

This instrument prepared by and when recorded return to:

Metropolitan Life Insurance Company  
Denver Regional Office  
5445 DTC Parkway, Suite 920  
Greenwood Village, CO 80111

Loan No. 712329

State of Oregon, County of Klamath  
Recorded 09/28/04 8:33 a m  
Vol M04 Pg 64879-83  
Linda Smith, County Clerk  
Fee \$ 41.00 # of Pgs 5

**ASSIGNMENT OF MORTGAGE  
AND OTHER LOAN DOCUMENTS**

**FOR VALUE RECEIVED**, and without representation, warranty or recourse except as provided in those certain Master Loan Participation Agreements dated as of July 30, 1997, and September 18, 1997 (as the case may be) and that certain Mortgage Loan Purchase and Sale Agreement dated August 16, 2004, the undersigned hereby assigns and transfers to Metropolitan Life Insurance Company, whose address is 8717 W. 110<sup>th</sup> Street, Suite 700, Overland Park, Kansas 66210, all its legal and beneficial interests under the following described Oregon Mortgage and Security Agreement (the "Mortgage"), the Promissory Note therein described or referred to therein (the "Note"), the money thereon to become due with interest, all rights accrued or to accrue under said instrument, and all other loan documents and security instruments collateral to said Mortgage or given in connection therewith or the Note secured thereby. Such Mortgage is from CAMERON A. CURTISS, in favor MONY Life Insurance Company, formerly known as The Mutual Life Insurance Company of New York, dated March 14, 1997, and filed for record on March 18, 1997, in the Office of the County Clerk of Klamath County, Oregon, in Volume M97, Page 7896, as Instrument No. 34505, which was re-recorded to correct book on March 21, 1997 in the Office of the County Clerk of Klamath County, Oregon, in Volume M97, Page 8384, as Instrument No. 34750, and referencing certain real property described on Exhibit "B" attached hereto and incorporated herein by reference and subject to any prior partial releases, securing an original indebtedness of One Million One Hundred Thousand and 00/100 Dollars (\$1,100,000.00). Said Mortgage and certain of the other loan documents are described in Exhibit "A" attached hereto. The Klamath County Clerk shall cause the recording of this instrument to be cross-referenced and noted in the margin of said Mortgage as provided by law.

IN WITNESS WHEREOF, the undersigned, as the beneficiary under said instrument, has caused this Assignment to be executed this 16th day of August, 2004.

**MONY LIFE INSURANCE COMPANY,**  
a New York corporation  
By: [Signature]  
Name: Monte W. Lyons  
Title: Authorized Signatory

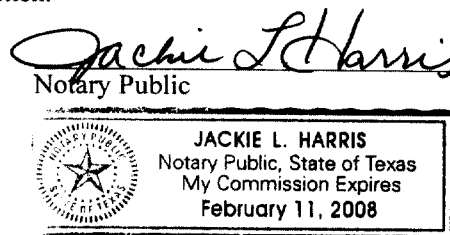
STATE OF TEXAS )  
COUNTY OF LUBBOCK )

On this 16th day of August, 2004, before me Jackie L. Harris, a Notary Public in and for said county and state, personally appeared Monte W. Lyons, to me personally known, who, being by me duly sworn, did say that he is an Authorized Signatory of the MONY Life Insurance Company, a New York corporation, formerly known as The Mutual Life Insurance Company of New York, and that said instrument was signed on behalf of said corporation by authority of its Board of Directors, and that he acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in said County and State the day and year last above written.

My Commission Expires 2-11-08

STLD01-1092187-1



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**EXHIBIT A**  
MONY Loan No. 712329

