

to

Assignee: John D. Alarcon and Darlene Alarcon, Trustees of J and D, a Trust  
17228 Geneva Court  
Grass Valley, CA 95949  
=====

State of Oregon, County of Klamath  
Recorded 07/30/2002 10:56 a m.  
Vol M02, Pg 42859-60  
Linda Smith, County Clerk  
Fee \$ 26<sup>00</sup> # of Pgs 2

AFTER RECORDING RETURN TO:  
Amerititle Collection #39652

'02 JUL 30 AM 10:56

mtc 57475 - ps

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 October 14, 1996, executed and delivered by Merl J. Howland and Carol A. Howland, grantor, to AMERITITLE, trustee, in which John D. Alarcon and Darlene Alarcon is the beneficiary, recorded on October 15, 1996, in volume No. M96 on page 32644 or as instrument No. \_\_\_\_\_ of the Mortgage Records of Klamath County, State of Oregon, and conveying real property in said county described as follows:

See Exhibit "A" attached hereto and made a part hereof.

John D. Alarcon and Darlene Alarcon hereby grants, assigns, transfers and sets over to Trustees of J and D, a Trust, 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 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 obligation secured by said trust deed the sum of not less than \$ 41,806.42 with interest thereon from 6/5/02.

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: July 12<sup>th</sup>, 2002

John D. Alarcon  
John D. Alarcon

Darlene Alarcon  
Darlene Alarcon

STATE OF California County of Nevada) ss.  
This instrument was acknowledged before me on July 12<sup>th</sup>, 2002  
by John D. Alarcon and Darlene Alarcon  
This instrument was acknowledged before me on July 12<sup>th</sup>, 2002  
by \_\_\_\_\_  
as \_\_\_\_\_  
of \_\_\_\_\_

Rae Brown  
Notary Public of CALIFORNIA

My commission expires Dec 6, 2005

## EXHIBIT "A"

## LEGAL DESCRIPTION

All those parts of the SW1/4 NE1/4 and NW1/4 SE1/4 of Section 21, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, which lies Northeasterly of the Northeasterly boundary of the right of way of Lost River Diversion Canal.

EXCEPTING THEREFROM beginning at the Northeast corner of the SW1/4 NE1/4 of Section 21, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, thence West 343 feet; thence in a Southeasterly direction following Drain No. 1, 630 feet intersecting the East line of the SW1/4 NE1/4 of said Section; thence North 450 feet to the point of beginning.

AND ALSO EXCEPTING, beginning at a point 350 feet West of the Northeast corner of SW1/4 NE1/4 of Section 21, in Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, which point is also the intersection of the Westerly line of Drain No. 1 and the center line of the County Road known as the Joe Wright Road; thence running in a Southeasterly direction along the Westerly line of Drain No. 1, to the East line of said SW1/4 NE1/4 of said Section 21; thence South along the East line of said SW1/4 NE1/4, to the intersection with the Easterly line of the No. 1C-4E-1A Lateral; thence Northwesterly along the said Easterly line of said Lateral a distance of 1,440 feet to the center line of said County Road; thence East along the center line of said road a distance of 400 feet to the place of beginning.