

## ASSIGNMENT OF TRUST DEED BY BENEFICIARY OR BENEFICIARY'S SUCCESSOR IN INTEREST

MTC 40895-PS

FOR VALUE RECEIVED, the undersigned who is the beneficiary or beneficiary's successor in interest under that certain trust deed dated 3/12, 1997, executed and delivered by STANLEY H. ODELL & DARLENE K. ODELL, grantor, to AMERITITLE trustees, in which ALBIN B. MIKOLAJCZYK is the beneficiary, recorded on \_\_\_\_\_, 19\_\_\_\_, in volume No. M97 on page \_\_\_\_\_ or as instrument No. \_\_\_\_\_ of the Mortgage Records of \_\_\_\_\_ County, State of Oregon, and conveying real property in said county described as follows:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE.

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, 27% 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 \$11,000.00, representing 27% with interest thereon from March 25, 1997.

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: March 17, 1997

Albin B. Mikolajczyk  
Albin B. Mikolajczyk

STATE OF \_\_\_\_\_ County of \_\_\_\_\_ ) ss.

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

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

by \_\_\_\_\_  
as \_\_\_\_\_  
of \_\_\_\_\_

SEE ATTACHED

Notary Public of \_\_\_\_\_

My commission expires \_\_\_\_\_

ASSIGNMENT OF TRUST DEED BY BENEFICIARY

Assignor: \_\_\_\_\_

to

Assignee: \_\_\_\_\_

AFTER RECORDING RETURN TO:

AmeriTITLE  
Collection ESCROW # 40895-A

97 MAR 26 AM 10:32

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

8874

No. 5007

State of California

County of Orange

On 3-17-97 before me, Donna Murphy - Notary Public

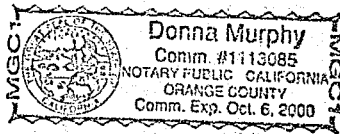
DATE

NAME, TITLE OF OFFICER, E.G., JANE DOE, NOTARY PUBLIC

personally appeared Alvin A. Nibbelick

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.

Donna Murphy  
SIGNATURE OF NOTARY

## OPTIONAL

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

### CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL  
☐ CORPORATE OFFICER  
 TITLE(S) \_\_\_\_\_
- ☐ PARTNER(S) ☐ LIMITED  
☐ GENERAL  
☐ ATTORNEY-IN-FACT  
☐ TRUSTEE(S)  
☐ GUARDIAN/CONSERVATOR  
☐ OTHER: \_\_\_\_\_

### DESCRIPTION OF ATTACHED DOCUMENT

Trust Deed Assign  
TITLE OR TYPE OF DOCUMENT

NUMBER OF PAGES \_\_\_\_\_

DATE OF DOCUMENT \_\_\_\_\_

SIGNER IS REPRESENTING:  
NAME OF PERSON(S) OR ENTITY(IES)

SIGNER(S) OTHER THAN NAMED ABOVE \_\_\_\_\_

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

Parcel 3 of Minor Land Partition 24-88, more particularly described as follows:

A tract of land situated in Government Lot 11 of Section 18, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the East line of Parcel 3 of Minor Land Partition No. 36-83, South 00 degrees 09' 35" West 344.21 feet from the Northeast corner of said Parcel 3, the N1/4 corner of said Section 18 bears North 00 degrees 09' 35" East 1,526.97 feet; thence South 89 degrees 06' 14" West 487.11 feet to the West line of said Parcel 3; thence South 00 degrees 54' 18" East, along said West line, 124.04 feet; thence along the arc of a curve to the left (Radius = 40.00 feet and central angle = 89 degrees 05' 42") 62.20 feet to a point on the North right-of-way line of Lake Forest Road; thence East, along said North right-of-way line, 444.62 feet to the Southeast corner of said Parcel 3; thence North 00 degrees 09' 35" East 171.00 feet to the point of beginning.

STATE OF OREGON : COUNTY OF KLAMATH: ss

Filed for record at request of Amerititle the 26th day  
of March A.D., 19 97 at 10:32 o'clock A. M., and duly recorded in Vol. 897  
of Mortgages on Page 8873

FEE \$20.00

Bernetha G. Letsch, County Clerk  
by Kathleen Ross