

MTZ-61833kr

Vol M03 Page 92492

State of Oregon, County of Klamath
Recorded 12/22/03 3:05 p. m.
Vol M03 Pg 92492 - 92500
Linda Smith, County Clerk
Fee \$ 61⁰⁰ # of Pgs 9

HSBC BANK USA, AS TRUSTEE FOR THE REGISTERED HOLDERS OF FALCON
FRANCHISE LOAN TRUST 2000-1 FRANCHISE LOAN-BACKED BONDS

to

DEYCO, INC.

PARTIAL RELEASE OF DEED OF TRUST

Dated: As of November 18th, 2003

Location of Release Parcel:

As set forth on Schedule B attached hereto
and located in Klamath County.

Location of Remaining Parcel:

As set forth on Schedule C attached hereto
and located in Klamath County.

RECORD AND RETURN TO:

Falcon Financial, LLC
15 Commerce Road
Stamford, CT 06902
Attention: David A. Karp

61.00
am

THIS PARTIAL RELEASE OF DEED OF TRUST, made as of the 18th day of November, 2002, by HSBC BANK USA, AS TRUSTEE FOR THE REGISTERED HOLDERS OF FALCON FRANCHISE LOAN TRUST 2000-1 FRANCHISE LOAN-BACKED BONDS, having an address at 140 Broadway, 12th Floor, New York, New York 10005-1180 ("Mortgagee") to DEYCO, INC., an Oregon corporation having its principal place of business at 2833 Washburn Way, Klamath Falls, Oregon 97603, Rochester, New York 14623 (hereinafter referred to as "Mortgagor").

W I T N E S S E T H :

WHEREAS, Mortgagee is the holder of the deed of trust described in Schedule A annexed hereto (the "Deed of Trust") and of the note secured thereby covering premises described therein (the "Mortgaged Property"), and

WHEREAS, Mortgagee, at the request of Mortgagor, has agreed to give up and surrender the portion of the Mortgaged Property described on Schedule B annexed hereto (the "Release Parcel") unto Mortgagor, and to hold and retain the residue of the mortgaged lands described on Schedule C annexed hereto (the "Remaining Parcel") as security for the money remaining due on the Deed of Trust.

NOW, THEREFORE, Mortgagee, in pursuance of said agreement and in consideration of TEN DOLLARS (\$10.00), lawful money of the United States, and other good and valuable consideration paid by Mortgagor, does grant, release and quitclaim unto Mortgagor the Release Parcel, with the intent that the rest of the Mortgaged Property shall remain mortgaged to Mortgagee, its successors and assigns, forever.

TO HAVE AND TO HOLD the Release Parcel to Mortgagor and to the heirs, successors and assigns of Mortgagor forever, free, clear and discharged of and from all lien and claim under and by virtue of said mortgage aforesaid.

[NO FURTHER TEXT ON THIS PAGE]

92494

IN WITNESS WHEREOF, this Release has been duly executed by
Mortgagee on the day and year first above written.

HSBC BANK USA, AS TRUSTEE FOR THE
REGISTERED HOLDERS OF FALCON
FRANCHISE LOAN TRUST 2000-1
FRANCHISE LOAN-BACKED BONDS

By: Falcon Financial, LLC, as primary servicer

By: 
Name: David A. Karp
Title: President

ACKNOWLEDGMENT

92495

STATE OF Connecticut)

COUNTY OF Fairfield)

: ss.:

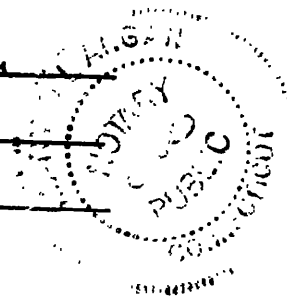
This instrument was acknowledged before me on November 18, 2003 by David A. Karp as President for FALCON FINANCIAL, LLC, as primary servicer for HSBC BANK, USA, AS TRUSTEE FOR THE REGISTERED HOLDERS OF FALCON FRANCHISE LOAN TRUST 2000-1 FRANCHISE LOAN-BACKED BINDS.

