

MT1394-9191

2007-019996

Klamath County, Oregon



00035865200700199960050058

11/27/2007 03:29:34 PM

Fee: \$41.00



(Reserved for Recording Purposes)

## PARTIAL RELEASE OF MORTGAGE

ODVA Account Number	Tax Account Number
0008163149	R498330 & R769323

IN CONSIDERATION of the sum of Five Hundred And Fifty dollars and other valuable considerations (\$550.00), the receipt whereof is hereby acknowledged, the State of Oregon, represented and acting by the Director of the Oregon Department of Veterans' Affairs, mortgagee named in a certain Mortgage bearing the date of January 2, 1975, on property located at 9350 Highway 66, Klamath Falls, Oregon 97601-9520 executed and delivered to the said Director by Earl Martin Kerns and Shirley F. Kerns, husband and wife, recorded in Klamath County, Oregon, Volume M75 Page 1251 on January 29, 1975, and a subsequent Mortgage bearing the date of July 30, 1979, on property located at 9350 Highway 66, Klamath Falls, Oregon 97601-9520, executed and delivered to the said Director by Earl Martin Kerns and Shirley F. Kerns, husband and wife, recorded in Klamath County, Oregon, Volume M79 Page 18211 on January 31, 1979 hereby releases from the operation of the said Mortgage the following-described premises included therein, to wit:

SEE EXHIBIT "A" ATTACHED:

AMERITITLE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

AFTER RECORDING RETURN TO:

CUSTOMER SERVICES  
OREGON DEPARTMENT OF VETERANS' AFFAIRS  
700 SUMMER STREET NE  
SALEM OR 97301-1285

Until a change is requested, all tax statements shall be sent to the following address:

EARL MARTIN KERNS  
9350 HWY 66  
KLAMATH FALLS OR 97601-9520

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But this release shall in no way affect or impair the right of the State of Oregon, represented and acting by the Director of the Oregon Department of Veterans' Affairs, to hold under said Mortgage as security for the sum due thereon, or to foreclose and sell under the power contained in said mortgage except that portion thereof hereby released.

IN WITNESS WHEREOF, the State of Oregon, represented and acting by the Director of the Oregon Department of Veterans' Affairs, has caused these presents to be executed October 15, 2007, at Salem, Oregon.

DIRECTOR OF OREGON DEPARTMENT OF VETERANS' AFFAIRS - Lender

By: \_\_\_\_\_

*Val Conley*  
Val Conley, Administrator, VSD

STATE OF OREGON     )  
                                  )ss.  
County of Marion     )

On October 15, 2007,

this instrument was acknowledged before me by the above-named Val Conley, Administrator, VSD, who personally appeared, and, being first duly sworn, did say that she is authorized to sign the foregoing document on behalf of the Oregon Department of Veterans' Affairs by authority of its Director.

Before me: \_\_\_\_\_

*Laurie Beach*  
Notary Public for Oregon



## EXHIBIT "A"

### DESCRIPTION FOR RELEASE OF AREA #1

A tract of land situated in the NW  $\frac{1}{4}$  of Section 27, Township 39 South, Range 8 East, of the Willamette Meridian, Klamath County, Oregon being more particularly described as follows:

Beginning at a point on the section line common to Sections 27 and 28 of Township 39 South, Range 8 East, of the Willamette Meridian, from which point the corner common to Sections 21, 22, 27, and 28 bears N 00°08'44" E, a distance of 1226.42 feet, said point also marking the most southwesterly corner of that tract of land described in Volume 216, at Page 9 of Klamath County Deed Records; thence N 38°36'00" E along the easterly line of said Volume 216, at Page 9 of Klamath County Deed Records a distance of 458.00 feet; thence S 50°56'02" E a distance of 40.79 feet to a point on the centerline of the Klamath River Wagon Road as now constructed ; thence along said centerline, S 39°03'58" W a distance of 495.35 feet to the point of curvature of a tangent curve to the right having a radius of 110.00 feet; thence continuing along said centerline and curve through a delta angle of 4°15'12" and an arc distance of 8.17 feet (the long chord of which bears S 41°11'34" W a distance of 8.16 feet) to a point on said section line common to Sections 27 and 28; thence leaving said centerline and along said section line N 00°08'44" E a distance of 58.51 feet to the point of beginning, containing 0.43 acres, more or less.

The intent of the above description is to describe that tract of land lying southeasterly of Tax Lot R-3908-02700-01400-000 and lying northwesterly of the centerline of the Klamath River Wagon Road as now constructed, all of which as shown on the map of Property Line Adjustment No. 20-05 as submitted to the Office of the Klamath County Surveyor.

