

50198

97 DEC 16 P2:30

Vol M97 Page 40845

RECORD AND RETURN TO:
 PHH MORTGAGE SERVICES CORP.
 6000 ATRIUM WAY
 MT LAUREL, NJ 08054
 COMMT #: 97146E
 ID: 400220077

ASSIGNMENT OF DEED
 OF TRUST OR MORTGAGE

LOAN #: 9639048
 NAME : FULK
 STATE OF : OR
 COUNTY OF: KLAMATH

KNOW ALL MEN BY THESE PRESENTS, THAT *PHH MORTGAGE SERVICES CORPORATION 6000 ATRIUM WAY, MT LAUREL, NEW JERSEY, A CORPORATION EXISTING UNDER THE LAWS OF THE STATE OF NEW JERSEY, FOR VALUABLE CONSIDERATION, THE RECEIPT OF WHICH HEREBY ACKNOWLEDGED, DOES HEREBY GRANT, BARGAIN, SELL, ASSIGN AND TRANSFER TO:

CAPSTEAD INC.
 2711 NORTH HASKELL AVE., SUITE 1000
 DALLAS, TX 75204

THAT CERTAIN PROMISSORY NOTE AND DEED OF TRUST OR MORTGAGE DESCRIBED AS FOLLOWS:
 NOTE AND DEED OF TRUST OR MORTGAGE DATED: 97/03/25

AMOUNT: \$48,750.00

EXECUTED BY: RALPH
 SYBIL

FULK
 FULK

CLERKS FILE OR INSTRUMENT NO: 35298
 BOOK: M97

VOLUME:

RECORDED DATE: 970402

PAGE: 9593

ADDRESS: 2956

SUMMERS LANE

KLAMATH FALLS

KLAMATH

OR 97603

DESCRIBING LAND THEREIN AS DESCRIBED IN DEED OF TRUST/MORTGAGE REFERRED TO HEREIN.

* FORMERLY DOING BUSINESS AS PHH US MORTGAGE CORPORATION

TOGETHER WITH THE NOTE THEREIN OR REFERRED TO, THE MONEY DUE AND TO BECOME DUE THEREON WITH INTEREST AND ALL RIGHTS ACCRUED OR TO ACCRUE UNDER SAID DEED OF TRUST OR MORTGAGE.

DATED: 10/18/97

WITNESSED BY: Larry Foster
 LARRY FOSTER

*PHH MORTGAGE SERVICES CORPORATION
 6000 ATRIUM WAY
 MT LAUREL, NJ 08054

BY :

DOLORES LAURIA
 ASSISTANT VICE-PRESIDENT

PREPARED BY :

JUDY GOMOLSON

6000 ATRIUM WAY

MT LAUREL, NJ 08054

PHIL MCGOLDRICK
 ASSISTANT SECRETARY

STATE OF NEW JERSEY, COUNTY OF BURLINGTON
 ON 10/18/97, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE AND COUNTY, PERSONALLY APPEARED DOLORES LAURIA AND PHIL MCGOLDRICK PERSONALLY KNOWN TO ME OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE ASST VICE PRES. AND ASSISTANT SECRETARY OF THE CORPORATION THAT EXECUTED THE WITHIN INSTRUMENT, ON BEHALF OF THE CORPORATION THEREIN NAMED, AND ACKNOWLEDGED TO ME THAT SUCH CORPORATION EXECUTED THE WITHIN INSTRUMENT PURSUANT TO ITS BY-LAWS OR RESOLUTION OF ITS BOARD OF DIRECTORS. WITNESS MY HAND AND AND OFFICIAL SEAL IN THE STATE AND COUNTY LAST AFORESAID.

Nancy Wootten
 NOTARY PUBLIC

NANCY WOOTTEN
 NOTARY PUBLIC OF NEW JERSEY
 MY COMMISSION EXPIRES 08/29/2001

jk
 15-

insured by this policy. This policy shall not continue in force in favor of any purchaser from the insured of either (i) an estate or interest in the land, or (ii) an indebtedness secured by a purchase money mortgage given to the insured.

SCHEDULE A

40846

OFFICE FILE NUMBER	POLICY NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE	PREMIUM AMOUNT
40841	38-3017-107-00003918	April 2, 1997 at 12:00 p.m.	\$ 48,750.00	\$ 440.00

1. Name of Insured:

BROOKSAMERICA MORTGAGE CORPORATION,
A CALIFORNIA CORPORATION

2. The estate or interest in the land which is encumbered by the insured mortgage is:
THE FEE

3. Title to the estate or interest in the land is vested in:

RALPH FULK and SYBIL FULK,
as TENANTS BY THE ENTIRETY

963 9048

4. The insured mortgage and assignments thereof, if any, are described as follows:

Trust Deed, subject to the terms and provisions thereof, given to secure an indebtedness with interest thereon and such future advance as may be provided therein;
Dated...: March 25, 1997
Recorded: April 2, 1997
Volume...: M97, page 9593, Microfilm Records of Klamath County, Oregon
Amount...: \$48,750.00
Grantor...: Ralph Fulk and Sybil Fulk, as tenants by the entirety
Trustee...: AmeriTitle
Beneficiary: BrooksamERICA Mortgage Corporation, a California Corporation

5. The land referred to in this Policy is described as follows:

All that portion of the S1/2 S1/2 SE1/4 SE1/4 of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, more particularly described as follows:

Beginning at the Southeast corner of said Section 3; thence North 1 degree 14' West along the centerline of Summers Lane 330 feet to the point of beginning; thence South 89 degrees 26' West 568 feet; thence South 1 degree 14' East 75 feet; thence North 89 degrees 26' East 568 feet to the centerline of Summers Lane; thence North 1 degree 14' West 75 feet to the point of beginning. SAVING AND EXCEPTING THEREFROM any portion lying within the right of way of Summers Lane.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of PHH Mortgage Services the 16th day of December A.D., 19 97 at 2:30 o'clock P. M., and duly recorded in Vol. M97 of Mortgages on Page 40845.

By Bernetha G. Leisch, County Clerk
Hartman Koo

STATE FEE: \$15.00

This Policy valid only if Schedule C is attached.