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Recording requested by and
when recorded return to:

Mr. Bill Lillebo

Oregon Department of Transportation

pt: Region 4 Right of Way
63085 N. Hwy. 97, Suite 102
Bend, OR 97701

Vol M04 Page 03198

State of Oregon, County of Klamath
Recorded 01/20/2004 10:06 a m
Vol M04 Pg 3198-3203
Linda Smith, County Clerk
Fee \$ 5100 # of Pgs 6

Loan No. 712329

OREGON PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, That **MONY LIFE INSURANCE COMPANY**, a New York corporation, formerly known as The Mutual Life Insurance Company of New York, having its Home Office at 1740 Broadway, New York, New York, 10019 (hereinafter referred to as the "Mortgagee"), is the holder of that Promissory Note dated March 14, 1997, executed by Cameron A. Curtiss, husband and wife (the "Note"), in the original principal amount of One Million One Hundred Thousand and 00/100 Dollars (\$1,100,000.00), which said Note is secured by that certain Oregon Mortgage and Security Agreement (the "Mortgage") made, dated and recorded in the office of County Clerk for Klamath County, Oregon, as follows:

<u>Made by</u>	<u>Dated</u>	<u>Recorded</u>	<u>Volume</u>	<u>Page</u>	<u>Instrument No.</u>
Cameron A. Curtiss	March 14, 1997	March 18, 1997	M97	7896 ✓	34503

<u>Re-recorded</u>	<u>Volume</u>	<u>Page</u>	<u>Instrument No.</u>
March 21, 1997	M97	8384 ✓	34750

NOW, THEREFORE, for and in consideration of Ten and No/100 Dollars (\$10.00) and other valuable consideration, receipt and adequacy of which are hereby acknowledged, Mortgagee does hereby release from the aforesaid Oregon Mortgage and Security Agreement the real property located in the County of Klamath, State of Oregon, and more particularly described in Exhibit "A" attached hereto and made a part hereof by this reference.

Provided, however, that this release shall not be construed or interpreted to affect, diminish or release the balance of the security held under said Oregon Mortgage and Security Agreement, nor shall it be interpreted or construed to release, affect or diminish the personal liability of any party liable for the payment of the Promissory Note which said Oregon Mortgage and Security Agreement secures.

IN WITNESS WHEREOF, MONY Life Insurance Company, has caused this instrument to be signed on its behalf by its authorized signatory this 30th day of December, 2003.

MONY Life Insurance Company

By: Samuel J. McKinnis

DMB

Samuel J. McKinnis,
Authorized Signatory

46 C.
+S 0104-700

STATE OF WASHINGTON

03199

COUNTY OF BENTON

On this 30th day of December, 2003, before me, a Notary Public in and for said county and state, personally appeared Samuel J. McKinnis, to me personally known, who, being by me duly sworn, did say that he is an Authorized Signatory of the MONY Life Insurance Company, a New York corporation, formerly known as The Mutual Life Insurance Company of New York, and that said instrument was signed on behalf of said corporation by authority of its Board of Directors, and that he acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in said County and State the day and year last above written.



A handwritten signature of Erin R. Plumb in black ink.

Notary Public, State of Washington

Printed Name of Notary: Erin R. Plumb

My Commission Expires: 5-15-06

This instrument prepared by:

David M. Brown, Chief Counsel
MONY Agricultural Investment Advisers, Inc.
1286 Jungermann Road, Suite A
St. Peters, MO 63376

EXHIBIT A**03200**

MONY Loan No. 712329

Cameron A. Curtiss

PARCEL 1 - Fee

A parcel of land lying in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and Lot 12 of Section 4, Township 37 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property designated as Parcel 1 and described in that Bargain and Sale Deed to Cameron A. Curtiss, recorded March 25, 1993 in Book M-93, Page 6003 of Klamath County Record of Deeds; the said parcel being that portion of said property included in a strip of land variable in width, lying on the Northeasterly side of the center line of the relocated Lake of the Woods Highway, which center line is described as follows:

