

2001 JAN -3 AM 8:24

Vol MQ1 Page 190

Recording Requested by and Return To:  
CONCORD COMMERCIAL SERVICES  
5213 STREAMWOOD LANE  
PLANO, TEXAS 75093  
972-931-7431



LOAN#1:  
LOAN#3: B9217C01093

LOAN#2: 00000409161  
CFO#: 730

FIN#: 7166  
OR

**ASSIGNMENT OF MORTGAGE OR BENEFICIAL INTEREST IN DEED OF TRUST**

This assignment of mortgage or beneficial interest in deed of trust is made and entered into as of the 1st day of December, 1992, from **THE BENJAMIN FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION**, successor in interest to, or formerly known as, as the case may be, the following: **THE BENJ. FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION, BENJ. FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION OF PORTLAND, EQUITABLE SAVINGS AND LOAN ASSOCIATION**, (the "Assignor"), by and through the **FEDERAL DEPOSIT INSURANCE CORPORATION ("FDIC")**, a corporation organized and existing under an Act of Congress, acting herein in its capacity as Conservator or Receiver for the Assignor, which pursuant to 12 U.S.C. section 1441a (m) (1) succeeded to **RESOLUTION TRUST CORPORATION ("RTC")** in its capacity as Conservator or Receiver for Assignor, or in its corporate capacity as successor-in-interest to the RTC in its capacity as Receiver, with a business address of 801 17th St., NW. Washington, DC 20434-0001, to **BANKERS TRUST COMPANY OF CALIFORNIA, N.A.**, a national banking association, with a business address of 3 Park Plaza, Irvine, CA 92714, as Trustee under that certain Pooling and Servicing Agreement dated December 1, 1992, for RTC Mortgage Pass-Through Certificates, Series 1992-17, (the "Assignee").

For value received, the receipt and sufficiency of which is hereby acknowledged, the Assignor does hereby grant, bargain, sell, assign, transfer and convey unto the Assignee the following described mortgage or deed of trust duly recorded in the office of real property records in the County of **KLAMATH**, State of **OREGON**.

**MORTGAGOR/TRUSTOR: WILLIAM FRANCIS KELLY AND MARY ANN KELLY, HUSBAND AND WIFE**

**MORTGAGEE/BENEFICIARY : EQUITABLE SAVINGS & LOAN ASSOCIATION**

**TRUSTEE : TRANSAMERICA TITLE INSURANCE COMPANY**

**RECORDED :**      **DATE:** 08/21/1972      **BOOK:** M72      **PAGE:** 9333      **INSTRUMENT#:** 67468

**ORIGINAL AMOUNT : \$21,150.00**

**PROPERTY ADDRESS: 5405 AIRWAY DRIVE, KLAMATH FALLS, OR 97601**

Together with any and all notes and obligations therein described or referred to, the debt respectively secured thereby and all sums of money due and to become due thereon, with interest thereon, and attorney's fees and all other charges.

This Assignment is made without recourse, representation or warranty.

A TRACT OF LAND SITUATED IN THE SE ¼ SE ¼ OF SECTION 14, TOWNSHIP 39 SOUTH,  
RANGE 9 EAST OF THE WILLAMETTE MERIDIAN.

LOAN#1:  
LOAN#3: B9217C01093

LOAN#2: 00000409161  
CFO#: 730

FIN#: 7166  
OR

DATED: MAY 01 1996

**FEDERAL DEPOSIT INSURANCE CORPORATION, as  
Conservator or Receiver for THE BENJAMIN FRANKLIN  
FEDERAL SAVINGS AND LOAN ASSOCIATION,**  
successor-in-interest to, or formerly known as, as the case may be,  
the following: **THE BENJ. FRANKLIN FEDERAL SAVINGS  
AND LOAN ASSOCIATION, BENJ. FRANKLIN FEDERAL  
SAVINGS AND LOAN ASSOCIATION OF PORTLAND,  
EQUITABLE SAVINGS AND LOAN ASSOCIATION**

Witness:

*R. Minyard*

R. Minyard

By

*P. Battle*

P. Battle

Its: Attorney-in-Fact

State of NEW YORK )

:ss:

County of NEW YORK )

The undersigned, a notary public in and for above-said County and State, does hereby acknowledge

that P. Battle, Attorney-in-Fact for the **FEDERAL DEPOSIT INSURANCE CORPORATION as Conservator or Receiver for THE BENJAMIN FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION**, successor-in-interest to, or formerly known as, as the case may be, the following: **THE BENJ. FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION, BENJ. FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION OF PORTLAND, EQUITABLE SAVINGS AND LOAN ASSOCIATION**, personally appeared before me this day, and being by me duly sworn, says that s/he, being informed of the contents, voluntarily executed the foregoing and annexed instrument for and on behalf of such entity.

Witness my hand and official seal, this 1st day of May, 1996.

*Marileen D. Bradley*

MARILEEN D. BRADLEY  
Notary Public, State of New York  
No. 01BR5058463  
Qualified in New York County  
Commission Expires April 8, 1998

Notary Public

(Notarial Seal)

## JOINDER

**FEDERAL DEPOSIT INSURANCE CORPORATION**, acting in its capacity as Conservator or Receiver for **THE BENJ. FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION**, which pursuant to 12 U.S.C. section 1441a (m) (1) succeeded to RTC in its capacity as Conservator or Receiver for **THE BENJ. FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION**, hereby assigns, conveys and transfers to Assignee any and all interest it may have in the above-referenced mortgage or deed of trust and hereby joins in the assignment to the Assignee of the interests described herein, without recourse, representation or warranty.

DATED: MAY 01 1996

**FEDERAL DEPOSIT INSURANCE CORPORATION, as  
Conservator or Receiver for THE BENJ. FRANKLIN  
FEDERAL SAVINGS AND LOAN ASSOCIATION**

Witness:

*R. Minyard*  
R. Minyard

By

*P. Battle*

P. Battle  
Its: Attorney-in-Fact

State of **NEW YORK**)

:ss:

County of **NEW YORK**)

The undersigned, a notary public in and for above-said County and State, does hereby acknowledge that P. Battle, Attorney-in-Fact for the **FEDERAL DEPOSIT INSURANCE CORPORATION as Conservator or Receiver for THE BENJ. FRANKLIN FEDERAL SAVINGS AND LOAN ASSOCIATION**, personally appeared before me this day, and being by me duly sworn, says that s/he, being informed of the contents, voluntarily executed the foregoing and annexed instrument for and on behalf of such entity.

Witness my hand and official seal, this 1<sup>st</sup> day of May, 1996.

MARILEEN D. BRADLEY  
Notary Public, State of New York  
No. 01BR5058463  
Qualified in New York County  
Commission Expires April 8, 1998

*Marileen D. Bradley*

Notary Public

(Notarial Seal)

This document was prepared by Annarita G. Piazza, Document Management Network, Inc., 67 Liberty St., New York, NY 10005.

LOAN#1:  
LOAN#3: B9217C01093

LOAN#2: 00000409161  
CFO#: 730

FIN#: 7166  
OR

State of Oregon, County of Klamath  
Recorded 01/03/01, at 8:24 a. m.  
In Vol. M01 Page 196  
**Linda Smith,**  
County Clerk Fee \$ 31.00