

10-07-94A09:22 RCVD

After recording return to: Steven L. Philpott, Armstrong, McCullen & Philpott, P.C., 1420 Green Acres Road, Eugene, OR 97401

Name and address of person or entity holding lien or other interest created by this document: Earnest W. Wilson, Ralph W. Wilson and Maesa M. Child, c/o Ralph W. Wilson, 1401 N. Park Avenue, Eugene, OR 97404

Tax account number of property:

#### ASSIGNMENT OF TRUST DEED BY BENEFICIARY

FOR VALUE RECEIVED, RALPH W. WILSON, Personal Representative of the estate of William Casebeer Wilson, deceased, (Assignor) hereby sells, assigns, transfers and sets over without recourse to EARNEST W. WILSON, RALPH W. WILSON and MAESA M. CHILD, each as to an undivided one-third interest as tenants in common, (Assignee), their respective successors and assigns, all of Assignor's right, title and interest as Beneficiary under the following described trust deed, together with the \$200,000.00 promissory note and any other obligations secured thereby, any other agreements which secure said note and all rights, benefits and interest accrued or to accrue thereunder (hereinafter collectively referred to as the "loan"):

Trust deed dated February 20, 1991, given by John R. Gritman and Robin R. Larsen, as Grantor, to Mountain Title Company of Klamath County, as Trustee, for the benefit of William C. Wilson and Stella M. Wilson, with rights of survivorship, as Beneficiary, recorded March 1, 1991, at Vol. M91, Page 3788, Reception No. 26197, Official Records of Klamath County, Oregon, which trust deed conveys the real property described as follows:

Lots 5 and 6 in Block 25 of HOT SPRINGS ADDITION, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

1. **Escrow Collection Instructions:** The loan is currently being collected in escrow at Mountain Title Company as collection escrow file number 24924. Assignee takes this assignment subject to the escrow instructions pertaining to the loan.

In construing this instrument, wherever the context so requires, the masculine gender includes the feminine and neuter genders and the singular includes the plural. In the event suit, action or other legal proceeding is brought to interpret or enforce this instrument, the prevailing party shall recover from the losing

MOUNTAIN TITLE COMPANY, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

party the prevailing party's reasonable attorney fees, in addition to costs and disbursements allowed by law, both at trial and on any appeal therefrom.

This assignment is made pursuant to a Decree of Final Distribution in the estate of William Casebeer Wilson, Lane County Probate No. 50-94-01209. Assignor is the duly appointed and presently authorized Personal Representative of that estate.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

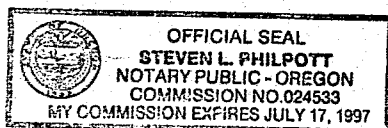
IN WITNESS WHEREOF, this instrument has been executed on this 3<sup>rd</sup> day of Oct., 1994.

ASSIGNOR:

Ralph W. Wilson  
Ralph W. Wilson, Personal  
Representative of the Estate of  
William C. Wilson, Deceased

STATE OF OREGON, County of Lane, ss.

The foregoing instrument was acknowledged before me this 3<sup>rd</sup> day of October, 1994, by Ralph W. Wilson, Personal Representative of the Estate of William C. Wilson, Deceased.



[Signature]  
Notary Public for Oregon  
My Commission Expires: 7-17-97

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Co the 7th day of Oct A.D., 19 94 at 9:22 o'clock A M., and duly recorded in Vol. M94 of Mortgages on Page 31361

FEE \$15.00

Evelyn Biehn County Clerk

By [Signature]