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K-41193

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ASSIGNMENT OF TRUST DEED BY BENEFICIARY OR HIS SUCCESSOR IN INTEREST

FOR VALUE RECEIVED, the undersigned who is the beneficiary or his successor in interest under that certain trust deed dated March 7, 1989, executed and delivered by LORNE BAY and RITA BAY to Bend Title Company is the beneficiary, recorded on March 17, 1989 in book/reel/volume No. M89 on page 4559 or as fee/file/instrument/microfilm/reception No. 98147 (indicate which) of the Mortgage Records of Klamath County, Oregon, and conveying real property in said county described as follows:

LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

hereby grants, assigns, transfers and sets over to RAYMOND H. POSNER and BETTY J. POSNER 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 \$ 18,500.00 with interest thereon from February 15, 1989.

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: March 16, 1989.

Floyd E. Burks  
FLOYD E. BURKS

(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 Deschutes

This instrument was acknowledged before me on March 16, 1989, by FLOYD E. BURKS

James A. Hickson  
Notary Public for Oregon

(SEAL) My commission expires: 7-16-91

STATE OF OREGON,

County of \_\_\_\_\_

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

FLOYD E. BURKS

Assignor

to

RAYMOND H. POSNER and BETTY J. POSNER

Assignee

AFTER RECORDING RETURN TO  
Bend Title Company  
P.O. Box 752  
Bend, OR 97709

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

STATE OF OREGON,  
County of \_\_\_\_\_

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 \_\_\_\_\_

Deputy

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 $\frac{1}{2}$ N $\frac{1}{2}$  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 $\frac{1}{4}$  and NW $\frac{1}{4}$ NE $\frac{1}{4}$  (NW $\frac{1}{4}$  and NE $\frac{1}{4}$ NW $\frac{1}{4}$  by record) 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 Klamath County Title Co. the 21st day  
of March A.D., 19 89 at 2:16 o'clock P.M., and duly recorded in Vol. M89,  
of Mortgages on Page 4732.  
Evelyn Biehn, County Clerk  
By Daniel M. Muckelbauer

FEE \$13.00