# NTT - 5718

AFTER RECORDING, RETURN TO:

Vol. MO3 Page 47184

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State of Oregon, County of Klamath
Recorded 07/08/2003 3:3/p m.
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Linda Smith, County Clerk
Fee \$ 4600 # of Pgs 5

# APPOINTMENT OF SUCCESSOR TRUSTEE, REQUEST FOR RECONVEYANCE, AND RECONVEYANCE OF TRUST DEED

#### RECITALS

A. The parties to this instrument are:

Present Beneficiary : LaSalle

LaSalle Bank National Association (formerly known as LaSalle National Bank), as Trustee under Trust and Servicing Agreement dated May 19, 1995, for the LXP Funding Corp. Commercial

Mortgage Pass-Through Certificates

Successor Trustee

Lawyers Title Insurance Corporation

B. The undersigned beneficiary, herein "Beneficiary," is the present holder of the obligations secured by the trust deed whose parties, date and recording information are as follows:

Grantor

LXP I, L.P. and LXP II, L.P.

Original Trustee

First American Title Insurance Company

Original Beneficiary:

Lexington Mortgage Company and Pacific Mutual Life Insurance

Company

Date

May 19, 1995

Recording Date

May 22, 1995

Recording Reference:

Vol. M95, Page 13294

County of Recording:

Klamath County, OR

C. Beneficiary has received payment in full of the obligations secured by the trust deed and desires to appoint Lawyers Title Insurance Corporation, herein "Trustee," as successor trustee for purposes of reconveying the trust deed.

KLAMATH FALLS, KLAMATH COUNTY, OR

AMÉRITITLE : has reserted this instrument by request as an accommodation only, and has not examined it for requiarity and sufficiency or as to its effect upon the title to any real property that may be described therein.



### APPOINTMENT AND RECONVEYANCE

- 1. Holder of Indebtedness. Beneficiary warrants that it is the legal owner and holder of all indebtedness secured by the above trust deed, which indebtedness has been fully paid and satisfied.
- 2. Appointment of Successor Trustee. Beneficiary appoints Trustee as successor trustee under the above trust deed, with all the powers provided therein and allowed by law.
- 3. Request for Reconveyance. Beneficiary requests and directs Trustee, on payment to Trustee of any sums owing to Trustee under the trust deed or provided for by law, to cancel all evidence provided to Trustee of the indebtedness secured by the above trust deed and to reconvey, without warranty, to the parties legally entitled thereto, all of the right, title and interest under the trust deed now held by Trustee in and to the property covered by the trust deed.
- 4. Reconveyance. Trustee hereby grants, bargains, sells and conveys, but without any covenant or warranty, expressed or implied, to the persons legally entitled thereto, all of the right, title and interest under the above trust deed now held by Trustee in and to the property covered by the trust deed and more particularly described on Exhibit A attached hereto.

## **BENEFICIARY:**

LASALLE BANK NATIONAL ASSOCIATION (formerly known as LaSalle National Bank), as Trustee under Trust and Servicing Agreement dated May 19, 1995, for LXP Funding Corp. Commercial Mortgage Pass-Through Certificates

Pacific Life Insurance Company, its attorney-in-By: fact

By:

Vice President VICE PRESIDENT Title:

Tame:

Title: Assistant Secretary B. Balden

Assistant Secretary

STATE OF CALIFORNIA

ss: at Newport Beach

47186

COUNTY OF ORANGE

I, Killer Stephenson, a Notary Public in and for said County, in the State aforesaid, do hereby certify that CS Dillion and Windy Balden, personally known to me and known by me to be the Vice President and Assistant Secretary, respectively, of Pacific Life Insurance Company, a California corporation, the corporation who executed the foregoing instrument as attorney-in-fact for LaSalle Bank National Association, formerly known as LaSalle National Bank, as Trustee, in whose name the above and foregoing instrument is executed, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their free and voluntary act and as the free and voluntary act of said corporation, by authority of its Board of Directors, on behalf of the aforesaid Trustee, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 18th day of June, 2003.

Name: Kilein Stephenson

Notary Public

My Commission Expires: 7/30/04

[SEAL]

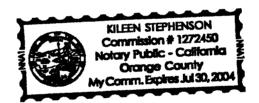


Exhibit A

Legal Description

900211.1.01

A parcel of land located in the Southwest one-quarter of Section 34, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

\* \* \* \*

Commencing at a brass cap marking the Southwest corner of Section 34 and running North 00°28'30" West 168.83 feet; thence North 89°31'30" East 55.00 feet to a point on the Easterly right-of-way line of Washburn Way and the Point of Beginning; running thence along said right-of-way line, North 00°28'30" West 944.12 feet; thence leaving said right-of-way, North 89°31'53' East 588.13 feet; thence South 00°28'07" East 1101.80 feet to the Northerly right-of-way line of Shasta Way; thence along said right-of-way South 89°52'25" West 77.96 feet; thence North 87°15'50" West 300.37 feet; thence South 89°52'25" West 7.13 feet; thence leaving said right-of-way, North 00°28'07" West 159.15 feet; thence South 89°31'53" West 172.03 feet; thence 38.10 feet along a 35.00 foot radius curve left, the long chord of which bears South 58°20'54" West 36.24 feet to the Point of Beginning.