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01-12-94PU3:07 RCVD

Vol. m94 Page 1244

ASSIGNMENT OF TRUST DEED BY BENEFICIARY OR BENEFICIARY'S SUCCESSOR IN INTEREST

FOR VALUE RECEIVED, the undersigned who is the beneficiary or beneficiary's successor in interest under that certain trust deed dated May 15, 1990, executed and delivered by Donnie D. Heaton and Margret C. Heaton, husband and wife, grantor, to Klamath County Title Company**, trustee, in which Marshellia Ranch, an Oregon general partnership*** is the beneficiary, recorded on May 25, 1990, in book/reel/volume No. M-90 on page 10050 or as see/instrument/microfilm/reception No. 15319 (indicate which) of the Mortgage Records of Klamath County, Oregon, and conveying real property in said county described as follows:

real property described on Exhibit A, attached hereto and by this reference incorporated herein as if fully set forth.

** By Appointment of Successor Trustee, dated December 27, 1991, recorded January 14, 1992, in Vol. M-92, page 715, Mortgage Records of Klamath County, Oregon, Marshellia Ranch appoints R.N. Belcher successor trustee.

*** By Assignment of Trust Deed, dated November 15, 1990, recorded January 24, 1991, in Vol. M-91, page 1583, Mortgage Records of Klamath County, Oregon, Marshellia Ranch assigned 50% interest to Lino Bailo.

hereby grants, assigns, transfers and sets over to Richard N. Belcher, hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns, all of the 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 beneficiary's successor in interest under said trust deed and is the owner and holder of the beneficial interest therein and has the 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 \$ with interest thereon from , 19 .

In construing this instrument and whenever the context hereof so requires the singular includes the plural.

IN WITNESS WHEREOF, the undersigned has hereunto executed this document; if the undersigned is a corporation, it has caused its name to be signed and its seal affixed by an officer or other person duly authorized to do so by order of its board of directors.

This Assignment is intended to convey all of beneficiary's interest in referenced Trust Deed and Promissory Note to Richard**
DATED: , 19

** N. Belcher, individually, effective March 4, 1992

MARSELLIA RANCH, an Oregon general partnership

by

Lino Bailo
LINO BAILO

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on , 19 ,
by

This instrument was acknowledged before me on January 7, 1994,
by Richard N. Belcher

as general partner
of Marshellia Ranch, an Oregon general partnership



OFFICIAL SEAL
MARSHA COBINE
NOTARY PUBLIC - OREGON
COMMISSION NO. 010727
MY COMMISSION EXPIRES NOV. 07, 1995

Marsha Cobine

Notary Public for Oregon

My commission expires 11-7-95

STATE OF OREGON,

County of Klamath } ss.

BE IT REMEMBERED, That on this 30th day of December, 1993, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Lino Bailo

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.

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



OFFICIAL SEAL
BETH AMY DUNAWAY
NOTARY PUBLIC - OREGON
COMMISSION NO. 017491
MY COMMISSION EXPIRES AUG. 12, 1996

Beth Amy Dunaway

Notary Public for Oregon.

My Commission expires 8-12-96

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

DESCRIPTION OF PROPERTY

The following described real property situate in Klamath County, Oregon:

PARCEL 1: NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, and the N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 4, Township 41 South, Range 10 East of the Willamette Meridian.

PARCEL 2: A tract of land situated in Section 2, Township 41 South, Range 10 East of the Willamette Meridian, more particularly described as follows: That portion of the N $\frac{1}{2}$ of said section lying easterly of the Northeasterly boundary of the D-1-C Lateral deeded to the United States of America in Deed Volume 111, Page 183; and West of the Westerly right of way line of the Great Northern Railway, recorded October 13, 1932, in Deed Volume 99, page 109, records of Klamath County, Oregon. SAVING AND EXCEPTING therefrom the right of way of the K.I.D. No. 6 Drain recorded January 13, 1915, in Deed Volume 43, page 239, records of Klamath County, Oregon.

AND ALSO That portion of the S $\frac{1}{2}$ of said Section 2 lying Easterly of the Northeasterly right of way of Highway 39 and Westerly of the Westerly boundary of the K.I.D. No. 6 Drain, recorded January 13, 1915, in Deed Volume 43, page 239, records of Klamath County, Oregon, SAVING AND EXCEPTING therefrom that portion conveyed to the United States of America for the D-1-C Lateral in Deed Volume 111, page 183, records of Klamath County, Oregon.

EXCEPTING THEREFROM that portion of Tracts 19, 20, 35 and 40, and Second Street adjacent thereto of MERRILL TRACTS, according to the official plat on file in the office of the County Clerk of Klamath County, Oregon, lying Northeasterly of the Dalles-California Highway.

PARCEL 3: A portion of 19 and 20 Merrill Tracts lying Easterly of the Northeasterly right of way of Highway 39 and Westerly of the Westerly boundary of the K.I.D. No. 6 Drain, recorded January 13, 1915, in Deed Volume 43, page 239, records of Klamath County, Oregon, SAVING AND EXCEPTING therefrom that portion conveyed to the United States of America for the D-1-C Lateral in Deed Volume 111, page 183, records of Klamath County, Oregon.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of R.N. Belcher the 21st day
of Jan A.D., 19 94 at 3:07 o'clock P M., and duly recorded in Vol. M94
of Mortgages on Page 1244

Evelyn Biehn County Clerk

By Pauline M. Belcher

FEE \$15.00

Return: R.N. Belcher
815 Washburn Way
Klamath Falls, Or. 97601