

EE

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# ASSIGNMENT OF TRUST DEED BY BENEFICIARY

CYRUS L. SMITH, PERSONAL REPRESENTATIVE  
OF THE ESTATE OF NELLIE ELLEN SMITH

To Assignor  
CYRUS L. SMITH

SPACE RESERVED  
FOR  
RECORDER'S USE

Assignee

After recording, return to (Name, Address, Zip):

JERRY M. MOLATORE

426 MAIN STREET

KLAMATH FALLS OR 97601

State of Oregon, County of Klamath

Recorded 08/22/2002 3:12 P m.

Vol M02, Pg 47545-46

Linda Smith, County Clerk

Fee \$ 26 # of Pgs 2 puty.

CE5232

FOR VALUE RECEIVED, the undersigned who is the beneficiary or the beneficiary's successor in interest under that certain trust deed dated JUNE 15, 1994, executed and delivered by MIKE L. REYNOLDS AND JENA REYNOLDS PIKE, HUSBAND AND WIFE, grantor, to KLAMATH COUNTY TITLE COMPANY, NKA FIRST AMERICAN TITLE INSURANCE COMPANY, trustee, in which CYRUS L. SMITH AND NELL E. SMITH is the beneficiary, recorded on JUNE 17, 1994, in ~~XXXXXX~~ volume No. M94 on page 19103, and/or as fee/file/instrument/microfilm/reception No. \_\_\_\_\_ (indicate which) of the Records of KLAMATH County, Oregon and conveying real property in that county described as follows:

SEE ATTACHED EXHIBIT A

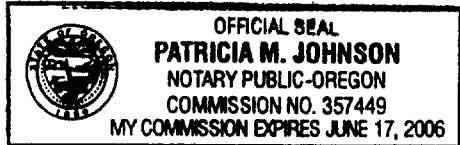
hereby grants, assigns, transfers, and sets over to CYRUS L. SMITH AS TO AN UNDIVIDED 50 PERCENT INTEREST, hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns, all of the beneficial interest in and under the trust deed, together with the notes, moneys and 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 \$ 151,114.65 with interest thereon at the rate of 8 percent per annum from (date) JULY 24, 2002

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 AUG 15, 2002

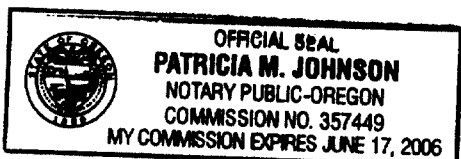


CYRUS L. SMITH, PERSONAL REPRESENTATIVE  
OF THE ESTATE OF NELLIE ELLEN SMITH

STATE OF OREGON, County of KLAMATH) ss.

This instrument was acknowledged before me on \_\_\_\_\_  
by \_\_\_\_\_

This instrument was acknowledged before me on August 15, 2002  
by CYRUS L. SMITH  
as PERSONAL REPRESENTATIVE  
of THE ESTATE OF NELLIE ELLEN SMITH



Patricia M. Johnson  
Notary Public for Oregon  
My commission expires 6-17-2006

K26

EXHIBIT "A"  
DESCRIPTION OF PROPERTY

The following described real property situate in Klamath County, Oregon.

PARCEL 1:

Beginning at a point on the Southerly side of Front Street, said point described as being situate South 14°27' East 496.7 feet; thence South 58°41' East 374.3 feet; and thence South 39°31' East 147.5 feet from the Southeasterly corner of Lot 92 in Block 3, First Addition to Buena Vista Addition to the City of Klamath Falls, Oregon; thence from the point of beginning herein described, South 39°31' East, along the Southwesterly line of Front Street, 152.5 feet to a point; thence South 52°35' East, along the Southwesterly line of Front Street, 50 feet to a point; thence South 37°25' West to the shore of Upper Klamath Lake; thence Northwesterly along said shore of Upper Klamath Lake to a point which bears South 45°41' West from the point of beginning; thence North 45°41' East to the point of beginning; being a portion of Lot 10, Section 30, Township 38 South, Range 9 East of the Willamette Meridian.

PARCEL 2:

Beginning at a point on the Southerly side of Front Street, Buena Vista Addition to The City of Klamath Falls, Oregon, said point being situate South 14°27' East 496.7 feet; thence South 58°41' East 374.3 feet; thence South 39°31' East 300.0 feet; and thence South 52°35' East 50.0 feet from the Southeasterly corner of Lot 92 Block 3, First Addition to Buena Vista Addition to the City of Klamath Falls, Oregon; thence from said point of beginning herein described, South 52°35' East, along the Southwesterly line of Front Street, 50.0 feet to a point; thence South 37°25' West 50 feet, more or less, to the shore of Upper Klamath Lake; thence Northwesterly along said shore of Upper Klamath Lake to a point which bears South 37°25' West from the point of beginning; thence North 37°25' East 65 feet, more or less to the point of beginning, being a portion of Lot 10, Section 30, Township 38 South, Range 9 East of the Willamette Meridian.

And

Beginning at a point on the Southerly line of Front Street which is 399.0 feet westerly along said southerly line from the west line of Lot 27, Block 41, Buena Vista Addition to the City of Klamath Falls, extended southerly; said beginning point also being the northwest corner of parcel described in that certain Easement Deed from Klamath Falls Land and Transportation Co., to J. T. Totton and H. E. Hansberry, recorded in Volume 21 page 195, Deed Records of Klamath County, Oregon; thence southerly along the westerly line of last mentioned parcel to the shoreline of Upper Klamath Lake; thence westerly along said shoreline to the southeasterly corner of parcel conveyed to Hugh B. Currin, et ux by Deed recorded December 30, 1958, in Volume 308 page 256, Deed Records of Klamath County, Oregon; thence along the southeasterly line of last mentioned parcel North 37°25' East a distance of 50.0 feet, more or less, to the southerly line of Front Street; thence South 52°35' East along said southerly line a distance of 60.0 feet to the point of beginning.