/4 SW1/W OF SECTION 32, T38S R9EWM, KLAMATH COUNTY, OREGON, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID BLOCK 33. THENCE S39°04'30"W 261.69 FEET; THENCE S41°26'08"E 10.25 FEET; THENCE S50°41'48"E 83.26 FEET; THENCE S84°40'38"E 7.27 FEET; THENCE S43°07'05"E 13.76 FEET; THENCE S39°11'23"W 69.62 FEET; THENCE N54°27'41"W 4.80 FEET; THENCE S38°54'57"W 22.54 FEET; THENCE S63°41'04"W 30.14 FEET: THENCE S39°50'51"W 34.61 FEET: THENCE S25°45'25"W 16.36 FEET: THENCE S35°52'12"E 16.43 FEET: THENCE S39°18'22"W 27.24 FEET; THENCE S03°21'43"W 9.68 FEET; THENCE \$40°35'13"W 73.38 FEET: THENCE \$49°45'45"W 44.43 FEET: THENCE S36°06'52"W 32.33 FEET; THENCE S64°31'29"W 13.24 FEET, TO THE SOUTHERLY LINE OF SAID BLOCK 32; THENCE S50°55'30"E 10.03 FEET, ALONG THE SOUTHERLY LINE OF SAID BLOCK 32. THENCE S39°04'30"W 26.29 FEET, TO THE NORTHERLY RIGHT OF WAY LINE OF CENTER STREET; THENCE, ALONG THE NORTHERLY RIGHT OF WAY LINE OF CENTER STREET, S63°14'30"E 128.34 FEET, ALONG THE ARC OF A CURVE TO THE LEFT, (RADIUS EQUALS 44.00 FEET AND CENTRAL ANGLE EQUALS 77°41'00") 59.66 FEET TO THE EASTERLY LINE OF SAID BLOCK 32; THENCE N39°04'30"E 543.93 FEET TO THE MOST EASTERLY CORNER OF SAID BLOCK 33; THENCE N50°55'30"W 240.00 FEET, TO THE POINT OF BEGINNING, CONTAINING 108,012 SOUARE FEET.

TOGETHER WITH: THE ENCROACHMENT AGREEMENT CONTAINED IN VOLUME M-82 PAGE 15,533.

STAT	E OF OREGON: CO	OUNTY OF KLAMA	TH · se	her trackers and			
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