

STATE OF OREGON
MARION COUNTY COURTS
TRIAL COURT ADMINISTRATOR

ASSIGNMENT OF TRUST DEED BY VENDOR MAY -4 PM 3:03

DATE : April 24, 1989

DECEASED

PARTIES : MAX L. MITCHELL, personal Representative of the
Estate of EDITH MITCHELL

NOTICE

ASSIGNOR

MAX L. MITCHELL

ASSIGNEE

RECITALS:

A) WHEREAS, EDITH MITCHELL was the owner of the real property herein described and on the 10th day of August, 1982 sold the same to HENRY J. CALDWELL, JR., and DEBORAH L. CALDWELL, husband and wife, under a Trust Deed which is recorded in Klamath County Records of Deeds, said property being described as Lot 382, Block 113, Mills Addition to the City of Klamath Falls, Oregon, according to the official plat thereof on file in the Office of the County Clerk of Klamath County, Oregon on August 11, 1982, and that the present balance due is the sum of \$15,351.35, with interest from March 09, 1989.

WHEREAS, EDITH MITCHELL died in Marion County, Oregon on April 29, 1985.

B) Assignor, as Personal Representative of the Estate of EDITH MITCHELL, deceased, has succeeded to the Vendor's interest in the real property, above described.

C) Assignor, as Personal Representative of the Estate of EDITH MITCHELL, deceased, pursuant to a Decree of Distribution in Probate Case NO. 85-9367, Marion County,

Oregon, desires to assign said Trust Deed to MAX L. MITCHELL, heir and sole legatee, in accordance with the Will of EDITH MITCHELL, deceased, on file in said probate estate.

AGREEMENT:

1) ASSIGNMENT: Assignor hereby assigns his interest in said Trust Deed to Assignee;

2) COVENANTS: Assignor covenants that the Trust Deed is not in default and that the balance due thereon is \$15,351.35 with interest paid to March 09, 1989.

3) ASSIGNEE ASSUMPTION: Assignee hereby assumes the Vendor's interest and obligations under the Trust Deed and agrees to defend, indemnify and hold Assignor harmless therefrom;

4) CONSIDERATION: The true and actual consideration paid for this Assignment is - Inheritance from the estate of EDITH MITCHELL, deceased, Probate No. 85-9367, Marion County, Oregon;

5) ATTORNEY FEES: In the event action is brought to enforce any term of this Assignment, the prevailing party shall recover from the losing party, reasonable attorney fees included in such action, as set by the trial court and, in the event of an appeal, as set by the appellate courts.

ASSIGNOR:

ESTATE OF EDITH MITCHELL

Max L. Mitchell
Personal Representative

ASSIGNEE:

MAX L. MITCHELL

Max L. Mitchell

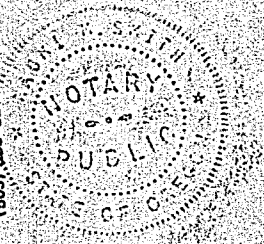
STATE OF OREGON)
) ss.
 COUNTY OF MARION)

Personally appeared the within named MAX L. MITCHELL,
 and acknowledged that he is the Personal Representative of
 the estate of EDITH MITCHELL, deceased, and that he executed
 the foregoing instrument as his voluntary act and deed.

Before me:

Laurel B. Smith
 Notary Public for Oregon
 My Commission expires: 1-19-92

LAW OFFICES OF
 HATTIE BRATZEL KREMEN
 SUITE 200, OLD GARFIELD BUILDING
 830 COTTAGE STREET, N. E.
 P. O. BOX 2258
 SALEM, OREGON 97308
 (503) 385-8216

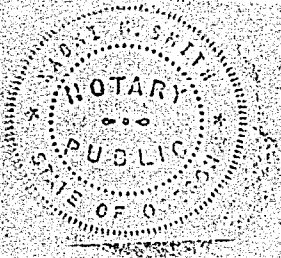


STATE OF OREGON)
) ss.
 COUNTY OF MARION)

Personally appeared the within named MAX L. MITCHELL,
 and acknowledged that he is the heir to the Estate of EDITH
 MITCHELL, deceased, and that he executed the foregoing instrument
 as his voluntary act and deed.

Before me:

Laurel B. Smith
 Notary Public for Oregon
 My Commission expires: 1-19-92



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Hattie Bratzel Kremen the 26th day
 of July A.D. 19 89 at 2:23 o'clock P. M., and duly recorded in Vol. M89
 of Mortgages on Page 13637

FEE \$18.00

Evelyn Biehn, County Clerk
 By Laurel B. Smith