

PARTIAL ASSIGNMENT OF MORTGAGE

DATED:

PARTIES: SOUTH VALLEY STATE BANK
5215 South Sixth Street
Klamath Falls, Oregon 97601 ASSIGNOR

KLAMATH COUNTY, a political
subdivision of the State of Oregon
Courthouse Annex
305 Main Street
Klamath Falls, Oregon 97601 ASSIGNEE

RECITALS:

A. South Valley State Bank is the Assignee of that certain Assignment of Mortgage dated November 2, 1983, and recorded February 28, 1984 in Book M-84 at page 3159 of the Records of Klamath County, Oregon, wherein Wiley B. Boyett, as Mortgagee assigned the Mortgage to South Valley State Bank. The Mortgage which Wiley B. Boyett assigned to South Valley State Bank was that Mortgage wherein Cecil B. Elliott is Mortgagor, which was recorded on August 29, 1977, in Book M-77 at page 15950 of the Records of Klamath County, Oregon.

B. South Valley State Bank now desires as Assignor to assign a portion of this Mortgage and convey its interest in that portion of the Mortgage to Klamath County as a subsequent Assignee, and Klamath County desires to acquire such interest on the terms and conditions set forth below.

AGREEMENTS:

1. Assignment and Conveyance. Assignor South Valley State Bank hereby assigns and conveys its interest in the above-mentioned Mortgage only as to Lots 7, 10, 12, and 13 of Block 1, Tract No. 1164, Township 36 South, Range 11 East of the Willamette Meridian, in Section 19, Klamath County, Oregon, of the above-mentioned Mortgage to Assignee Klamath County.

2. Covenants and Warranties. Assignor South Valley State Bank covenants and warrants as follows:


- (a) It is the Assignee of the above-mentioned Mortgage.
- (b) South Valley State Bank's interest in the Mortgage is free of all liens and encumbrances, and the Mortgage is not

subject to any defenses by the Mortgagor or South Valley State Bank's Assignor, Wiley B. Boyett.

(c) The unpaid balance for the portion of the Mortgage assigned to Klamath County is \$11,532.16 with interest paid to November 1, 1978.

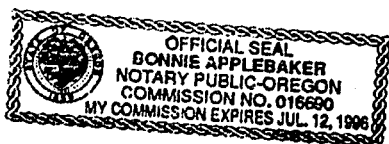
3. Consideration. The consideration paid for this Partial Assignment is the sum of \$500.00, receipt of which is acknowledged by Assignee.


4. Attorney Fees. In the event action is instituted to enforce any term of the Partial Assignment of Mortgage, the prevailing party shall recover from the losing party reasonable attorney fees incurred in such action as set by the Trial Court and in the event of an appeal, as set by the Appellate Court.


Duane Bodker
Assistant Vice-President
South Valley State Bank

STATE OF OREGON)
) ss.
County of Klamath)

BE IT REMEMBERED, that on this 14th day of January, 1993, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Duane Bodker, Assistant Vice-President of South Valley State Bank, and acknowledged the foregoing instrument to be his voluntary act and deed.




Notary Public for Oregon
My Commission expires: 7-12-96

STATE OF OREGON, ss.
County of Klamath

Filed for record at request of:

Klamath County
on this 4th day of Feb. A.D., 19 93
at 11:00 o'clock A M. and duly recorded
in Vol. M93 of Mortgages Page 2571
Evelyn Biehn County Clerk
By Pauline M. Mendenhall
Deputy.

Return to:

Klamath County Counsel
403 Pine Street, 3rd Floor
Klamath Falls, OR 97601

Fee, none

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