Mary D. Langan

Notary Public for _____

My Commission Expires: _____

Mary D. Langan
My Commission Expires 11-30-2004



SCHEDULE A

1. Deed of Trust and Assignment of Rents and Fixture Filing dated as of March 13, 2000, in the principal amount of \$3,300,000.00 made and delivered by Deyco, Inc., as grantor, to Falcon Financial, LLC, as beneficiary, and recorded March 15, 2000, in the Records of Klamath County, Oregon (the "County Records") in Volume No. MOO, Page 8359, which deed of trust was assigned by Falcon Financial, LLC to ABN AMRO BANK, N.V. by instrument dated March 7, 2000, and recorded March 15, 2000 in the County Records in Volume No. MOO, Page 8406, which deed of trust was further assigned by ABN AMRO BANK, N.V. to HSBC Bank USA, as Trustee for the Registered Holder of Falcon Franchise Loan Trust 2000-1 Franchise Loan-Backed Bonds by instrument dated October 20, 2000, and recorded in the County Records on November 16, 2000 in Volume MOO, Page 41477.

92497

SCHEDULE B
RELEASE PARCEL

Description for 1.00 Acre Parcel

92498

A parcel of land situated in the Southwest $\frac{1}{4}$ of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Parcel 2 of Land Partition 30-03 as shown on the official plat thereof as filed at the office of the Klamath County Clerk.

92499

SCHEDULE C
REMAINING PARCEL

Property Description

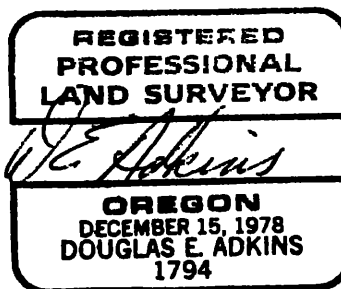
A parcel of land situated in the SW¼ SW¼ of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Commencing at the corner common to Sections 3, 4, 9 and 10, Township 39 South, Range 9 East of the Willamette Meridian; thence North 58°43'04" East 75.01 feet to a 5/8" iron rod, said point being an Oregon Department of Transportation right-of-way monument; thence along the east right-of-way line of Washburn Way North 0°00'29" West 289.17 feet to a 5/8" iron rod marked "Adkins Consult Engrs Inc" and the True Point of Beginning of this description; thence along said right-of-way line until further mention North 89°09'30" West 13.59 feet to a point that bears North 8°44'26" East 332.17 feet from said corner common to Sections 3, 4, 9 and 10; thence North 0°04'50" East 544.38 feet; thence leaving said right-of-way line South 89°25'10" East 549.87 feet to the west right-of-way line of Broadmore Street; thence along said west right-of-way line South 0°09'48" West 546.88 feet; thence leaving said right-of-way North 89°09'30" West 549.11 feet to the true point of beginning, containing 6.88 acres;

Also including the following described parcel: Commencing at said corner common to Sections 3, 4, 9 and 10; thence North 8°44'26" East 332.17 feet to a point on the east right-of-way line of Washburn Way; thence South 89°09'30" East 199.09 feet to the true point of beginning for this description; thence continuing South 89°09'30" East 350.00 feet to the west right-of-way line of Broadmore Street; thence along said right-of-way line South 0°09'48" West 299.63 feet to the north right-of-way line of Hilyard Avenue; thence along said right-of-way line North 89°06'00" West 120.99 feet; thence leaving said right-of-way line North 0°09'48" East 190.00 feet; thence North 89°06'00" West 229.02 feet; thence North 0°09'48" East 109.38 feet to the true point of beginning; said parcel also known as Parcel 1 of Land Partition 30-03, containing 1.41 acres;

The two above described parcels contain 8.29 acres total, with bearings based on County Survey 6586.

Nov. 6, 2003
1179-07



12-31-03