1. Promissory Note dated March 14, 1997, in the original amount of One Million One Hundred Thousand and 00/100 Dollars (\$1,100,000.00), made by Cameron A. Curtiss, in favor of MONY Life Insurance Company, which was modified by Modification Agreement effective March 1, 2002.
2. Oregon Mortgage and Security Agreement executed by CAMERON A. CURTISS, in favor of MONY Life Insurance Company, dated March 14, 1997, and filed for record on March 18, 1997, in the Office of the County Clerk of Klamath County, Oregon, in Volume M97, Page 7896, as Instrument No. 34505, which was re-recorded to correct book on March 21, 1997 in the Office of the County Clerk of Klamath County, Oregon, in Volume M97, Page 8384, as Instrument No. 34750.
3. UCC-1A Financing Statement filed for record on March 18, 1997, in the Office of the County Clerk of Klamath County, Oregon, in Volume M97, Page 7890, as File No. 34504.
4. UCC-1 Financing Statement filed for record on March 21, 1997, in the Office of Oregon Secretary of State, as File No. 364926.
5. Common Default Agreement dated March 25, 1999 executed by CAMERON A. CURTISS, and filed for record on March 26, 1999, in the Office of County Clerk of Klamath County, Oregon, in Volume M99, Page 10705, as Instrument No. 76987.
6. Policy of Title Insurance No. 181881 / K-50168 issued by Klamath County Title Company, as agent for First American Title Insurance Company/ bearing effective date of March 18, 1997 at 10:29 a.m.  
of Oregon

**EXHIBIT B**  
 MONY Loan No. 712329

The following described real property situate in Klamath County, Oregon:

Parcel 1:

Township 36 South, Range 7 East of the Willamette Meridian:

Section 32 West of Lake: Government Lots 6, 7 and 8

Section 33 West of Lake: Government Lots 3, 4, 5, 6, 7 and 8 and that portion of Government Lot 2 lying Westerly of a straight line running from the Northwest corner to the Southeast thereof.

Also the SW $\frac{1}{4}$ ; W $\frac{1}{2}$ SE $\frac{1}{4}$ ; SE $\frac{1}{2}$ SE $\frac{1}{4}$

Section 34 West of Lake: Government Lots 1, 2, 11 and 12; E $\frac{1}{2}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; SAVING AND EXCEPTING THEREFROM that portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  described as follows:

Beginning at the Northwest corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; thence Southeasterly along a straight line to the Southeast corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; thence North along the East line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$  to the Northeast corner thereof; thence West along the North line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$  to the point of beginning.

ALSO SAVING AND EXCEPTING the Easterly 60 feet of even width of the Fractional SW $\frac{1}{4}$  of said Section 34.

All the above described property further described by instrument establishing boundary lines recorded November 1, 1916, in Volume 46 page 242, Deed records of Klamath County, Oregon.

SAVING AND EXCEPTING from the above described property that portion thereof conveyed to Klamath County, a governmental subdivision of the State of Oregon, for road purposes by deed recorded May 12, 1977, in Volume M77 page 8251, Deed records of Klamath County, Oregon.

Township 37 South, Range 7 East of the Willamette Meridian:

Section 3: NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; NE $\frac{1}{4}$ NW $\frac{1}{4}$  EXCEPT the Easterly 60 feet of even width of said NE $\frac{1}{4}$ NW $\frac{1}{4}$  and that portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$  described as follows:

Beginning at the Northeast corner of said S $\frac{1}{2}$ NW $\frac{1}{4}$ ; thence West along the North line of said S $\frac{1}{2}$ NW $\frac{1}{4}$  to the Northwest corner thereof; thence South along the West line of said S $\frac{1}{2}$ NW $\frac{1}{4}$  to the Southwest corner thereof; thence Northeasterly along a straight line to the point of beginning.

Section 4: Government Lots 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14; NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; NE $\frac{1}{4}$ SW $\frac{1}{4}$

ALSO Government Lot 1 EXCEPT that portion thereof heretofore conveyed by Weyerhaeuser Timber Company to the State of Oregon by deed dated September 13, 1951, recorded October 3, 1951, in Volume 250 page 175, Deed records of Klamath County, Oregon.

ALSO that portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$  lying West of a line extending from the Southwest corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$  to the Northeast corner of Government Lot 6 of said Section 4.

SAVING AND EXCEPTING from the above described property that portion of Government Lot 6 lying Easterly of a straight line extending Southwesterly from the Northeast corner of said Government lot 6 to the Southwest corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 4.

