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K-44377

Vol. 92 Page 18129

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 AUGUST 1, 19 92, executed and delivered by MERT W. WELCH and BARBARA L. WELCH, husband and wife, grantor, to Willamette Valley Title Company, trustee, in which THE CHICK INC., EMPLOYEES PROFIT SHARING TRUST is the beneficiary, recorded on August 14, 19 92, in book/reel/volume No. 192 or as fee/file/instrument/microfilm/reception No. 48925 (indicate which) of Mortgage Records of KLAMATH County, Oregon, and conveying real property in said county described as follows:

SEE EXHIBIT "A" HERETO ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF

~~Repeal~~ ~~xx~~

hereby grants, assigns, transfers and sets over to LEONARD J. HERBER, 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 \$ 10,860.00 with interest thereon from AUGUST 1, 1992.

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: August 4, 19 92.

THE CHICK INC., EMPLOYEES PROFIT SHARING TRUST  
By: Donald L. Herber, Trustee  
Donald L. Herber, Trustee

STATE OF OREGON,

County of MARION

ss.

FORM NO. 23 — ACKNOWLEDGMENT  
STEVENS-NESS LAW PUB. CO. PORTLAND, ORE.

BE IT REMEMBERED, That on this 4th day of August, 19 92, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Donald L. Herber, Trustee of The Chick Ins. Employees Profit Sharing Trust

known to me to be the identical individual described in and who executed the within instrument and acknowledged to me that he executed the same freely and voluntarily as such Trustee

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Maureen Braggs  
Notary Public for Oregon.

My Commission expires 2/19/94

# ASSIGNMENT OF TRUST DEED BY BENEFICIARY

THE CHICK INC., EMPLOYEES PROFIT

, OR Assignor

TO

Leonard J. Herber

Assignee

After Recording Return To  
Leonard J. Herber  
3175 Broadway St. NE  
Salem, Oregon 97303

Space Reserved  
For  
Recorder's Use

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.

Name

Title

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

## EXHIBIT "A" Order No. K-44377

## PARCEL 1:

A parcel of land situated in the SE $\frac{1}{4}$  of Section 27, Township 36 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a 3/4 inch pipe marking the center  $\frac{1}{4}$  corner of said Section 27, said point situated N 89°35'28" W 2633.10 feet and N 00°28'28" W 2641.20 feet from a 3/4 inch pipe marking the southeast corner of said Section 27; thence S 89°31'16" E 1578.31 feet to a 5/8 inch iron pin; thence continuing S 89°31'16" E 30.17 feet; thence S 06°33'10" W 550.13 feet; thence West 30.20 feet to a 5/8 inch iron pin; thence continuing West 1510.80 feet to a 5/8 inch iron pin on the West line of the SE $\frac{1}{4}$  of said Section 27; thence N 00°28'28" W 560.00 feet to the point of beginning.

The above described parcel contains 20.00 acres, more or less, with bearings based on a solar observation.

## PARCEL 2:

A parcel of land situated in the SE $\frac{1}{4}$  of Section 27, Township 36 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a 5/8 inch iron pin on the West line of the SE $\frac{1}{4}$  of said Section 27, said point situated N 89°35'28" W 2633.10 feet and N 00°28'28" W 2061.20 feet from a 3/4 inch pipe marking the Southeast corner of said Section 27; thence East 1510.80 feet to a 5/8 inch iron pin; thence continuing East 30.20 feet; thence S 06°33'10" W 583.79 feet; thence West 30.20 feet to a 5/8 inch iron pin; thence continuing West 1439.38 feet to a 5/8 inch iron pin on the West line of the SE $\frac{1}{4}$  of said Section 27; thence N 00°28'28" W 580.00 feet to the point of beginning.

The above described parcel contains 20.04 acres, more or less, with bearings based on a solar observation.

