

2020-008484

Klamath County, Oregon

07/13/2020 12:01:45 PM

Fee: \$117.00

When recorded return to:  
Skysol, LLC  
300 Spectrum Center Drive, Suite 1020  
Irvine, CA 92618

(Space Above for Recorder's Use)

**MEMORANDUM OF FIRST AMENDMENT TO  
LEASE AND EASEMENT FOR A SOLAR ENERGY PROJECT**

THIS MEMORANDUM OF FIRST AMENDMENT LEASE AND EASEMENT FOR A SOLAR ENERGY PROJECT (the "Memorandum of First Amendment") is made and effective as of the 10<sup>th</sup> day of March 2020 (the "First Amendment Effective Date"), by and between Don and Sharon Rajnus ("Owner") and Skysol, LLC, a Utah limited liability company, and its assigns ("Company"), each a "Party" and together, the "Parties", in accordance with the following:

WHEREAS, Owner and Company are parties to that certain Lease and Easement for a Solar Energy Project dated January 14, 2019 (the "Solar Lease"), as evidenced by that certain Memorandum of Lease and Easement for a Solar Energy Project dated January 14, 2019, recorded in the real property records of Klamath County on January 15, 2019 as Instrument 2019-000430 (the "Memorandum of Solar Lease"); and

WHEREAS, Owner and Company are parties to that certain First Amendment to Lease and Easement for a Solar Energy Project dated concurrently herewith (the "First Amendment"); and

WHEREAS, Owner and Company now desire to provide for public notice of the existence of the First Amendment.

NOW THEREFORE, in consideration of good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties acknowledge and agree to and hereby provide constructive notice of the following matters:

1. **Amendment to Exhibit A to the Solar Lease.** Exhibit A to the Solar Lease (Legal Description of Property) states that certain real property designated as map tax lot number R-4011-00000-07404-000 may be used by Company for an access road. The Parties agree that Company may use that certain real property designated as map tax lot number R-4011-00000-07404-000 for any purpose Company deems necessary for the Project pursuant to the terms of the Solar Lease. Exhibit A to the Memorandum of Solar Lease shall be deleted in its entirety

and replaced with Exhibit A attached to this Memorandum of First Amendment and incorporated herein by this reference.

2. **Notice and Binding Effect.** This Memorandum of First Amendment is prepared to give notice of the First Amendment. It shall not constitute an amendment or modification of the First Amendment. All of the terms, conditions, provisions and covenants of the First Amendment are hereby incorporated into this Memorandum of First Amendment by reference as though fully set forth herein, and the First Amendment and this Memorandum of First Amendment shall be deemed to constitute a single instrument or document. Should there be any inconsistency between the terms of this Memorandum of First Amendment and the First Amendment, the terms of the First Amendment shall prevail.

3. **Counterpart Execution.** This Memorandum of First Amendment may be executed in one or more counterparts, all of which, taken together, shall constitute one and the same instrument.

**[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]**

IN WITNESS WHEREOF, the parties hereto have executed this Memorandum of First Amendment as of the First Amendment Effective Date.

**OWNER:**

Don Rajnus  
Don Rajnus

Sharon Rajnus  
Sharon Rajnus

**COMPANY:**

SKYSOL, LLC, a Utah limited liability company

By: Hanwha Energy USA Holdings Corporation d/b/a 174 Power Global,  
a Delaware corporation

Its: Manager

By: Caryn Byler  
Name: Caryn Byler  
Its: Secretary

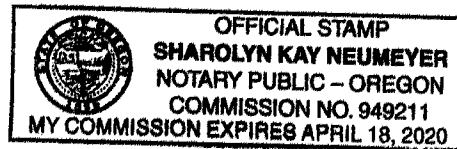
STATE OF Oregon )  
 ) SS:  
COUNTY OF Klamath )

On this 10<sup>th</sup> day of March, 2020, before me appeared Don Rajnus to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he/she executed same as his/her free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid on the day and year first above written.

Name (signature): Sharolyn Kay Neumeier  
Notary Public

My Commission Expires: April 18, 2020



PLEASE AFFIX SEAL FIRMLY AND  
CLEARLY IN THIS BOX.

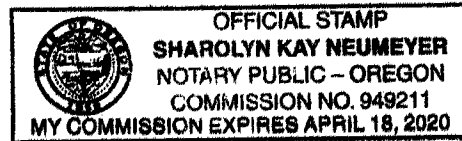
STATE OF Oregon )  
 ) SS:  
COUNTY OF Klamath )

On this 10<sup>th</sup> day of March, 2020, before me appeared Sharon Rajnus to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he/she executed same as his/her free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid on the day and year first above written.

Name (signature): Sharolyn Kay Neumeier  
Notary Public

My Commission Expires: April 18, 2020



PLEASE AFFIX SEAL FIRMLY AND  
CLEARLY IN THIS BOX.

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

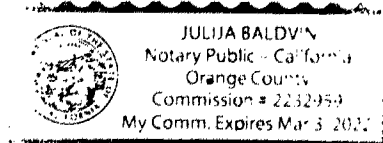
State of California  
County of Orange

On June 25, 2020 before me, Julija Baldwin, Notary Public  
(insert name and title of the officer)

personally appeared Carolyn Byun  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are  
subscribed to the within instrument and acknowledged to me that ~~he/she/they~~ executed the same in  
~~his/her/their~~ authorized capacity(ies), and that by ~~his/her/their~~ signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Baldwin (Seal)

**EXHIBIT A**  
**TO MEMORANDUM OF FIRST AMENDMENT TO**  
**LEASE AND EASEMENT FOR A SOLAR ENERGY PROJECT**

**LEGAL DESCRIPTION OF PROPERTY**

The real property comprising approximately 80 acres within:

Parcel 1 and Parcel 2 of Land Partition 110-06, being a replat of Parcel 3 of Land Partition 11-96, situated in the W1/2 of Section 35, Township 40 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, recorded January 9, 2007 as 2007-000380, records of Klamath County, Oregon.

Map Tax Lot Nos.: R-4011-00000-07404-000 and R-4011-00000-07400-000.

Once a legal description of the Property is created by a licensed surveyor at Company's sole cost and expense, Exhibit A shall automatically be replaced with the legal description of the Property without the need for a formal amendment of the Solar Lease to effectuate the revised legal description.