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Vol M04 Page 64141

State of Oregon, County of Klamath  
Recorded 09/24/04 9:01 a m  
Vol M04 Pg 64141-3  
Linda Smith, County Clerk  
Fee \$ 3.00 # of Pgs 3

**AMENDED MEMORANDUM OF AGREEMENT**

KNOW ALL PERSONS BY THESE PRESENTS, that on the 12th day of August, 2004, ROBERT V. KUENZEL and ANNE R. POLLACK, (Kuenzel-Pollack), Trustees of THE KUENZEL-POLLACK FAMILY TRUST (the Trust) and PHILIP F. BENEDETTI and LAURA B. BENEDETTI, husband and wife, (Benedetti) entered into an Amendment to Property Sharing and Ownership Agreement covering that certain real property located in Klamath County, Oregon, which is more particularly described as follows:

Cabin/Lot D2, Lake of the Woods, Oregon, together with all improvements located thereon.

Original Memorandum of Agreement recorded in Volume M00 at Page 44621 of the Official Records of Klamath County, Oregon.

The parties agree that the U. S. Forest Service permit and improvements on said real property will continue to be held solely in the name of the Kuenzel-Pollack Family Trust subject to the provisions of the Property Sharing and Ownership Agreement and Amendment. Pursuant to said Agreement and Amendment the beneficiaries of the Trust other than Benedetti hold a one-half (1/2) beneficial interest in the improvements and Benedetti holds a one-half (1/2) beneficial interest in said improvements.

The consideration consists of or includes other property or value given which is the whole consideration and which is more particularly set forth in said Agreement and Amendment.

\* \* \* \* \*

**AFTER RECORDING, RETURN TO:**

*py*  
**GRANTLAND, BLODGETT & SHAW  
1818 E. McANDREWS ROAD  
MEDFORD, OR 97504**

**SEND ALL TAX STATEMENT TO:**

**Anne Pollock & Robert Kuenzel, Trustees of  
The Kuenzel-Pollack Family Trust  
98 Pine Street, Ashland, OR 97520**

-1- AMENDED MEMORANDUM OF AGREEMENT

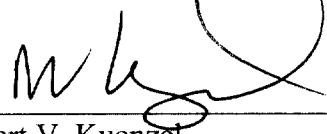
Law Offices of  
GRANTLAND, BLODGETT & SHAW, LLP  
1818 E. McAndrews Rd  
Medford, OR 97504  
(541) 773-6855


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.

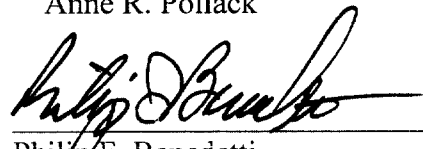
THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

IN WITNESS WHEREOF, the parties have executed this Amended Memorandum of Agreement this 12<sup>th</sup> day of August, 2004.

THE KUENZEL-POLLACK FAMILY TRUST

By   
Robert V. Kuenzel

By   
Anne R. Pollack

  
Philip F. Benedetti

  
Laura B. Benedetti

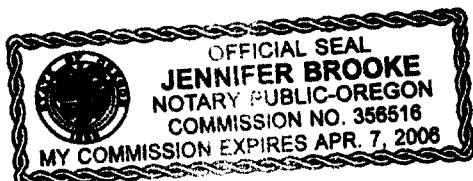
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-2- AMENDED MEMORANDUM OF AGREEMENT

64143

STATE OF OREGON            )  
                                      : ss.  
County of Jackson         )

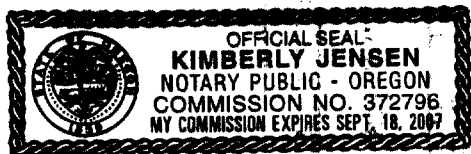
Personally appeared before me this 16 day of August, 2004, the above named ROBERT V. KUENZEL and ANNE R. POLLACK, Trustees of THE KUENZEL-POLLACK FAMILY TRUST and acknowledged the foregoing instrument to be their voluntary act and deed.



Jennifer Brooke  
Notary Public for Oregon  
My Commission Expires April 7, 2008

STATE OF OREGON            )  
                                      : ss.  
County of Jackson         )

Personally appeared before me this 12<sup>th</sup> day of August, 2004, the above named PHILIP F. BENEDETTI and LAURA B. BENEDETTI and acknowledged the foregoing instrument to be their voluntary act and deed.



Kimberly Jensen  
Notary Public for Oregon  
My Commission Expires 09-18-07

-3-       AMENDED MEMORANDUM OF AGREEMENT

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