

103 MAR 21 PM 2:07

Vol M03 Page 17224

OC: Sizemore

State of Oregon, County of Klamath  
Recorded 03/21/2003 2:07 p.m.  
Vol M03 Pg 17224  
Linda Smith, County Clerk  
Fee \$ 31.00 # of Pgs 3

#5385  
(2003)

ASSIGNMENT OF TRUST DEED BY BENEFICIARY  
OR BENEFICIARY'S SUCCESSOR IN INTEREST

Grantor: Gene R. Byrnes

Grantee: Shannon G. Van Dyke as to a 3.17% interest; James M. Byrnes as to a 3.17% interest; Holly J. Byrnes as to a 3.16% interest;

After recording, return to:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Consideration: NONE: GIVEN TO CHANGE VESTING OF TITLE.

FOR VALUE RECEIVED, the undersigned who is the beneficiary or beneficiary's successor in interest under that certain trust deed dated June 5, 1995, executed and delivered by Brian Roberson and Glenda Roberson, husband and wife, grantor, Klamath County Title, as trustee, in which Billee Schrieber, Gene R. Byrnes, James Ray Byrnes Trust, Gene A. Schrieber, Michelle R. Gratz, James M. Byrnes and Shannon G. Byrnes, is the beneficiary, recorded on July 21, 1995, in book/reel/volume No.M95 on page 18945, of the Mortgage Records of Klamath County, Oregon, and conveying real property in said county described as follows:

As Shown on attached Exhibit A

hereby grants, assigns, transfers and sets over to Shannon G. Van Dyke as to a 3.17% interest, James M. Byrnes as to a 3.17% interest, Holly J. Byrnes as to a 3.16% interest, hereinafter called assignee, and assignee's heirs, personal representatives, successors and assigns, all his beneficial interest in and under said 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 said trust deed. ***\*\* With the above change of vesting of interest, the beneficial interest in the subject property is now owned as follows: Shannon G. Van Dyke as to a 16.97% interest; James M. Byrnes as to a 16.97% interest; Holly J. Byrnes as to a 16.96% interest; Michelle R. Lenninger as to a 24.55% interest and Gene A. Schrieber as to a 24.55% interest.***

The undersigned hereby covenants to and with said assignee that the undersigned is the beneficiary or his successor in interest under said trust deed and is the owner and holder of the beneficial interest therein; that he has good right to sell, transfer and assign the same, and the note or other obligation secured thereby, and that there is now unpaid on the obligations secured by said trust deed the sum of not less than \$9,881.51 with interest thereon from February 12, 2003.

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

///

///

///

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal.

Dated: 03-19-03, 2003

Gene R. Byrnes  
Gene R. Byrnes

Shannon G. VanDyke by  
Gene R. Byrnes Atty-in-fact  
Shannon G. Van Dyke, by Gene R. Byrnes,  
her attorney in fact

James M. Byrnes by  
Gene R. Byrnes Atty-in-fact  
James M. Byrnes, by Gene R. Byrnes,  
his attorney in fact

Holly J. Byrnes by  
Gene R. Byrnes, Atty-in-fact  
Holly J. Byrnes, by Gene R. Byrnes,  
her attorney in fact

STATE OF OREGON            )  
  ) SS  
County of Marion            )

This instrument was acknowledged before me on March, 19, 2003 by Gene R. Byrnes, individually and as appointed Attorney in Fact for Shannon G. Van Dyke, James M. Byrnes and Holly J. Byrnes.

Monty C. Spalding  
Notary Public for Oregon  
My Commission Expires 03-20-05



## DESCRIPTION OF PROPERTY

- Parcel 1: All that portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  and all that portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 19, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, lying South of Pinedo Ave., East of Quarry Street and Northeast of the Southern Pacific Railroad Right of Way, Excepting therefrom that portion conveyed by Warranty Deed recorded March 31, 1989 in Volume M-89 page 5346, Deed Records of Klamath County, Oregon.
- Parcel 2: A parcel of land lying in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 19, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and being a portion of the following described property: That tract of land which was conveyed by that certain deed to James M. Baker, recorded in Book 113, page 535 of Klamath County Record of Deeds, the said parcel being described as follows: Beginning at a point 162 feet South and 177 feet West from the quarter corner common to Sections 19 and 20, Township 38 South, Range 9 E.W.M., said point also being 364 feet South and 53 feet East from the Southeast corner of Block 25, of the Chelsea Addition to the City of Klamath Falls and 20 feet Easterly (at right angles) from the center line of the Chelsea railroad spur; thence South 27°25' East, parallel to and 20 feet distant from the center line of the Chelsea railroad spur a distance of 120 feet; thence North 62°35' East a distance of 65 feet; thence North 27°25' West a distance of 120 feet; thence South 62°35' West a distance of 65 feet to the point of beginning.
- Parcel 3: A portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  and the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 19, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a point on the East line of the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 19, said point being S. 00°06'00" W. 52.14 feet from the E $\frac{1}{4}$  corner of said Section 19; thence S. 62°11'21" W. 247.67 feet more or less to the Easterly right of way line of Quarry St. (50 feet in width, being 25 feet on each side of the centerline of the road as now traveled and existing); thence Northerly along said Easterly right of way line to a point that is S. 00°06'00" W. 97.83 feet from the South line of Chelsea Addition to the City of Klamath Falls, Oregon; thence East 179.22 feet, along a line parallel with and 97.83 feet southerly from the South line of said Chelsea Addition to the East line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 19; thence S. 00°06'00" W. 117.26 feet to the point of beginning.