

APPOINTMENT OF SUCCESSOR TRUSTEE

Loan#: 0072359185

RLS#: 321001

KNOWN AS MEN BY THESE PRESENTS that: TOM W DAIN AND DARLENE K DAIN, HIS WIFE is the grantor, and LUCY E. KIVEL, ESQ. is the trustee, and TMS MORTGAGE INC., DBA THE MONEY STORE is the beneficiary under that certain trust deed dated JUNE 10, 1995 and recorded on JUNE 19, 1995, in Book No. M95 at Page No. 15911 as Instrument No. --- of the Mortgage Records of KLAMATH County, State of OREGON.

NOW THEREFORE, in view of the premises, the undersigned hereby appoints STEVEN M. CARPENTER, as successor trustee under said trust deed; he to have all the powers of said original trustee, effective forthwith.

In construing this instrument and whenever the context hereof so requires, the masculine gender includes the feminine and the neuter and the singular number includes the plural.

IN WITNESS THEREOF, the undersigned beneficiary has hereto set his hand and seal; if the undersigned is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

Dated: JAN 4 - 2000.

Beneficiary:

THE BANK OF NEW YORK; AS TRUSTEE UNDER THE POOLING AND SERVICING AGREEMENT DATED AS OF AUGUST 31, 1995, SERIES 1995/B

By:

(Name, Title):

William J. Sachelari
WILLIAM J. SACHELARI
ASSISTANT TREASURER

State of New York }
County of New York } ss.

On JAN 4 - 2000, before me, O. D. SCOTT, JR., personally appeared WILLIAM J. SACHELARI ASSISTANT TREASURER personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

(Notary Name):

O. D. SCOTT, JR.
NOTARY PUBLIC, State of New York
No. 01SC5059513
Qualified in New York County
Commission Expires April 29, 2000

Recording Requested By:
T.D. SERVICE COMPANY

And When Recorded Mail To:
T.D. SERVICE COMPANY
1820 E. First Street
Suite 300
Santa Ana, CA 92705

State of Oregon, County of Klamath
Recorded 1/19/00, at 8:54 m.
In Vol. M00 Page 1760
Linda Smith,
County Clerk Fee \$ 21⁰⁰

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