

04 MAR 12 PM 8:30

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State of Oregon, County of Klamath

Recorded 03/12/2004 8:30 A.m

Vol M04 Pg 14178-80

Linda Smith, County Clerk

Fee \$ 312.00 # of Pgs 3

AFTER RECORDING, RETURN TO:

Ret
Laurence E. Thorp
Thorp, Purdy, Jewett, Urness & Wilkinson, P.C.
1011 Harlow Road, Suite 300
Springfield, OR 97477

SEND TAX STATEMENTS TO:

NO CHANGE

TRUE CONSIDERATION: OTHER (transfer to family trust)

ASSIGNMENT OF TRUST DEED BY BENEFICIARY⁸

FOR VALUE RECEIVED, the undersigned who is the beneficiary under that certain trust deed dated January 21, 2003, executed and delivered by Alberts Development, LLC, a Ltd. Liability Co., grantor, to Fidelity National Title Company, a California Corporation, trustee, in which Durward L. Boyles is the beneficiary, which was recorded in Volume No. M03⁸, Page 13199, of the Mortgage Records of Klamath County, Oregon, and conveying real property in said county described as follows:

See attached Exhibit "A"

hereby grants, assigns, transfers and sets over to Durward L. Boyles and Richard D. Boyles, ✓ Trustee of the Durward L. Boyles Living Trust Dated February 9, 2004, 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.

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 \$100,000.00 with interest thereon from July 15, 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.

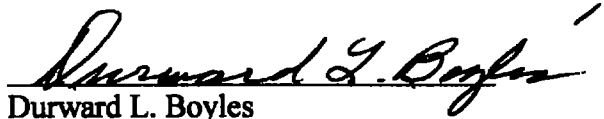
Assignment of Trust Deed by Beneficiary - Page 1

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x500
3600✓

14179

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal; if the undersigned is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

DATED: February 9, 2004.


Durward L. Boyles

STATE OF OREGON)
) ss.
County of Lane)

This instrument was acknowledged before me on February 9th, 2004 by Durward L. Boyles.



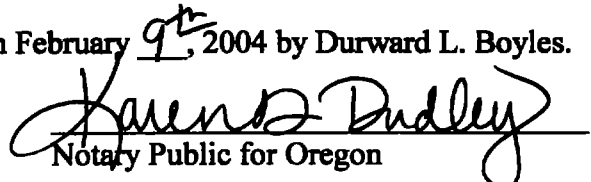

Notary Public for Oregon

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL 1:

A portion of the N1/2 SW1/4 of Section 17, Township 24 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Commencing at a point where the North-South center line of said Section 17 intersects the Northeasterly line of the highway right of way of Oregon State Highway 58; thence along said Northeasterly line of said right of way in a general Northwesterly direction, a distance of 1,300 feet to a point which is the true point of beginning; thence at right angles to said highway right of way line in a generally Northeasterly direction, 250 feet to a point; thence at right angles to said last mentioned course and in a generally Southeasterly direction, 350 feet to a point; thence at right angles to said last mentioned course and in a generally Southwesterly direction, 250 feet, more or less, to said Northeasterly right of way line of said Oregon State Highway 58; thence along said Northeasterly line of said right of way in a generally Northwesterly direction, a distance of 350 feet, more or less to the point of beginning.

PARCEL 2:

A rectangular portion of the NE1/4 of the SW1/4 of Section 17, Township 24 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Commencing at a point where the North-South centerline of said Section 17 intersects the Northeasterly line of the highway right of way of Oregon State Highway 58; thence along said Northeasterly line of said right of way in a generally Northwesterly direction a distance of 650 feet to a point which is the true point of beginning; thence at right angles to said highway right of way and in a generally Northeasterly direction 250 feet to a point; thence at right angles to said last course and in a generally Northwesterly direction a distance of 300 feet to a point; thence at right angles to said last course and in a generally Southwesterly direction a distance of 250 feet, more or less, to the said Northeasterly right of way line of said Oregon State Highway 58; thence along said Northeasterly line of said right of way in a generally Southeasterly direction a distance of 300 feet, more or less, to the point of beginning.