## DESCRIPTION FOR RELEASE OF AREA #2

A tract of land situated in the NW ¼ of Section 27, Township 39 South, Range 8 East, of the Willamette Meridian, Klamath County, Oregon being more particularly described as follows:

Commencing at a point on the section line common to Sections 27 and 28 of Township 39 South, Range 8 East, of the Willamette Meridian, from which point the corner common to Sections 21, 22, 27, and 28 bears N 00°08'44" E, a distance of 941.85 feet, said point also marking the most southwesterly corner of that tract of land described in Volume 116, at Page 403 of Klamath County Deed Records; thence along the most southerly line of said Volume 116, at Page 403 of Klamath County Deed Records, N 75°33'52" E a distance of 294.31 feet to the True Point of Beginning of this description (N 75°36' E a distance of 295.0 feet as per Vol. 116, Page 403); thence along the easterly line of said Vol. 116 at Page 403, N 38°36'00" E a distance of 217.71 feet; thence along the southerly line of said Vol. 116 at Page 403, S 82°54'00" E a distance of 332.75 feet to the most easterly corner of said Vol. 116 at Page 403; thence S 07°41'16" W a distance 32.94 feet to a point on the centerline of the Klamath River Wagon Road as now constructed; thence along said centerline N 82°18'44" W a distance of 188.60 feet to the point of curvature of a tangent curve to the left having a radius of 200.00 feet; thence continuing along said centerline and curve through a delta angle of 58°37'18" and an arc distance of 204.63 feet (the long chord of which bears S 68°22'37" W a distance of 195.82 feet); thence continuing along said centerline S 39°03'58" W a distance of 96.80 feet; thence leaving said centerline, N 50°56'02" W a distance of 40.79 feet to the True Point of Beginning, containing 0.48 acres, more or less.

The intent of the above description is to describe that tract of land lying southeasterly of and lying southwesterly of Tax Lot R-3908-02700-01300-000 and lying northwesterly of and lying northeasterly of the centerline of the Klamath River Wagon Road as now constructed, all of which as shown on the map of Property Line Adjustment No. 20-05 as submitted to the Office of the Klamath County Surveyor.

### **DESCRIPTION FOR RELEASE OF AREA #3**

A tract of land situated in the NW  $\frac{1}{4}$  of Section 27, Township 39 South, Range 8 East, of the Willamette Meridian, Klamath County, Oregon being more particularly described as follows:

Commencing at a point on the section line common to Sections 27 and 28 of Township 39 South, Range 8 East, of the Willamette Meridian, from which point the corner common to Sections 21, 22, 27, and 28 bears N  $00^{\circ}08'44''$  E, a distance of 401.22 feet, said point also marking the most southwesterly corner of that tract of land described in Volume M83, at Page 22310 of Klamath County Deed Records; thence along the southerly line of said Volume M83, at Page 22310 of Klamath County Deed Records, S  $65^{\circ}42'55''$  E a distance of 923.35 feet to the True Point of Beginning of this description (S  $65^{\circ}47'$  E a distance of 927.43 feet as per Volume M83, at Page 22310); thence along the most southerly line of said Volume M83, at Page 22310, S  $82^{\circ}54'00''$  E a distance of 289.14 feet (284.84 feet as per Volume M83, at Page 22310) to a point on the westerly right of way line of the Round Lake Road; thence along said right of way line along the arc of a non-tangent curve to the left having a radius of 410.00 feet and central angle of  $02^{\circ}30'00''$ , an arc distance of 17.89 feet (the long chord of which bears S  $59^{\circ}00'29''$  E a distance of 17.89 feet) to a point on the centerline of the Klamath River Wagon Road as now constructed; thence leaving said right of way line and along said centerline N  $82^{\circ}18'44''$  W a distance of 402.26 feet; thence leaving said centerline N  $07^{\circ}41'16''$  E a distance of 32.94 feet to the most southeast corner of that tract of land described in Volume 116 at Page 403 of Klamath County Deed Records; thence S  $65^{\circ}42'55''$  E a distance of 100.91 feet to the True Point of Beginning, containing 0.08 acres, more or less.

The intent of the above description is to describe that tract of land lying southwesterly of Tax Lot R-3908-02700-01200-000 and lying northeasterly of the centerline of the Klamath River Wagon Road as now constructed, all of which as shown on the map of Property Line Adjustment No. 20-05 as submitted to the Office of the Klamath County Surveyor.