

NE

8527

11-01-95A11:46 RCVD

Vol 1195 Page 29915

## 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 JUNE 29, 1990, executed and delivered by D & S PROPERTIES A PARTNERSHIP to MOUNTAIN TITLE CO. OF KLAMATH COUNTY, grantor, CHARLES D. WHITEMORE & BONNIE J. WHITEMORE, trustee, in which on JUNE 29, 1990, in book/reel/volume No. M 70 on page 12872 or as fee/file/instrument/microfilm/reception No. \_\_\_\_\_ (indicate which) of the Mortgage Records of KLAMATH County, Oregon, and conveying real property in said county described as follows:

Lots 428, 429, 430, Block 126, MILLS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon

Tax Account No: 3809 033AD 10500

This Trust Deed is an All-Inclusive Trust Deed and is being recorded second and junior to a first Mortgage in favor of First Federal Savings and Loan Association.

See Exhibit "A" attached hereto and by this reference made a part hereof

CHARLES DOUGLAS WHITEMORE, TRUSTEE, OR HIS SUCCESSORS IN TRUST, UNDER THE WHITEMORE LOVING TRUST DATED 9-15-95 AND ANY AMENDMENTS THERE TO, 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 \$ 1.00 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.

DATED: NOV. 1, 1995

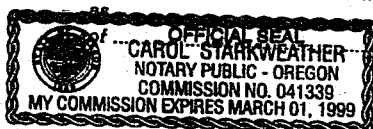
Charles D. Whitemore

STATE OF OREGON, County of Klamath ) SS.

This instrument was acknowledged before me on 11-1, 1995

by Charles D. Whitemore

This instrument was acknowledged before me on \_\_\_\_\_, 19\_\_\_\_.



Carol Starkweather

Notary Public for Oregon  
My commission expires 3-1-99

### ASSIGNMENT OF TRUST DEED BY BENEFICIARY

CHARLES & BONNIE WHITEMORE

Assignor

to

WHITEMORE LOVING TRUST

Assignee

AFTER RECORDING RETURN TO

WHITEMORE LOVING TRUST  
P.O. Box 634  
KLAMATH FALLS, ORE. 97601

(DON'T USE THIS SPACE; RESERVED FOR RECORDING LABEL IN COUNTIES WHERE USED.)

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

23916

12874

EXHIBIT "A"

THIS TRUST DEED IS AN "ALL INCLUSIVE TRUST DEED" AND IS SECOND AND SUBORDINATE TO THE MORTGAGE NOW OF RECORD DATED JUNE 17, 1976 AND RECORDED JUNE 17, 1976 IN VOLUME M76, PAGE 8982, MICROFILM RECORDS OF KLAMATH COUNTY, OREGON IN FAVOR OF FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION, AS MORTGAGEE.

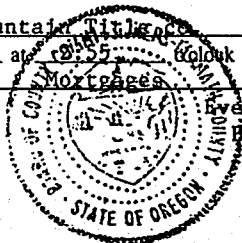
CHARLES D. WHITEMORE AND BONNIE J. WHITEMORE, HUSBAND AND WIFE, BENEFICIARY, HEREIN AGREE TO PAY, WHEN DUE, ALL PAYMENTS DUE UPON THE SAID MORTGAGE IN FAVOR OF FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION AND WILL SAVE GRANTOR HEREIN, D & S PROPERTIES, a PARTNERSHIP, HARMLESS THEREFROM.

SHOULD THE SAID BENEFICIARY HEREIN DEFAULT IN MAKING ANY PAYMENTS DUE UPON SAID PRIOR MORTGAGE, GRANTOR HEREIN MAY MAKE SAID DELINQUENT PAYMENTS AND ANY SUMS SO PAID BY GRANTOR HEREIN SHALL THEN BE CREDITED UPON THE SUMS NEXT TO BECOME DUE UPON THE NOTE SECURED BY THIS TRUST DEED.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title & Trust Co. the 29th day  
of June A.D., 19 90 at 12:55 o'clock P. M., and duly recorded in Vol. M90  
of Mortgages on Page 12872.

FEE \$18.00



Evelyn Biehn County Clerk

By Barbara Mueller

INDEXED:

D. / I. /

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Charles Whittemore the 1st day  
of November A.D., 19 95 at 11:46 o'clock A. M., and duly recorded in Vol. M95  
of Mortgages on Page 29915.

FEE \$15.00

Bernetha G. Letsch, County Clerk

By Annette Mueller