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MTZ S5691-1K2

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ASSIGNMENT OF TRUST DEED
BY BENEFICIARY

STATE OF OREGON,

} ss.

COAST BUSINESS CREDIT

12121 WILSHIRE BLVD, SUITE 1400

LOS ANGELES CA 90025

Assignor

LA JOLLA LOANS, INC.

7850 IVANHOE AVE

LA JOLLA, CA 92037

Assignee

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

LA JOLLA LOANS, INC.

7850 IVANHOE AVE

LA JOLLA, CA 92037

SPACE RESERVED
FOR
RECORDER'S USE

State of Oregon, County of Klamath

Recorded 09/13/2002 2:01 P. m.

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Linda Smith, County Clerk

Fee \$ 26.00 # of Pgs 2

puty.

FOR VALUE RECEIVED, the undersigned who is the beneficiary or the beneficiary's successor in interest under that certain trust deed dated June 21, 1999, executed and delivered by THE NEW EARTH COMPANY, grantor, to CHICAGO TITLE INSURANCE COMPANY, trustee, in which COAST BUSINESS CREDIT, A DIVISION OF SOUTHERN PACIFIC BANK is the beneficiary, recorded on August 6, 1999, in book/reel/volume No. M99 on page 31560, 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 LEGAL DESCRIPTION ON EXHIBIT "A" WHICH IS MADE A PART HEREOF BY THIS REFERENCE.

hereby grants, assigns, transfers, and sets over to LA JOLLA LOANS, INC., a California corporation, 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 \$1,640,270.93 with interest thereon at the rate of not less than 4% percent per annum from (date) September 15, 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 September 11, 2002COAST BUSINESS CREDIT, a division of
SOUTHERN PACIFIC BANKby: Rudolf P. Guenzel

RUDOLF P. GUENZEL, AUTHORIZED AGENT

STATE OF California, County of Los Angeles) ss.

This instrument was acknowledged before me on

by

This instrument was acknowledged before me on

by

as

of



WILLIAM K. SOROTSKY
Commission # 1265823
Notary Public - California
Los Angeles County
My Comm. Expires Jun 23, 2004

Notary Public for Oregon

commission expires

PARCEL 6: (3809-033CB-2401)

A tract of land lying in the SW1/4 of Section 33, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Commencing at the West 1/4 corner of said Section 33; thence North 00 degrees 44' 52" West 69.16 feet to a point on the old Southerly right of way line of South 6th Street; thence South 55 degrees 27' 00" East, along said Southerly right of way line, 407.10 feet to the most Northerly corner of Central Pacific Railway Company lands as described in Volume 85, page 120, Klamath County Deed Records; thence South 10 degrees 46' 30" West, 10.93 feet to point on the Southerly right of way line of South 6th Street, said point also lying on the Westerly line of the land described in Volume 85, page 120, Klamath County Deed Records, said point also being the True Point of Beginning; thence continuing along the Southerly right of way line of South 6th Street, South 49 degrees 37' 43" East, 197.04 feet to a point of non-tangent curvature; thence leaving said Southerly right of way line of South 6th Street, along the arc of a 467.68 foot radius curve to the right, through a central angle of 13 degrees 06' 50", an arc distance of 107.04 feet (the long chord of which bears South 27 degrees 59' 33" West, 106.81 feet) to a point of tangency; thence South 34 degrees 33' 00" West, 211.60 feet; thence North 78 degrees 29' 48" West, 54.42 feet; thence North 10 degrees 46' 30" East, 392.29 feet to the point beginning.

TOGETHER WITH all rights in and to that certain easement dated June 30, 1999 and recorded August 6, 1999 in Volume M99, page 31456, in the official Microfilm Records of Klamath County, Oregon.