Beginning at Engineer's center line Station 37+000.000, said station being 579.275 meters South and 225.377 meters East of the Northwest corner of Section 4, Township 37 South, Range 7 East, W.M.; thence South 51° 44' 28" East 1000.333 meters; thence on a spiral curve right (the long chord of which bears South 47° 14' 37" East 136.822 meters) 137.160 meters; thence on a 291.088 meter radius curve right (the long chord of which bears South 20° 49' 37" East 174.244 meters) 176.956 meters; thence on a spiral curve right (the long chord of which bears South 5° 35' 24" West 136.822 meters) 137.160 meters; thence South 10° 05' 15" West 64.169 meters; thence on a spiral curve left (the long chord of which bears South 8° 45' 46" West 121.894 meters) 121.920 meters; thence on an 878.889 meter radius curve left (the long chord of which bears South 3° 00' 34" East 278.698 meters) 279.879 meters; thence on a spiral curve left (the long chord of which bears South 14° 46' 54" East 121.894 meters) 121.920 meters; thence South 16° 06' 23" East 145.672 meters; thence on a spiral curve left (the long chord of which bears South 17° 10' 26" East 121.903 meters) 121.920 meters; thence on a 1090.581 meter radius curve left (the long chord of which bears South 21° 22' 48" East 78.826 meters) 78.844 meters; thence on a spiral curve left (the long chord of which bears South 25° 35' 11" East 121.903 meters) 121.920 meters; thence South 26° 39' 14" East 92.147 meters to Engineer's center line Station 39+600.000.

The width in meters of said strip of land is as follows:

<u>Station</u>	<u>to</u>	<u>Station</u>	<u>Width on Northeasterly Side of Center Line</u>
37+142.000		37+148.000	12.192 in a straight line to 16.000
37+148.000		37+236.000	16.000 in a straight line to 15.000
37+236.000		37+420.000	15.000
37+420.000		37+425.000	15.000 in a straight line to 12.192

Bearings are based upon the Oregon Coordinate System of 1983(98), south zone.

This parcel of land contains 826 square meters, more or less.

EXHIBIT A

MONEY Loan No. 712329
Cameron A. Curtiss

03201**PARCEL 2 - Fee**

A parcel of land lying in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and Lots 6, 7, 9, and 12 of Section 4, Township 37 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property designated as Parcel 1 and described in that Bargain and Sale Deed to Cameron A. Curtiss, recorded March 25, 1993 in Book M-93, Page 6003 of Klamath County Record of Deeds; the said parcel being that portion of said property included in a strip of land variable in width, lying on each side of the center line of the relocated Lake of the Woods Highway, which center line is described in Parcel 1.

The width in meters of said strip of land is as follows:

Station	to	Station	Width on Northeasterly Side of Center Line
37+660.000		37+668.000	12.192 in a straight line to 16.000
37+668.000		37+934.000	16.000 in a straight line to 18.000
37+934.000		38+060.000	18.000 in a straight line to 24.000
38+060.000		38+100.000	24.000 in a straight line to 21.000
38+100.000		38+105.000	21.000 in a straight line to 12.192
Station	to	Station	Width on Southwesterly Side of Center Line
37+142.000		37+172.000	12.192 in a straight line to 15.000
37+172.000		37+572.000	15.000
37+572.000		37+586.000	15.000 in a straight line to 17.000
37+586.000		38+000.333	17.000 in a straight line to 19.000
38+000.333		38+060.000	19.000 in a straight line to 22.000
38+060.000		38+137.493	22.000 in a straight line to 30.500
38+137.493		38+242.000	30.500 in a straight line to 37.500
38+242.000		38+314.449	37.500 in a straight line to 36.000
38+314.449		38+384.000	36.000 in a straight line to 19.000
38+384.000		38+451.609	19.000 in a straight line to 15.240

This parcel of land contains 1.269 hectares, more or less.

EXHIBIT A

MONEY Loan No. 712329
Cameron A. Curtiss

03202

PARCEL 3 - Fee

A parcel of land lying in Lot 7 of Section 4 and Lots 4 and 5 of Section 9, Township 37 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property designated as Parcel 1 and described in that Bargain and Sale Deed to Cameron A. Curtiss, recorded March 25, 1993 in Book M-93, Page 6003 of Klamath County Record of Deeds; the said parcel being that portion of said property included in a strip of land variable in width, lying on the Easterly side of the center line of the relocated Lake of the Woods Highway, which center line is described in Parcel 1.

