

68564

ASSIGNMENT OF TRUST DEED BY BENEFICIARY OR HIS SUCCESSOR IN INTEREST

MTC-1386-868

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21571

FOR VALUE RECEIVED, the undersigned who is the beneficiary or his successor in interest under that certain trust deed dated JUNE 12, 1985, executed and delivered by JULEE'S SUNBEAR RESORTS, INC., grantor, to NORTHWEST ESCROW, INC., trustee, in which IVA L. COLLINS AND WILLIAM T. TURNER on JUNE 17, 1985, in book/reel/volume No. M85 on page 9127 is the beneficiary, recorded ment/microfilm/reception No. (indicate which) of the Mortgage Records of KLAMATH County, Oregon, and conveying real property in said county described as follows:

SEE LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF AS EXHIBIT "A".

(\* as to an approximate 67.10% interest)

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hereby grants, assigns, transfers and sets over to WHITE AND ASSOCIATES, hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns, all his beneficial interest in and under said trust deed, together with the notes, moneys and obligations therein described or referred to, with the interest thereon, and all rights and benefits whatsoever accrued or to accrue under said trust deed.

The undersigned hereby covenants to and with said assignee that the undersigned is the beneficiary or his successor in interest under said trust deed and is the owner and holder of the beneficial interest therein; that he has good right to sell, transfer and assign the same, and the note or other obligation secured thereby, and that there is now unpaid on the obligations secured by said trust deed the sum of not less than \$76,000.00 with interest thereon from 11/10, 1985.

In construing this instrument and whenever the context hereof so requires, the masculine gender includes the feminine and the neuter and the singular includes the plural.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal; if the undersigned is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

DATED: NOVEMBER 7, 1986

Iva L. Collins  
IVA L. COLLINS, as to an undivided 67.10% interest (approximate)

(If executed by a corporation, affix corporate seal)

(If the signer of the above is a corporation, use the form of acknowledgment opposite.)

STATE OF OREGON,

County of Lane ss.

This instrument was acknowledged before me on 11/7, 1986, by

IVA L. COLLINS

Charlotte H. Stirling  
Notary Public for Oregon

(SEAL) My commission expires: 4/22/87

STATE OF OREGON,

County of \_\_\_\_\_ ss.

This instrument was acknowledged before me on \_\_\_\_\_, 19\_\_\_\_, by \_\_\_\_\_ as \_\_\_\_\_ of \_\_\_\_\_

Notary Public for Oregon

My commission expires: \_\_\_\_\_

(SEAL)

ASSIGNMENT OF TRUST DEED BY BENEFICIARY

Assignor

to

Assignee

AFTER RECORDING RETURN TO

Northwest Escrow Inc.  
1307 Lincoln St.  
Eugene, OR 97401

(DON'T USE THIS SPACE. RESERVED FOR RECORDING LABEL IN COUNTIES WHERE USED.)

STATE OF OREGON,

County of \_\_\_\_\_ ss.

I certify that the within instrument was received for record on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded in book/reel/volume No. \_\_\_\_\_ on page \_\_\_\_\_ or as fee/file/instrument/microfilm/reception No. \_\_\_\_\_, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

By \_\_\_\_\_ TITLE \_\_\_\_\_ Deputy

EXHIBIT "A"  
DESCRIPTION

21572

PARCEL 1:

A tract of land situated in the Southwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at an iron pin on the Easterly right of way line of the Dalles-California Highway which lies South  $19^{\circ} 24'$  East a distance of 649.2 feet from the Southwest corner of Block 8 of Chemult, Oregon, and running thence continuing South  $19^{\circ} 24'$  East along the Easterly right of way line of the Dalles-California Highway a distance of 242.4 feet to an iron pin; thence North  $70^{\circ} 36'$  East 330 feet to an iron pin on the Westerly right of way line of the S. P. R. R., which pin is also on the forty line; thence North  $20^{\circ} 54'$  West along the Westerly right of way line of the S. P. R. R., a distance of 242.4 feet to an iron pin; thence South  $70^{\circ} 36'$  West a distance of 325.6 feet more or less, to the point of beginning, said tract being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 2:

A tract of land situated in the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at a point on the Easterly right of way line of the Dalles-California Highway, which lies South  $19^{\circ} 24'$  East a distance of 1068.4 feet from the Southwest corner of Block 8, CHEMULT; thence following an arc of a  $03^{\circ} 04'$  curve to the left a distance of 23.2 feet to the true point of beginning of the tract herein described; thence continuing on the arc or a  $03^{\circ} 04'$  curve to the left, a distance of 281.1 feet to a point; thence South  $28^{\circ} 43'$  East a distance of 26 feet, more or less, to the South line of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section, Township and Range; thence East along said South line a distance of 124.2 feet more or less, to the Southeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section, Township and Range; thence North along the East line of the said SW $\frac{1}{4}$ SW $\frac{1}{4}$  363 feet to a point; thence South  $70^{\circ} 36'$  West 261.5 feet, more or less to the true point of beginning.

PARCEL 3:

A parcel of land lying in the NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 28, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon and being a portion of that property described in that deed to the State of Oregon, by and through its State Highway Commission, recorded in Book 268, page 143 of Klamath County Record of Deeds; the said parcel being described as follows:

Beginning on the Northerly line of said NW $\frac{1}{4}$ NW $\frac{1}{4}$  at a point 66.96 feet Northeasterly of (when measured at right angles to) the center line of the Dalles-California Highway, said point being 125.78 feet Westerly of (when measured along said Northerly line) the Northeast corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; thence Southeasterly parallel with said center line to a point opposite Engineer's Station 732+32.60; thence Northeasterly at right angles to said center line 83.04 feet to the Easterly line of said property; thence Northwesterly along said Easterly line to said Northerly line; thence Westerly along said Northerly line to the point of beginning.



EXHIBIT "A" CONTINUED

DESCRIPTION  
(continued)

21573

PARCEL 4:

A tract of land situated in the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at an iron pin on the Easterly right of way line of the Dalles-California Highway which lies South 19° 24' East a distance of 891 feet from the Southwest corner of Block 8 of CHEMULT, Oregon, and running thence; continuing South 19° 24' East along the Easterly right of way line of the Dalles-California Highway a distance of 176.8 feet and thence following the arc of a 3° 4' curve to the left a distance of 23.2 feet to an iron pin on the Easterly right of way line of the Dalles-California Highway; thence North 70° 36' East a distance of 261.5 feet to an iron pin on the forty line; thence North 0° 32' West along the forty line a distance of 211.4 feet to an iron pin on the Westerly right of way line of the S.P.R.R.; thence South 70° 36' West a distance of 330 feet more or less to the point of beginning, being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING FROM the above described parcels all mineral rights as reserved by Deeds recorded in Volume 105, page 177 and Volume 135, page 269, Deed Records of Klamath County, Oregon.

PARCEL 5:

A parcel within the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at the Southwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 21; thence North 00° 00' 31" East, 564.73 feet to a point on the Western right-of way of the Southern Pacific Railroad; thence Southeasterly along said Western right of way, 599.8 feet to the South line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 21; thence South 89° 35' 33" West along said South line 206.26 feet to the point of beginning.

STATE OF OREGON: COUNTY OF KLAMATH:

Filed for record at request of  
of November

A.D. 19 86

at 4:18  
Mortgages

o'clock P

M., and duly recorded in Vol.

the 21st day  
of 1986

on Page 21571  
By Evelyn Biehn, County Clerk

FEE \$13.00