

72156

MC# 04647962

98 DEL 28 P3:43

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 February 27, 1997, executed and delivered by Caralee Kurutz, grantor, to Aspen Title and Escrow, Inc., trustee, in which James Garland and Carolyn C. Garland (beneficiary assignees recorded July 23, 1997 at book M-97, page 23244, fee No. 41549) is the beneficiary, recorded on March 13, 1997, in book No. M-97 on page 7496 or as fee No. 34337 (indicate which) of the Mortgage Records of Klamath County, Oregon, and conveying real property in said county described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

hereby grants, assigns, transfers and sets over to James Garland, Trustee of the James Garland Profit Sharing Plan and Trust UAD July 22, 1975, hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns, all 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 \$70,000⁰⁰ with interest thereon from December 1, 1998.

The purpose of this assignment is to correct an error at the time of the original filing.

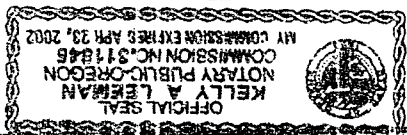
In construing this instrument and whenever the context hereof so requires the singular includes the plural.

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: November 25, 1998.

James Garland
Carolyn Garland

STATE OF OREGON, County of Washington ss.
This instrument was acknowledged before me on 11-25, 1998
by James Garland and Carolyn Garland
This instrument was acknowledged before me on _____, 19____
by _____
as _____
of _____



Kelly A. Leeman
Notary Public For Oregon

ASSIGNMENT OF TRUST DEED
BY BENEFICIARYJames Garland and Carolyn Garland

Assignor

to

James Garland, Trustee of the James
Garland Profit Sharing Plan & Trust

Assignee

AFTER RECORDING RETURN TO

STATE OF OREGON,
County of _____) ss.
I certify that the within
instrument was received for
record on the _____ day of
_____, 19____, at _____
o'clock _____ M., and recorded in
book/reel/volume No. _____
on page _____ or as fee/file/
instrument/microfilm/reception
No. _____, Records of
Mortgages of said County.
Witness my hand and seal
of County affixed.

Name _____ Title _____
By _____ Deputy _____

EXHIBIT "A"

47390

PARCEL 1:

The North 43 feet of the following described property in the County of Klamath, State of Oregon:

Beginning at a point which is 1310 feet West and 30 feet North of the corner common to Sections 2 and 3, Township 37 South, Range 14 East of the Willamette Meridian, and Sections 34 and 35, Township 36 South, Range 14 East of the Willamette Meridian; thence West 80 feet; thence North 125 feet; thence East 80 feet; thence South 125 feet to the place of beginning, being a portion of the SW 1/4 SE 1/4 and the SE 1/4 SE 1/4 of Section 34, Township 36 South, Range 14 East of the Willamette Meridian.

PARCEL 2:

The South 82 feet of the following described property in the County of Klamath, State of Oregon:

Beginning at a point which is 1310 feet West and 30 feet North of the corner common to Section 2 and 3, Township 37 South, Range 14 East of the Willamette Meridian, and Sections 34 and 35, Township 36 South, Range 14 East of the Willamette Meridian; thence West 80 feet; thence North 125 feet; thence East 80 feet; thence South 125 feet to the place of beginning, being a portion of the SW 1/4 SE 1/4 and the SE 1/4 SE 1/4 of Section 34, Township 36 South, Range 14 East of the Willamette Meridian.

TOGETHER WITH the vacated North 10 feet of Marvin Street lying adjacent to the South line of the above described property.

CODE 58 MAP 3614-34DC TL 10100
CODE 58 MAP 3614-34DC TL 10200

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 28th day
of December A.D., 19 98 at 3:43 o'clock P. M., and duly recorded in Vol. M98
of Mortgages on Page 47399.

FEE \$15.00

By Bernetha G. Letsch, County Clerk
Kathleen Rosen