



00081096201000031710020026

03/11/2010 11:04:01 AM

Fee: \$42.00

## PROMISARY NOTE

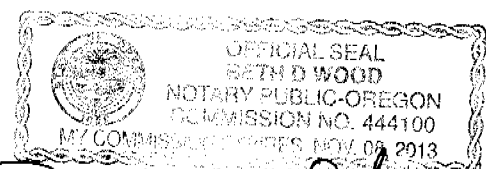
Page One of Two

RE: purchase of the 15 acre parcel, hereinafter called "the property", situated in the state of Oregon, County of Klamath and commonly known as the N $\frac{1}{2}$  / S $\frac{1}{2}$  SW $\frac{1}{4}$  SW $\frac{1}{4}$  and the E $\frac{1}{2}$  S $\frac{1}{2}$  SW $\frac{1}{4}$  Sw $\frac{1}{4}$  of Section 10, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

- DCC Holdings, Ltd/a Utah limited partnership, hereinafter named buyer, agrees to purchase the property from Charles L. Criswell and Judy L. Criswell, hereinafter named sellers, for the sum of \$30,000.00.
- Seller agrees to provide a copy of the latest title report, dated August 13, 2001, policy #38-0974-106-00001947
- Buyer agrees to pay sellers a down payment of \$4000.00 on March 10, 2010 and a payment of \$1000.00 on or before April 15, 2010. Buyers agree to continue making payments to Charles L. and Judy L. Criswell, hereinafter named lien holder, in monthly installments of \$300.00 or more, including interest at the rate of 6.25% per annum on the declining balance. Said payments to begin May 15, 2010, continuing monthly, with a 10 day grace period, until this note is paid in full.
- This note may be renegotiated at any time by either party, upon 30 days written notice. Buyers forfeit all money paid and clear title returns to Sellers if 60 days elapse without payment or renegotiation.
- Sellers request that payments be deposited directly into Sellers bank account at Bank of America, account #0048 5045 0194. There will be no pre-payment penalty.
- Sellers agree to give up all rights to the property, with the exception of any timber sale or permanent changes to the property, without prior written agreement, as long as this agreement is in effect.
- Sellers agree to sign all required documents for transfer of sole ownership of property to buyers upon payment of this note in full.

Initial:

CC JL CC



*Beth D Wood*

RETURN TO: CHARLES L. CRISWELL  
7770 SARAGUE RIVER ROAD  
CHINOQUI, OR 97624  
Returned @ Counter

Page Two of Two

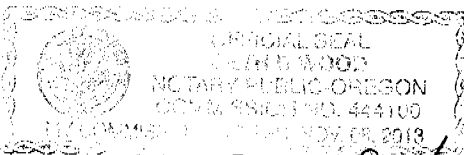
- Buyers assume all obligations for property taxes beginning with the next property tax billing, October, 2010, and for any future assessments by any government agency.
- Upon the death of both lien holders this note is to be considered paid in full and full ownership is to be transferred to buyers by the lien holders estate.

Signed: Charles L. Criswell Date 3/10/10  
Charles L Criswell

Judy L. Criswell Date 3/10/10  
Judy L. Criswell

Dave Cheney Date 3/10/10  
Dave Cheney, partner

Cherie Cheney Date 3-10-10  
Cherie Cheney, partner

  
Barb D. Wacht

OFFICIAL SEAL  
BARB D. WACHT  
NOTARY PUBLIC-OREGON  
COMM. #51017 NO. 444100  
EXPIRATION DATE: NOV. 01, 2013