

98 DEC 16 AM 1:37

MTC 46755-PS

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 December 1, 1998, executed and delivered by David Barta & Lydia Barta, husband and wife, grantor, to AmeriTitle, trustee, in which Trustees of the Mullen Family Trust is the beneficiary, recorded on December 16, 1998, in volume No. M98 on page 45988 or as instrument No. 71568 of the Mortgage Records of Klamath County, State of Oregon, and conveying real property in said county described as follows:

Lot 3 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 Kerry S. Penn

, hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns, 51.3% 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 \$26,687.50 representing 51.3% with interest thereon from December 15, 1998.

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.

THE MULLEN FAMILY TRUST

DATED: DEC 10, 1998

Robert J. Mullen, Trustee

Laura J. Mullen, Trustee

STATE OF OREGON, County of Jackson ss.This instrument was acknowledged before me on December 10, 1998

by

This instrument was acknowledged before me on _____, 19____

by

ROBERT J. MULLEN AND LAURA J. MULLEN

as

TRUSTEES

of

THE MULLEN FAMILY TRUST

My commission expires 10-22-02

Notary Public of Oregon

ASSIGNMENT OF TRUST DEED BY BENEFICIARY

Assignor: TRUSTEES OF THEMULLEN FAMILY TRUST

to

Assignee: KERRY S. PENNSTATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

AmeriTitle

on this 16th day of December A.D., 1998at 11:37 o'clock A. M. and duly recordedin Vol. M98 of Mortgages Page 45991

Bernetha G. Letsch, County Clerk

AFTER RECORDING RETURN TO:

AMERITITLE COLLECTION
ESCROW #46755-A

Fee,

By Kathleen Ross
\$10.00

Deputy.

