

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 _____, 19____, executed and delivered by Arthur R. Cruz and Divinia S. Cruz, husband and wife, grantor, to MOUNTAIN TITLE COMPANY OF KLAMATH COUNTY, trustee, in which ROBERT J. MULLEN is the beneficiary, recorded on Nov 22, 1995, in volume No. M95 on page 32091 or as instrument No. 9539 of the Mortgage Records of Klamath County, State of Oregon, and conveying real property in said county described as follows:

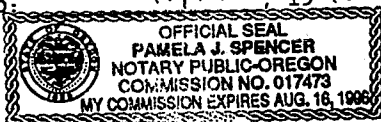
Lot 3 in Block 6 of BELLA VISTA TRACT NO. 1235, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

hereby grants, assigns, transfers and sets over to Kerry S. Penn dba Eli Property Co., hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns 50.8% of the beneficial interest in and under said trust deed, together with the notes, moneys and obligations therein described or referred to, with 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 obligation secured by said trust deed the sum of not less than \$11,750.00 which represents 49.8% with interest thereon from November 20, 1995.

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: 11/17, 1995

Robert J. Mullen

STATE OF OREGON, County of Klamath) ss.
This instrument was acknowledged before me on 11/17, 1995
by Robert J. Mullen
This instrument was acknowledged before me on _____, 19____
by _____
as _____
of _____

Pamela J. Spencer
Notary Public of Oregon
My commission expires 8/16/96

ASSIGNMENT OF TRUST DEED BY BENEFICIARY
Assignor: Robert J. Mullen

STATE OF OREGON,)
County of Klamath) ss

to
Assignee: Kerry S. Penn, dba Eli Property Co.

I certify that the within instrument was received for record on the 22nd day of November, 1995, at 3:50 o'clock P M, and recorded in book/reel /volume No. M95 on page 32094 or as fee/file/instrument/microfilm/reception No. 9540, Record of Mortgages of said County.
Witness by my hand and seal of County affixed

AFTER RECORDING RETURN TO:

MOUNTAIN TITLE COMPANY
COLLECTION ESCROW #36738-A

Bernetha G. Letsch Co Clerk
NAME TITLE

By Annette Mueller Deputy

Fees: \$10.00

11-22-95P03:50 RCVD