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45805

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## 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 August 23, 1989, executed and delivered by Marciano Lacbain & Zoraida Lacbain, husband and wife as to an undivided  $\frac{1}{2}$  interest & Benjamin Capili, grantor, to Mountain Title Company, trustee, in which Shamrock Development Company, an Oregon Corporation is the beneficiary, recorded on October 9th, 1989, in book/reel/volume No. M89 on page 19061 or as fee/file/instrument/microfilm/reception No. 6178 (indicate which) of the Mortgage Records of Klamath County, Oregon, and conveying real property in said county described as follows:

\*\*\*Peregrina Capili, husband and wife as to an undivided  $\frac{1}{2}$  interest as tenants in common.

Lot 3 in Block 7 of TRACT 1083, CEDAR TRAILS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

\*\*\*a 46.34% interest in said trust deed.

AMERITITLE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

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, <sup>XX</sup> 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 \$15,293.80 with interest thereon from September 18, 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: September 23, 1997.

SHAMROCK DEVELOPMENT COMPANY

by:

ROBERT MULLEN, President

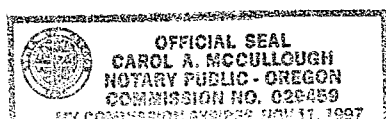
STATE OF OREGON, County of Klamath ) ss.

This instrument was acknowledged before me on , 19 , by

This instrument was acknowledged before me on September 25, 1997, by \*Robert Mullen\*

as President

of Shamrock Development Company



Carol A. McCullough

Notary Public for Oregon

My commission expires Nov. 11, 1997

### ASSIGNMENT OF TRUST DEED BY BENEFICIARY

Assignor

to

Assignee

AFTER RECORDING RETURN TO

AMERITITLE - COLL 22068

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

STATE OF OREGON,  
County of Klamath ) ss.

I certify that the within instrument was received for record on the 25th day of Sept., 1997, at 11:51 o'clock A.M., and recorded in book/reel/volume No. M97 on page 31316 or as fee/file/instrument/microfilm/reception No. 45805, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Bernetha G. Letsch, Co. Clerk

NAME

TITLE

By:

Kathleen Ross

Deputy

Fee: \$10.00