Section 8: NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; S $\frac{1}{4}$ SW $\frac{1}{4}$ ; NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; SE $\frac{1}{4}$

Section 9: Government Lots 1, 2, 3, 4, 5, 6, 7, 8 and 9; N $\frac{1}{4}$ SW $\frac{1}{4}$ ; NW $\frac{1}{4}$ SE $\frac{1}{4}$

ALSO that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$  described as follows:

Beginning at the Southwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; thence North along the West line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$  to the Northwest corner thereof; thence East along the North line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$  to the Northeast corner thereof; thence Southwesterly along a straight line to the point of beginning.

Section 17: N $\frac{1}{4}$ NW $\frac{1}{4}$

EXCEPTING THEREFROM the following:

A tract of land situated in the SW $\frac{1}{4}$  of Section 34, Township 36 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, and the NW $\frac{1}{4}$  of Section 3, Township 37 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a 5/8 inch iron pin on the Northwesterly right of way line of the County Road to Eagle Ridge, as established by found center line hubs, from which the W 1/4 corner of said Section 3 bears South 51°41'42" West 3152.04 feet; thence North 21°01'06" West 1523.29 feet, to a 5/8 inch iron pin; thence North 81°59'35" West 601.47 feet, to a 5/8 inch iron pin; thence North 08°00'25" East 504.82 feet, to a 5/8 inch iron pin; thence North 11°16'48" West 394.49 feet, to a 5/8 inch iron pin; thence North 12°00'51" East 185.12 feet, to a 5/8 inch iron pin; thence North 20°12'08" East 296.83 feet, to a 5/8 inch iron pin; thence North 16°13'00" East 514 feet, more or less, to a point on the North line of said SW $\frac{1}{4}$  of Section 34; thence Easterly along said North line 946 feet, more or less, to a point that is 60 feet Westerly of the center 1/4 corner of said Section 34; thence Southerly, parallel to and 60 feet from the North-South center section line of said Section 34, 2596 feet, more or less, to a point on the Section line common to said Sections 34 and 3; thence Southerly, parallel to and 60 feet from the North-South center section line of said Section 3, 670 feet, more or less, to a point on the Northwesterly right of way line of the said County Road to Eagle Ridge; thence South 59°44'32" West 100.00 feet, more or less, to the point of beginning, with bearings based on a solar observation. Reference above described tract of land to recorded Survey No. 2744 as recorded in the office of the Klamath County Surveyor.

Parcel 2:

Township 36 South, Range 7 East of the Willamette Meridian:

Section 28 West of Lake: Government Lots 3, 4, 5, and 6 and that portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$  described as follows:

Beginning at the Northwest corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence South along the West line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$  to the Southwest corner thereof; thence East along the South line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$  to the Southeast corner thereof; thence Northwesterly along a straight line to the point of beginning.

Section 33 West of Lake: Government Lot 1, SAVING AND EXCEPTING therefrom that portion described as follows:

Beginning at the Northeast corner of said Section 33; thence West along the North line thereof to the Southwest corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 28; thence Southeasterly along a straight line to the Southeast corner of said Government Lot 1; thence North along the East line of said Section 33 to the point of beginning.

ALSO that portion of Government Lot 2 described as follows:

Beginning at the Northwest corner of said Government Lot 2; thence East along the North line of said Government Lot to the Northeast corner thereof; thence South along the East line of said Government Lot to the most Southerly corner thereof; thence Northwesterly in a straight line to the Northwest corner thereof and the point of beginning.

LESS AND EXCEPTING from said Government Lots 1 and 2 the following parcel:

Beginning at an iron pipe in Government Lot 2 from which the East quarter corner of Section 33, Township 36 South, Range 7 East of the Willamette Meridian, West of Klamath Lake, bears South 23°51' East 1190.3 feet distant; thence North 33°09'10" West 500 feet; thence South 56°50'50" West 435.6 feet; thence South 33°09'10" East 500 feet; thence North 56°50'50" East 435.6 feet, more or less to the point of beginning.

ALONG WITH a non-exclusive easement for ingress and egress over and across the existing road running from the above described tract of land to its intersection with the Lake of the Woods Highway and lying within the following described tract of land:

Government Lot 2, Section 33: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Government Lot 1 and E $\frac{1}{4}$ SW $\frac{1}{4}$  Section 34, All in Township 36 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, and NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 3 and Government Lot 5, 6, and 7 in Section 4, Township 37 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon.