

AFTER RECORDING, RETURN TO:

Loan Name: William Miller Kennedy  
Loan No.: 96,168,000Cheryl Thomas  
Travelers AgriFinance Group  
One Tower Square  
9PB  
Hartford, Connecticut 06183

SPACE ABOVE THIS LINE FOR RECORDER'S USE

MORTGAGE ASSIGNMENT

MASSACHUSETTS MUTUAL LIFE INSURANCE COMPANY, a Massachusetts corporation with an office at 1295 State Street, Springfield, Massachusetts 01111, successor by merger with Connecticut Mutual Life Insurance Company as evidenced by the Certificate of Reincorporation attached hereto as Exhibit A (the "Assignor"), for consideration paid, the receipt and sufficiency of which is hereby acknowledged, does hereby absolutely sell, assign, transfer, set over, grant and convey to **THE TRAVELERS INSURANCE COMPANY**, a Connecticut corporation with an office at One Tower Square, Hartford, Connecticut 06183 (the "Assignee"), all of Assignor's right, title and interest in and to that certain mortgage, assignment of leases, rents and profits and related security agreements listed on Schedule A affecting the real property described on Schedule B, which Schedules are attached hereto and made a part hereof.

The note or notes therein described or referred to, the money due or to become due thereon with interest, and all rights accrued under said mortgage, assignment of leases, rents and profits and related security agreements, as same may have been modified, have been assigned by Assignor to Assignee contemporaneously herewith pursuant to that certain General Assignment and Assumption Agreement dated of even date herewith.

This Assignment is made without recourse against or representation or warranty, express or implied, by Assignor, except as specifically set forth in the Mortgage Loan Purchase Agreement by and between Assignor and Assignee dated as of July 29, 1996.

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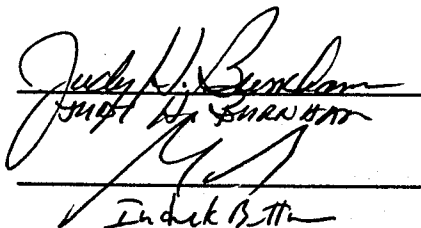
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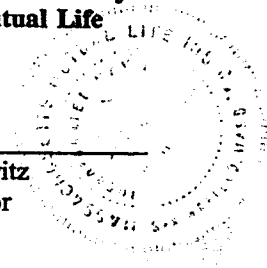
IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed and delivered by its duly authorized officer this 1<sup>st</sup> day of August, 1996.

Signed, sealed and delivered  
in the presence of:

MASSACHUSETTS MUTUAL LIFE  
INSURANCE COMPANY, successor by  
merger with Connecticut Mutual Life  
Insurance Company

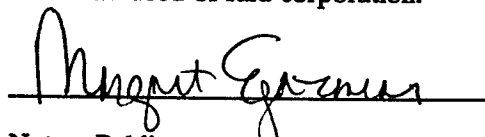
  
Judy H. Benjamin  
Indek B. M.

By:   
Printed Name: Neil E. Salowitz  
Its: Senior Managing Director  
Duly Authorized

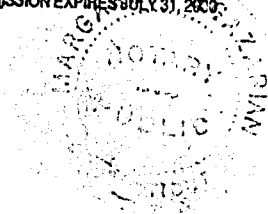


STATE OF CONNECTICUT )  
COUNTY OF HARTFORD ) ss. Hartford

On this 1<sup>st</sup> day of August, 1996, before me, the undersigned, personally appeared Neil E. Salowitz, Senior Managing Director of MASSACHUSETTS MUTUAL LIFE INSURANCE COMPANY, a Massachusetts corporation, signer and sealer of the foregoing instrument, acknowledged the execution of the same to be his free act and deed individually and as such officer, and the free act and deed of said corporation.

