

2017-006278

Klamath County, Oregon



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06/08/2017 02:25:04 PM

Fee: \$62.00

After recording, return to:
Henry and Patricia O'Keeffe
4706 Homedale Road
Klamath Falls, OR 97603

AMENDMENT TO MEMORANDUM OF LEASE AGREEMENT

THIS AMENDMENT TO MEMORANDUM OF LEASE AGREEMENT is entered into this 8th day of JUNE, 2017, by and between Henry J. and Patricia D. O'Keeffe, Trustees of the O'Keeffe Family Trust, 1983 ("Landlord"), and New Cingular Wireless PCS, LLC, a Delaware limited liability company ("Tenant").

1. Landlord and Tenant executed a Memorandum of Lease recorded on July 1, 2009, at Reception Number 2009-009014, in the Klamath County Records ("Original Memorandum"), as evidence of that certain Option and Lease Agreement dated May 24, 2009 ("Agreement"), by and between Landlord and Tenant for certain real property located at 24111 S. Malin Road, City of Malin, Klamath County, State of Oregon.

2. Landlord filed Land Partition 35-14 in the real property records of Klamath County, on June 15, 2015, at Reception Number 2015-5877, which partition revised the legal description of the real property over which Tenant maintains its leasehold interest.

3. Landlord and Tenant hereby agree to enter into this Amendment to delete the legal description set forth on Page 1 of Exhibit 1 of the Original Memorandum and replace it with the legal description set forth on the attached Exhibit 1-A. The real property legally described in the Original Memorandum is hereby released unto Landlord and replaced with the property legally described herein.

4. All other terms and conditions of the Original Memorandum, including Pages 2 and 3 of Exhibit 1 and Tenant's interest created thereby, remain unchanged and unaffected by the terms of this Amendment.

Returned at Counter

Parks + Radloff

IN WITNESS WHEREOF, Lessor and Lessee have duly executed this Amendment to Memorandum of Lease Agreement as of the day and year last written below.

"LANDLORD"

Henry J. and Patricia D. O'Keeffe,
Trustees of the O'Keeffe Family Trust, 1983

By: Henry O'Keeffe
Henry J. O'Keeffe, Trustee
Date: 06-08-17

By: Patricia D. O'Keeffe
Patricia D. O'Keeffe, Trustee
Date: 06-08-17

"TENANT"

New Cingular Wireless PCS, LLC,
a Delaware limited liability company

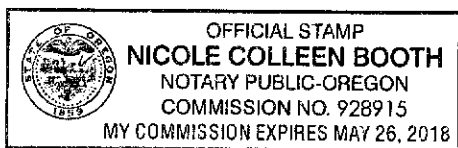
By: AT&T Mobility Corporation
Its: Manager

By: Wayne Wooten
Print Name: WAYNE WOOTEN
Its: DIRECTOR
Date: 5-24-17

STATE OF OREGON)
County of KLAMATH) ss.

On this 8th day of JUNE, 2017, before me, a Notary Public in and for the State of OREGON, personally appeared PATRICIA O'KEEFE to be the person who executed this instrument and acknowledged to be his or her free and voluntary act and deed for the uses and purposes mentioned in the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

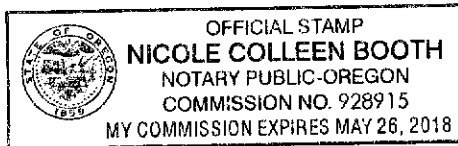


Nicole Colleen Booth
Notary Public for the State of OREGON
appointment expires: 5/26/18

STATE OF OREGON)
County of KLAMATH) ss.

On this 8th day of JUNE, 2017, before me, a Notary Public in and for the State of OREGON, personally appeared HENRY O'KEEFE to be the person who executed this instrument and acknowledged to be his or her free and voluntary act and deed for the uses and purposes mentioned in the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.



Nicole Colleen Booth
Notary Public for the State of OREGON
appointment expires: 5/26/2018

STATE OF OREGON)
County of WASHINGTON) ss.

On this 24 day of MAY, 2017, before me, a Notary Public in and for the State of OREGON, personally appeared WAYNE WOOTEN to be the person who executed this instrument and acknowledged to be his or her free and voluntary act and deed for the uses and purposes mentioned in the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.



K Leal
Notary Public for the State of My OREGON
appointment expires: 5-11-2020

EXHIBIT 1-A
Legal Description

The legal description as set forth on Page 1 of Exhibit 1 of the Original Memorandum is hereby deleted and replaced with the following legal description of the Property:

PARCEL 1:

A PARCEL OF LAND, LOCATED IN THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 22, TOWNSHIP 41 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A RAILROAD SPIKE AT THE NORTHWEST CORNER OF SECTION 22, THENCE SOUTH 89° 09' 25" EAST ALONG THE NORTH LINE OF SECTION 22 A DISTANCE OF 30.00 FEET TO A 5/8" IRON ROD WITH A YELLOW PLASTIC CAP STAMPED "AES INC" ON THE EAST RIGHT-OF-WAY LINE OF SOUTH MALIN ROAD; THENCE SOUTH 89° 09' 25" EAST ALONG THE NORTH LINE OF SECTION 22 A DISTANCE OF 320.00 FEET TO A 5/8" IRON ROD WITH A YELLOW PLASTIC CAP STAMPED "AES INC"; THENCE SOUTH 0° 31' 43" WEST A DISTANCE OF 235.00 FEET TO A 5/8" IRON ROD WITH A YELLOW PLASTIC CAP STAMPED "AES INC"; THENCE NORTH 89° 09' 25" WEST A DISTANCE OF 320.00 FEET TO A 5/8" IRON ROD WITH A YELLOW PLASTIC CAP STAMPED "AES INC" ON THE EAST RIGHT-OF-WAY LINE OF SOUTH MALIN ROAD; THENCE NORTH 89° 09' 25" WEST A DISTANCE OF 30.00 FEET TO A POINT ON THE WEST LINE OF SECTION 22 AND THE CENTERLINE OF SOUTH MALIN ROAD; THENCE NORTH 0° 31' 43" EAST ALONG THE WEST LINE OF SECTION 22 A DISTANCE OF 235.00 FEET TO THE POINT OF BEGINNING;

CONTAINS 82251 SQUARE FEET, OR 1.89 ACRES, MORE OR LESS.