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Vol M99 Page 21473

48476

ASSIGNMENT OF TRUST DEED
BY BENEFICIARY

ROBERT RABY

Assignor
ASPEN TITLE AND ESCROW INC. 401(K)
PROFIT SHARING PLAN TRUSTSPACE RESERVED
FOR
RECORDER'S USEAssignee
After recording, return to (Name, Address, Zip):ASPEN TITLE
COLLECTION DEPT. #2018

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
_____ and/or as fee/file/instru-
ment/microfilm/reception No. _____,
Records of said County.Witness my hand and seal of County
affixed.

NAME

TITLE

By _____, Deputy.

FOR VALUE RECEIVED, the undersigned who is the beneficiary or the beneficiary's successor in interest under that cer-
tain trust deed dated September 23, 1994, executed and delivered by Deborah Hollenbeak and
Sheryl McLemore, grantor,
to Aspen Title & Escrow, Inc., trustee, in which
Robert Raby is the beneficiary, recorded
on September 30, 1994, in book/reel/volume No. M94 on page 30638, and/or as fee/file/instrument/
microfilm/reception No. 88995 (indicate which) of the Records of Klamath County, Oregon and
conveying real property in that county described as follows:

SEE LEGAL DESCRIPTION MARKED EXHIBIT "A" ATTACHED HERETO AND MADE A
PART HEREOF AS THOUGH FULLY SET FORTH HEREIN

hereby grants, assigns, transfers, and sets over to Aspen Title and Escrow Inc., 401(K) Profit Sharing
Plan Trust, hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns,
all of the beneficial interest in and under the 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 the trust deed.

The undersigned hereby covenants to and with the assignee that the undersigned is the beneficiary or beneficiary's successor
in interest under the 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. There is now unpaid on the obligations secured by the trust deed
the sum of not less than \$ 15,502.77 with interest thereon at the rate of 8.75 percent per annum from
March 8, 1999.

In construing this instrument, and whenever the context 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, if any, affixed by an officer or other person duly authorized to do so by order of its board
of directors.

Dated MAY 20, 1999

ROBERT RABY

WASHINGTON
STATE OF OREGON, County of PierceThis instrument was acknowledged before me on May 24, 1999
by Robert Raby

This instrument was acknowledged before me on _____, 19____,

by _____

as _____

of _____

Notary Public for Oregon

WASHINGTON

EXHIBIT "A"

A portion of the SE 1/4 NW 1/4 Section 2, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, more particularly described as follows:

Beginning at a point on the South boundary of said SE 1/4 NW 1/4, 495 feet East of the Southwest corner of said SE 1/4 NW 1/4; thence North and parallel to the West line of said SE 1/4 NW 1/4, 720 feet to the Southwest corner of the tract herein conveyed, being the place of beginning of this description; thence from said place of beginning East and parallel to the North line of said SE 1/4 NW 1/4, 165 feet; thence North and parallel to the West line of said SE 1/4 NW 1/4, 100 feet; thence West and parallel to the North line of said SE 1/4 NW 1/4, 165 feet; thence South and parallel to the West line of said SE 1/4 NW 1/4, 100 feet to the point of beginning.

LESS Hope Street and that portion described in Deed Volume 351 at Page 629, all being in Klamath County, Oregon.

CODE 41 MAP 3909-2BD TL 5300

State of Oregon, County of Klamath
Recorded 6/01/99, at 2:30 p.m.

In Vol. M99 Page 21413

Linda Smith, County Clerk

Fee \$ 15

Linda Smith

ON

ASPEN 04049652
TRUSTEE'S NOTICE OF SALE

48478



Reference is made to that certain trust deed made by _____, as grantor, to
Deborah Hollenbeak and Sheryl McLemore _____, as trustee,
Aspen Title & Escrow, Inc _____, as beneficiary,
in favor of Robert Raby* _____, as beneficiary,
dated September 23 _____, 19 94, recorded September 30 _____, 1994, in the mortgage records of
Klamath _____ County, Oregon, in book _____ No. _____ at page 30638 _____, or
as fee _____ No. 88995 _____ (indicate which), covering the following described real
property situated in said county and state, to-wit:

See attached Exhibit "A"

*Assigned on May 20, 1999 and recorded on June 1, 1999 by instrument M99 Page 21473

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and a notice of default has been recorded pursuant to Oregon Revised Statutes 86.735(3); the default for which the foreclosure is made is grantor's failure to pay when due the following sums:
Balance of monthly installments of not less than \$250.65 due from August 5, 1998 to present; and subsequent installments of like amounts; subsequent amounts for assessments due under the terms and provisions of the Note of Trust Deed.

By reason of said default the beneficiary has declared all sums owing on the obligation secured by said trust deed immediately due and payable, said sums being the following, to-wit:
\$15,502.77 plus interest, late charges and assessments, thereon from August 5, 1998 at the rate of Eight (8.750%) point seven five percent per annum until paid and all sums expended by the beneficiary pursuant to the terms and provisions of the Note and Trust Deed.

WHEREFORE, notice hereby is given that the undersigned trustee will on December 13 _____, 19 99, at the hour of 10:00 _____ o'clock, A.M., in accord with the standard of time established by ORS 187.110, at Front entrance to Aspen Title & Escrow, Inc. located at 525 Main Street in the City of Klamath Falls _____, County of Klamath _____, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by grantor of the said trust deed, together with any interest which the grantor or grantor's successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that any person named in ORS 86.753 has the right, at any time prior to five days before the date last set for the sale, to have this foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of the principal as would not then be due had no default occurred) and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or trust deed, and in addition to paying said sums or tendering the performance necessary to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and trust deed, together with trustee's and attorney's fees not exceeding the amounts provided by said ORS 86.753.
In construing this notice, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as any other person owing an obligation, the performance of which is secured by said trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED July 23 _____, 19 99

ANDREW A. PATTERSON

Trustee

State of Oregon, County of Klamath _____ ss:

I, the undersigned, certify that I am the undersigned or the undersigned's attorney and that the foregoing is a complete and exact copy of the original trustee's notice of sale.

Trustee

SERVE:

If the foregoing is a copy to be served pursuant to ORS 86.740 or ORS 86.750(1), fill in opposite the name and address of party to be served.

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Tax Acct. No.: 3909-2BD-5300 Key No.: 517621