  
Notary Public  
My Commission Expires: \_\_\_\_\_

MARGARET . EGAZARIAN  
NOTARY PUBLIC  
MY COMMISSION EXPIRES JULY 31, 2000



## CERTIFICATE OF REINCORPORATION

BE IT KNOWN THAT, WHEREAS, Massachusetts Mutual Life Insurance Company, a corporation organized and existing under the Laws of the Commonwealth of Massachusetts, and Connecticut Mutual Life Insurance Company, a corporation organized and existing under the Laws of the State of Connecticut, have filed an Agreement of Merger in this office, duly approved by the Commissioner of Insurance of the Commonwealth of Massachusetts, to merge Connecticut Mutual Life Insurance Company into Massachusetts Mutual Life Insurance Company, the surviving corporation, under the name of:

## MASSACHUSETTS MUTUAL LIFE INSURANCE COMPANY

Said corporation shall be the continuation of the above and be subject to the benefit of all provisions of Chapter 175 of the General Laws of the Commonwealth of Massachusetts, and of all Acts in amendment thereof or in addition thereto.

NOW, THEREFORE, I, WILLIAM FRANCIS GALVIN, Secretary of the Commonwealth of Massachusetts, do hereby certify that the above-named Massachusetts Mutual Life Insurance Company and Connecticut Mutual Life Insurance Company are hereby merged into one corporation under the Laws of the Commonwealth of Massachusetts effective February 29, 1996, under the name of

## MASSACHUSETTS MUTUAL LIFE INSURANCE COMPANY

with the powers, rights and privileges and subject to the limitations, duties and restrictions which by law appertain thereto.



WITNESS my official signature hereunto subscribed and the Great Seal of the Commonwealth of Massachusetts hereunto affixed this first day of March in the year of Our Lord one thousand nine hundred and ninety-six.

*William Francis Galvin*

WILLIAM FRANCIS GALVIN  
Secretary of the Commonwealth

SCHEDULE A

1. Mortgage from Ben F. Smith, in favor of Connecticut Mutual Life Insurance Company dated as of September 13, 1972 and recorded September 21, 1972 as Document Number 88583 in Volume M72 of Mortgages at Page 10731 of the Klamath County, Oregon Land Records together with any modifications or amendments thereto and any other security instruments securing the promissory note secured by said Mortgage Deed, including, without limitation, any assignments of leases, rents and profits, UCC Financing Statements, or other documents related thereto.

the following described property situated

in the County..... of..... Klamath....., State of Oregon, to wit:

PARCEL 1

The following described real property in Township 39 South, Range 11½ East of the Willamette Meridian, Klamath County, Oregon:

SE¼SW¼ and S¼SE¼ of Section 22; NW¼SE¼, S¼S¼, NE¼SE¼ of Section 23; W¼SW¼; SE¼SW¼ of Section 24; NW¼, W¼NE¼, N¼SW¼ and Lots 1, 2, 3, 4, and 5 of Section 25; All of Section 26; NE¼ and E¼NW¼ and NE¼SE¼ and Lots 1, 2, 3, 4, 5, and 6 of Section 27; Lots 1 and 2 of Section 34; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 14, 15, 16 and N¼NW¼ and W¼NE¼ of Section 35; AND a piece or parcel of land situate in Lot 13 and the SE¼SE¼ of Section 35, more fully described as follows:

Beginning at the Section corner at the Southeasterly corner of the said Section 35, and running thence North 89° 53' West along the Township line marking the Southerly boundary of the said Section 35, 803.4 feet; thence North 33° 29' West 869.0 feet; thence North 59° 19' West 850 feet, more or less, to Lost River; thence Northeasterly following Lost River, 1000 feet, more or less, to its intersection with the line marking the Easterly boundary of the said Lot 13, thence South along said boundary line 510 feet, more or less, to the Northwesterly corner of the said SE¼SE¼ of Section 35; thence South 89° 45' East along the Northerly boundary of the said SE¼SE¼ of Section 35, 1338.0 feet, more or less, to the North-easterly corner thereof on the Section line marking the Easterly boundary of the said Section 35; thence South 0° 3' East along the said Section line, 1317 feet, more or less, to the said point of beginning.

