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ASSIGNMENT OF TRUST DEED

RAYMOND H. POSNER and BETTY J. POSNER, husband and wife, Assignor, hereby assign unto BURKS INDUSTRIES, INC., an Oregon corporation, Assignee, its interest in that certain Trust Deed executed by Velma J. Worthington, fka Velma J. Carnagey and Otis Wayne Carnagey, as Grantor, to Bend Title Company, as Trustee, in favor of Assignor as Beneficiary, dated January 15, 1987, and recorded on February 12, 1987, in Volume M87, Page 2317, Mortgage Records of Klamath County, Oregon, given to secure the payment of \$15,000.00 and pertaining to the following described real property:

See Exhibit "A" attached hereto and incorporated herein by reference.

The remaining balance of said Trust Deed as of the 10<sup>th</sup> day of AUGUST, 1987, is the approximate amount of \$15,000.00.

This assignment is intended to secure the performance of that certain promissory note wherein Raymond H. Posner and Betty J. Posner, are the Promisees and Velma J. Worthington, fka Velma J. Carnagey and Otis Wayne Carnagey are the Promisors, as evidenced by the promissory note dated January 15, 1987. This assignment is for security purposes only. So long as the above described obligation is not in default, Velma J. Worthington, fka Velma J. Carnagey and Otis Wayne Carnagey shall have the right to use and enjoy the above described beneficial interest in said property and Assignee shall have no right to the use, enjoyment, or possession of the same.

ASSIGNMENT

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Upon full performance of the provisions of the above described obligation to Assignee, this assignment shall become null and void and of no further effect.

In the event of a default of the above described obligation, Assignee shall be entitled to exercise any and all of the remedies provided by Oregon law under the above Trust Deed.

DATED this 21 day of August, 1987.

Raymond H. Posner  
RAYMOND H. POSNER

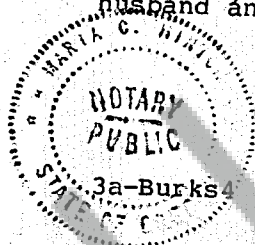
Betty J. Posner  
BETTY J. POSNER

STATE OF OREGON

County of Deschutes

) ss.  
)

The foregoing instrument was acknowledged before me 8-21, 1987, by RAYMOND H. POSNER and BETTY J. POSNER, husband and wife.



Maria C. Thiele  
Notary Public for Oregon  
My Commission expires: 12-91

After recording, return to:

MacRitchie, Petersen & Stiegler  
709 N.W. Wall Street  
Bend, OR 97701



16451

## EXHIBIT "A"

A tract of land situate in the N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 36, Township 24 S. R. 8 E.W.M., more particularly described as follows:

Beginning at a point on the North line of said Section 36 which is West a distance of 210.0 feet from the Northeast corner thereof, said point being the Northwest corner of parcel conveyed to Alvie E. Bishop, et ux by deed recorded in Volume 350 page 346, records of Klamath County, Oregon; thence continuing West along the North line of Section 36 a distance of 1587.5 feet, more or less, to the Northeast corner of tract conveyed to Douglas E. Stumbaugh, et ux by Deed Recorded in Volume M80 page 23349, records of Klamath County, Oregon; thence South, along the East line of last mentioned tract, a distance of 662.17 feet to the South line of the N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$  of said Section 36; thence East along said South line to its intersection with the Westerly line of tract conveyed to Darlene Tierce and Deanna K. Bidwell by deed recorded in Volume M83 page 16580, records of Klamath County, Oregon; thence N. 39°37' E. along the Westerly line of last mentioned tract a distance of 858.25 feet, more or less, to the point of beginning.

TOGETHER WITH: An easement for roadway purposes and utilities over and across the Northerly 16.00 feet of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 36, Township 24 South, Range 8 East of the Willamette Meridian, and also together with an easement for roadway purposes and utilities over and across the Westerly 16.00 feet of that certain tract of land conveyed to Jan Underwood and recorded in Volume M74 page 10464, Deed records of Klamath County, Oregon.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of \_\_\_\_\_ the 10th day  
of September A.D. 19 87 at 11:53 o'clock A M., and duly recorded in Vol. M87  
of Mortgages on Page 16449

FEE \$13.00

By Evelyn Biehn, County Clerk  
[Signature]