The width in meters of said strip of land is as follows:

Station	to	Station	Width on Easterly Side of Center Line
38+374.000		38+424.000	18.288 in a straight line to 43.000
38+424.000		38+578.000	43.000 in a straight line to 74.000
38+578.000		38+637.698	74.000 in a straight line to 60.000
38+637.698		38+713.000	60.000 in a straight line to 67.000
38+713.000		38+809.000	67.000 in a straight line to 73.000
38+809.000		38+917.577	73.000 in a straight line to 59.000
38+917.577		39+039.497	59.000 in a straight line to 77.000
39+039.497		39+100.000	77.000 in a straight line to 64.500
39+100.000		39+154.000	64.500 in a straight line to 70.000
39+154.000		39+231.000	70.000 in a straight line to 54.000

This parcel of land contains 3.191 hectares, more or less.

PARCEL 4 - Fee

A parcel of land lying in Lot 6 of Section 4, Township 37 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property designated as Parcel 1 and described in that Bargain and Sale Deed to Cameron A. Curtiss, recorded March 25, 1993 in Book M-93, Page 6003 of Klamath County Record of Deeds; the said parcel being that portion of said property included in a strip of land 18.288 meters in width, 9.144 meters on each side of the "E" center line, which center line is described as follows:

Beginning at Engineer's center line Station "E" 1+001.393, said station being 1210.933 meters South and 1026.323 meters East of the Northwest corner of Section 4, Township 37 South, Range 7 East, W.M.; thence North 41° 23' 42" East 29.357 meters; thence on a 185.000 meter radius curve right (the long chord of which bears North 59° 56' 29" East 117.667 meters) 119.767 meters; thence on an 80.000 meter radius curve left (the long chord of which bears North 55° 44' 07" East 61.880 meters) 63.537 meters; thence North 32° 58' 59" East 5.946 meters to Engineer's center line Station "E" 1+220.000.

EXCEPT therefrom Parcel 2.

Bearings are based upon the Oregon Coordinate System of 1983(98), south zone.

This parcel of land contains 2823 square meters, more or less, outside of the existing right of way for Eagle Ridge Road.

EXHIBIT A

MONY Loan No. 712329
Cameron A. Curtiss

03203

PARCEL 5 - Temporary Easement for Work Area (5 years or duration of project, whichever is sooner)

A parcel of land lying in Lot 12 of Section 4, Township 37 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property designated as Parcel 1 and described in that Bargain and Sale Deed to Cameron A. Curtiss, recorded March 25, 1993 in Book M-93, Page 6003 of Klamath County Record of Deeds; the said parcel being that portion of said property lying between lines at right angles to the center line of the relocated Lake of the Woods Highway at Engineer's Stations 37+126.000 and 37+160.000; and included in a strip of land 30.000 meters in width, lying on the Northeastly side of said center line, which center line is described in Parcel 1.

EXCEPT therefrom Parcel 1.

This parcel of land contains 549 square meters, more or less.

PARCEL 6 - Temporary Easement for Work Area (5 years or duration of project, whichever is sooner)

A parcel of land lying in Lot 12 of Section 4, Township 37 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property designated as Parcel 1 and described in that Bargain and Sale Deed to Cameron A. Curtiss, recorded March 25, 1993 in Book M-93, Page 6003 of Klamath County Record of Deeds; the said parcel being that portion of said property lying between lines at right angles to the center line of the relocated Lake of the Woods Highway at Engineer's Stations 37+161.000 and 37+178.000; and included in a strip of land 20.000 meters in width, lying on the Southwestly side of said center line, which center line is described in Parcel 1.

EXCEPT therefrom Parcel 2.

This parcel of land contains 91 square meters, more or less.

PARCEL 7 - Fee

A parcel of land lying in Lots 4 and 5 of Section 9, Township 37 South, Range 7 East, W.M., Klamath County, Oregon; the said parcel being that portion of said lots lying Easterly of Parcel 3.

This parcel of land contains 1.235 hectares, more or less.