The W¼, SE¼, SE¼NE¼ of Section 36, EXCEPT the Northerly 24.13 acres more particularly described in that certain Deed from D. D. Liskey, et al, to H. V. Holzhouser, et al, recorded in Deed Book 130 at page 89. That certain parcel more particularly described as follows:

Beginning at a point in the line marking the Western boundary of the W¼NE¼ of Section 36, Township 39 South, Range 11½ East of the Willamette Meridian from which the quarter section corner at the Northwesterly corner of the said NE¼ of Section 36 bears North 0° 9' East 1013.4 feet distant, and running thence South 0° 9' West 1632.3 feet, more or less, to the Southwesterly corner of the said W¼NE¼ of said Section 36; thence East 1324.2 feet, more or less, to the Southeast corner of the said W¼NE¼ of said Section 36; thence North 0° 4' West along the Easterly boundary of the said W¼NE¼ of said Section 36, 530.5 feet; thence West 697.7 feet; thence North 29° 35' West 1269.2 feet, more or less, to the point of beginning, and being a portion of the said W¼NE¼ of said Section 36.

The SW¼NE¼, SE¼NW¼, E¼SW¼, SW¼SW¼ Sec.16, SAVE AND EXCEPTING rights of way to the California Oregon Power Company and Klamath County and LESS THAT PORTION conveyed to the United States of America by W. W. Matsen, et al, by Deed recorded in Deed Book 37 at page 399; SW¼, W¼SE¼ EXCEPTING the South 30 feet of said W¼SE¼; the SW¼NE¼; S¼NW¼ in Section 28, AND a piece or parcel of the NE¼SE¼ and of Lot 3, Section 28, more particularly described as follows:

**SCHEDULE B****24777**

Loan No. 96,168,000 P.Z.

William Miller Kennedy

Klamath County, OR

Beginning at a point in the line marking the Easterly boundary of the said Lot 3, from which the section corner common to Section 21, 22, 27 and 28, aforesaid Township and Range, bears North 0° 15' West 2428.7 feet distant and running thence South 53° 45½' West, 876.3 feet; thence South 72° 21' West, 638.5 feet, more or less, to a point in the line marking the Westerly boundary of the said NE¼SE¼ of said Section 28, and running thence North 0° 04' West, along said boundary line and along the Westerly boundary of said Lot 3, 1773.5 feet, more or less, to the Northwesterly corner of said Lot 3; thence North 89° 34' East along the Northerly boundary of said Lot 3, 90.0 feet, more or less, to a point in the Southerly water line of Lost River; thence Southeasterly along the said water line of Lost River to a point due North of the point of beginning; thence South 140 feet, more or less, to the point of beginning.

**PARCEL 2**

The SE¼ of the SE¼, Section 16; the SW¼ of the SW¼ of Section 27; Lot 3 and the E¼ of the SE¼ of Section 28; the NE¼ of the SE¼ of Section 31; the NW¼ of the NW¼ of Section 34, all in Township 39 South, Range 11½ East, of the Willamette Meridian.

EXCEPTING THEREFROM the following: A piece or parcel of the NE¼ of SE¼ and of Lot 3 of Section 28, Township 39 South, Range 11½ East, W. M., more fully described as follows:

Beginning at a point in the line marking the Easterly boundary of said Lot 3, from which the Section corner common to Sections 22, 21, 27 and 28, Township 39 South, Range 11½ East of the Willamette Meridian, bears North 0° 15' West 2428.7 feet distant and running thence South 53° 45½' West 876.3 feet; thence South 72° 21' West 638.5 feet, more or less, to a point in the line marking the Westerly boundary of said NE¼ of the SE¼ of said Section 28, and running thence North 0° 04' West along said boundary line and along the Westerly boundary line of said Lot 3, 1773.5 feet, more or less, to the Northwesterly corner of said Lot 3; thence North 89° 34' East along the Northerly boundary of said Lot 3, 90.0 feet, more or less, to a point in the Southerly water line of Lost River; thence Southeasterly along said water line of Lost River to a point due North of the point of beginning; thence South 140 feet, more or less, to the point of beginning.

**PARCEL 3**

The South 30 feet of the SW¼SE¼ of Section 28, Township 39 South, Range 11½ East, of the Willamette Meridian.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Travelers AgriFinance Group the 13th day of August A.D., 19 96 at 9:32 o'clock P.M., and duly recorded in Vol. M96 of Mortgages on Page 24772.

FEE \$35.00

Bernetha G. Letsch, County Clerk

By [Signature]