

96 JUL -5 AM 1:13

FOR VALUE RECEIVED, the undersigned who is the beneficiary or beneficiary's successor in interest under that certain trust deed dated June 19, 1996, executed and delivered by Richard J. Swiatkowski & Joan A. Swiatkowski, grantor, to AMERITITLE trustee, in which Robert J. Mullen and Laura J. Mullen, initial trustees of the Mullen Family Trust, and Kerry S. Penn all as tenants in common is the beneficiary, recorded on July 5, 1996, in volume No. M96 on page 20007 or as instrument No. 20095 of the Microfilm Records of Klamath County, State of Oregon, and conveying real property in said county described as follows:

Lot 4 of TRACT NO. 1287, AGENCY LAKE RANCHES, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

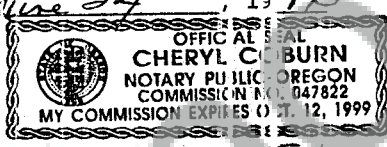
hereby grants, assigns, transfers and sets over to BIRCH CHIROPRACTIC CORP. DEFINED CONTRIBUTION PLAN, BIRCH CHIROPRACTIC CORPORATION, LOWELL S. BIRCH KEOGH, LOWELL S. BIRCH IRA & BIRCH CHIROPRACTIC CORPORATION, hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns 33.7% 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 \$7,750.00 representing 33.7% with interest thereon from July 1, 1996.

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: June 24, 1996



Kerry S. Penn
Robert J. Mullen, Trustee
Laura J. Mullen, Trustee

STATE OF OREGON, County of TICKSON ss.

This instrument was acknowledged before me on _____, 19____

by _____
This instrument was acknowledged before me on June 28, 1996
by Robert J. Mullen & Laura J. Mullen
as initial Trustees
of the Mullen Family Trust

Cheryl Coburn
Notary Public of Oregon

My commission expires 10-12-99

ASSIGNMENT OF TRUST DEED BY BENEFICIARY
Assignor: MULLEN & PENN

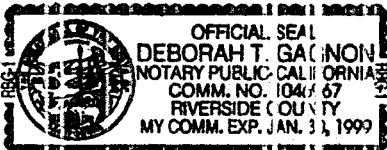
to

Assignee: BIRCH CHIROPRACTIC, ET AL

AFTER RECORDING RETURN TO:
AMERITITLE COLLECTION
ESCROW # 38369 -1

State of CALIFORNIA
 County of RIVERSIDE
 On JUNE 24, 1996 before me, DEBORAH T. GAGNON
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
 personally appeared KERRY S. PENN
Name(s) of Signer(s)

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Deborah T. Gagnon
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

EXCISE MT-38369-DS

Title or Type of Document: Assignment of Trust Deed by Beneficiary to Beneficiary Successor in Interest
 Document Date: NONE Number of Pages: 1

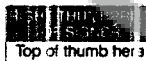
Signer(s) Other Than Named Above: NA

Capacity(ies) Claimed by Signer(s)

Signer's Name: Kerry S. Penn

- ☒ Individual
☐ Corporate Officer
 Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____



Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
 Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____



STATE OF OREGON: COUNTY OF CLATSOP: ss.

Filed for record at request of Meri Title the 5th day of July A.D., 1996 at 11:13 o'clock PM, and duly recorded in Vol. M96 of More pages on Page 20010

FE3 \$35.00

Bernetha G. Letsch, County Clerk
 By C. J. Russell