

72299

AFTER RECORDING RETURN TO:

Vol. M98 Page 47820
% Dec 30 P3:17Gary M. St. Louis
1606 S.E. Glenwood Street
Portland, Oregon 97202STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

UNTIL A CHANGE IS REQUESTED ALL TAX
STATEMENTS SHALL BE SENT TO:Gary M. St. Louis
on this 30th day of December A.D., 1998
at 3:17 o'clock P. M. and duly recorded
in Vol. M98 of Mortgages Page 47820
Bernetha G. Letsch, County ClerkBy Kathleen Rozal
Fec. \$10.00 Deputy:ASSIGNMENT OF INSTALLMENT NOTE AND
BENEFICIARY'S INTEREST UNDER TRUST DEED

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, being the duly appointed, qualified and acting Personal Representative of the Estate of DORIS C. ZBINDEN, deceased, and for the consideration hereinafter stated, do hereby assign, grant, bargain, sell and set over unto JON A. ZBINDEN and TROBY L. KELLY, as equal tenants in common, their heirs, successors and assigns all of the Estate's right, title and interest in and to (1) that certain Installment Note dated July 18, 1996, executed by HANK ALBERTSON in favor of JAMES S. ZBINDEN and DORIS C. ZBINDEN, in the amount of \$ 625,000.00 and to (2) the beneficiary's interest in that certain Trust Deed dated July 18, 1996, executed by HANK ALBERTSON as Grantor, AMERITITLE as Trustee, and JAMES S. ZBINDEN and DORIS C. ZBINDEN as Beneficiary, which Trust Deed was recorded July 26, 1996, in Volume M96, Page 22668, Klamath County Records; together with all right, title and interest of said Estate in and to all moneys due and to become due thereon.

Subsequent to execution of this Assignment, the promisee's interest in the above described Installment Note and the Beneficiary's interest in the above described Trust Deed shall be held as follows: JAMES S. ZBINDEN (50%), JON A. ZBINDEN (25%), and TROBY L. KELLY (25%). Ownership shall be held as a tenancy in common.

The true and actual consideration paid for this transfer, stated in terms of dollars is NONE - this transfer is made pursuant to probate Order.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

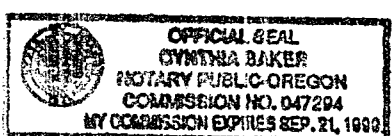
In construing this Assignment and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the undersigned assignor has hereto set his/her hand this 29 day of December, 1998

[Signature]
Personal Representative of
the Estate of Doris C. Zbinden

STATE OF OREGON)
County of Klamath) ss. December 29, 1998

Personally appeared the above named JAMES S. ZBINDEN, and acknowledged the foregoing instrument to be his voluntary act and deed.



Before me: Cynthia Baker
Notary Public for Oregon
My Commission Expires: 9/21/1999