

After Recording Return To:

Pamela F. Spang  
Black Helterline  
1200 The Bank of California Tower  
707 S.W. Washington Street  
Portland, Oregon 97205

*K-44703*  
**TRUST DEED ASSIGNMENT AND ASSUMPTION**

THIS TRUST DEED ASSIGNMENT AND ASSUMPTION is made as of Feb. 21, 19995 between **DOUBLE J LAND & CATTLE CO.** ("Seller") and **NEW PRIME, INC.**, a Nebraska corporation ("Purchaser").

A. Purchaser has purchased the real property located in Klamath County, Oregon, more particularly described on Exhibit "A" attached hereto and made a part hereof ("Real Property").

B. The Real Property is subject to a Trust Deed between **RAINER W. SCHMID** and **LAURA L. SCHMID** ("Grantors"), and **FRED W. KOEHLER** ("Beneficiary") dated December 20, 1990 ("Trust Deed"), recorded on January 14, 1991 in Volume M91, Page 895, Records of Klamath County, Oregon, which secures a Promissory Note dated December 20, 1990 in the original amount of \$9,600 ("Note").

C. Purchaser has agreed to assume the principal and interest payments required under the Note.

**Agreement**

For valuable consideration, the receipt of which is hereby acknowledged:

(a) Seller hereby assigns its obligations under the Note and Trust Deed to Purchaser; and

(b) Purchaser hereby agrees to assume the obligations of Seller under the Note and Trust Deed and agrees to make payments due to Beneficiary under the Note.

**SELLER:**

**DOUBLE J LAND & CATTLE CO.**

By *Patrick J. Juhl*  
**Patrick J. Juhl**  
Authorized Representative

**PURCHASER:**

**NEW PRIME, INC.**  
a Nebraska corporation

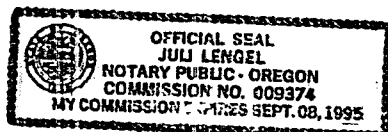
By *Arthur C. ...*  
Title: *Attorney*

STATE OF OREGON )

County of Lamath )

ss.

Personally appeared the above-named Patrick J. Juhl, who executed the within instrument on behalf of Double J Land & Cattle Co., and acknowledged that he executed the same, having full authority to do so, before me on March 3, 1995, 1995.



Juli Lengel  
Notary Public for Oregon

My Commission Expires: 9-8-95

STATE OF ~~OREGON~~ Missouri )County of Greene )

ss.

Personally appeared the above-named Arthur Curtis, who executed the within instrument as Attorney of New Prime, Inc., and acknowledged that he executed the same, having full authority to do so, before me on February 21, 1995.

Dary Steelman  
Notary Public for ~~Oregon~~ Missouri

My Commission Expires: 1/28/99

d140\dpr12(2.14.95)

## EXHIBIT "A"

## PARCEL 1

That portion of Government Lots 23 and 28 lying West of Highway #97, situated in the SE1/4 of Section 16, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon.

d140\dp13

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County Title Co the 3rd day  
of March A.D., 19 95 at 2:40 o'clock P M., and duly recorded in Vol. M95,  
of Mortgages on Page 4767.

FEE \$20.00

Bernetha G. Letsch, County Clerk  
By Bernetha G. Letsch