## PARCEL 3:

A parcel of land situated in the SE $\frac{1}{4}$  of Section 27, Township 36 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a 5/8 inch iron pin on the West line of the SE $\frac{1}{4}$  of said Section 27, said point situated N 89°35'28" W 2633.10 feet and N 00°28'28" W 1501.20 feet from the Southeast corner of said Section 27; thence East 1439.38 feet to a 5/8 inch iron pin; thence continuing East 30.20 feet; thence S 06°33'10" W 611.98 feet; thence West 30.20 feet to a 5/8 inch iron pin; thence continuing West 1364.51 feet to a 5/8 inch iron pin on the West line of the SE $\frac{1}{4}$  of said Section 27; thence N 00°28'28" W 608.00 feet to the point of beginning.

The above described parcel contains 19.99 acres, more or less, with bearings based on a solar observation.



## PARCEL 4:

A parcel of land situated in the SE $\frac{1}{4}$  of Section 27, Township 36 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a 3/4 inch pipe marking the East  $\frac{1}{4}$  corner of said Section 27, said point situated N 00°11'40" W 2637.81 feet from the southeast corner of said Section 27; thence N 89°31'16" W 1007.39 feet to a 5/8 inch iron pin on the North line of the SE $\frac{1}{4}$  of said Section 27; thence continuing N 89°31'16" W 30.17 feet; thence S 06°33'10" W 508.29 feet; thence East 30.20 feet to a 5/8 inch iron pin; thence continuing East 1067.01 feet to a 5/8 inch iron pin on the East line of said Section 27; thence N 00°11'40" W 496.31 feet to the point of beginning

The above described parcel contains 12.27 acres, more or less, with bearings based on a solar observation.

## PARCEL 5:

A parcel of land situated in the SE $\frac{1}{4}$  of Section 27, Township 36 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a 5/8 inch iron pin on the east line of said Section 27, said point situated N 00°11'40" W 2141.50 feet from the Southeast corner of said Section 27; thence West 1067.01 feet to a 5/8 inch iron pin; thence continuing West 30.20 feet; thence S 06°33'10" W 767.00 feet; thence East 30.20 feet to a 5/8 inch iron pin; thence continuing East 1157.13 feet to a 5/8 inch iron pin on the East line of said Section 27; thence N 00°11'40" W 762.00 feet to the point of beginning

The above described parcel contains 19.98 acres, more or less, with bearings based on a solar observation.

## PARCEL 6:

A parcel of land situated in the SE $\frac{1}{4}$  of Section 27, Township 36 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a 5/8 inch iron pin on the East line of said Section 27, said point situated N 00°11'40" W 1379.50 feet from the Southeast corner of said Section 27; thence West 1157.13 feet to a 5/8 inch iron pin; thence continuing West 30.20 feet; thence S 06°33'10" W 714.67 feet; thence East 30.20 feet to a 5/8 inch iron pin; thence continuing East 1241.10 feet to a 5/8 inch iron pin on the East line of said Section 27; thence N 00°11'40" W 710.00 feet to the point of beginning.

The above described parcel contains 20.04 acres, more or less, with bearings based on a solar observation.

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## PARCEL 7:

A parcel of land situated in the SE $\frac{1}{4}$  of Section 27, Township 36 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a  $\frac{3}{4}$  inch pipe marking the Southeast corner of said Section 27; thence N  $00^{\circ}11'40''$  W along the East line of said Section 27 669.50 feet to a  $\frac{5}{8}$  inch iron pin; thence West 1241.10 feet to a  $\frac{5}{8}$  inch iron pin; thence continuing West 30.20 feet; thence S  $06^{\circ}33'11''$  W 664.22 feet to the South line of said Section 27; thence S  $89^{\circ}35'28''$  E along the said South line 30.17 feet to a  $\frac{5}{8}$  inch iron pin; thence continuing S  $89^{\circ}35'28''$  E 1319.24 feet to the point of beginning.

The above described parcel contains 20.00 acres, more or less, with bearings based on a solar observation.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County Title Co. the 14th day  
of Aug. A.D., 19 92 at 9:06 o'clock A M., and duly recorded in Vol. M92,  
of Mortgages on Page 18129.

Evelyn Biehn County Clerk

By Quentin M. Mendenhall

FEE \$25.00