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Vol M04 Page 56530

Unless Otherwise Requested, All
Tax Statements Shall Be Sent To:
P.O. Box 193
Crescent, OR 97733

State of Oregon, County of Klamath
Recorded 08/25/04 3:20 p m
Vol M04 Pg 56530-31
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

AFTER RECORDING, RETURN TO:
Bryant, Emerson & Fitch
P.O. Box 457
Redmond, OR 97756

**CORRECTED
MEMORANDUM OF REAL ESTATE CONTRACT OF SALE**

KNOW ALL MEN BY THESE PRESENTS, that notice is hereby given to whom it may concern that under and by virtue of a certain agreement of sale dated July 24, 2003, and recorded July 25, 2003, as Volume 52957-59, for and in consideration of the sum of \$200,000, **JACK E. McKENZIE, Successor trustee of the Kenneth A. McKenzie and Dessie E. McKenzie Family Trust U/T/D May 11, 1994**, agreed to sell to **DON KEARNEY and TRUDY L. KEARNEY, husband and wife**, in the following described real property located in Klamath County, State of Oregon:

Out Lot E and Out Lot 22, ORIGINAL TOWN OF CRESCENT, according to the official plat thereof on file in the office of the Clerk of Klamath County, Oregon, ALSO the NW 1/4 SW 1/4 of Section 30, Township 24 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING THEREFROM that portion conveyed by deed recorded in Book 294, Page 598, Deed Records of Klamath County, Oregon.

SAVE AND EXCEPT that portion deeded to Klamath County for road purposes June 24, 1966 in Book M-66 at Page 6470 and that portion of Airport Drive lying in the West corner of the NW 1/4 NW 1/4 SW 1/4 Section 30, Township 24 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

Together with all easements, rights of way and appurtenances thereto. The real property herein described is hereinafter collectively referred to as the property.

The purpose of this corrected memorandum is to correct the legal described.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON

Page 1 - CORRECTED MEMORANDUM OF REAL ESTATE CONTRACT OF SALE

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BRYANT, EMERSON & FITCH
ATTORNEYS AT LAW
888 WEST EVERGREEN AVENUE
P.O. BOX 457
REDMOND, OREGON 97756-0103
TELEPHONE (541) 548-2151
FAX (541) 548-1895

2600
Am

ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED this 30th day of July 2004.

SELLER:

JACK E. McKENZIE
JACK E. McKENZIE

PURCHASER:

DON KEARNEY
DON KEARNEY

TRUDY L. KEARNEY
TRUDY L. KEARNEY

STATE OF OREGON)

: ss.

County of Deschutes)

Personally appeared before me this 30th day of July, 2004, the above-named JACK E. McKENZIE, and acknowledged said instrument to be his voluntary act and deed.

Diane E. Sullivan
Notary Public for Oregon

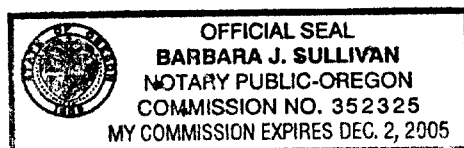


STATE OF OREGON)

:

County of Deschutes)

Personally appeared before me this 30th day of July, 2004, the above-named DON KEARNEY and TRUDY L. KEARNEY, husband and wife, and acknowledged said instrument to be their voluntary act and deed.



Barbara J. Sullivan
Notary Public for Oregon