

ATC: 66263

Vol M04 Page 77156

Recording Requested By:  
Aspen Title & Escrow, Inc.  
525 Main Street  
Klamath Falls, OR 97601

State of Oregon, County of Klamath  
Recorded 11/09/04 10:49 m  
Vol M04 Pg 77156-57  
Linda Smith, County Clerk  
Fee \$ 26.00 # of Pgs 2

When Recorded Return To:

Aspen Title & Escrow, Inc.  
525 Main Street  
Klamath Falls, OR 97601

Until requested otherwise, send all tax statements:

04 NOV 9 AM 10:49

(SPACE ABOVE THIS LINE FOR RECORDER'S USE)

## COVER SHEET

DOCUMENT:

Appointment of Successor Trustee

GRANTOR:

Mike Hale and Sheila Hale

GRANTEE:

Aspen Title & Escrow, Inc.

CONSIDERATION :

\$0.00

26\*

# **APPOINTMENT OF SUCCESSOR TRUSTEE**

This agreement is given as an inducement to **Aspen Title & Escrow, Inc.** an Oregon Corporation to execute a Deed of Reconveyance to the property described in the following Trust Deed, which secures a Note of the same date and amount, both executed by

GRANTOR: **JOHN GOWER AND SHERRIE GOWER**

To TRUSTEE: **AMERITITLE**

For BENEFICIARY: **MIKE HALE AND SHEILA HALE**

Dated: **FEBRUARY 2000**

Recorded: **APRIL 18, 2000**

Book: **M-00**

Page: **12673**

of **KLAMATH** County, Oregon.

The undersigned Beneficiary hereby attests and swears, under penalty of perjury, to the following:

1. That the undersigned is the legal owner and holder of all indebtedness secured by the above Note and Trust Deed;
2. That the undersigned has made no assignment of its interest in said Note or Trust Deed, neither wholly, in part nor as collateral security;
3. ☒ That the original Note secured by the above Grantor has been lost, misplaced or destroyed and has not been found after due and diligent search;
4. ☒ That the original Trust Deed executed by the above Grantor has been lost, misplaced or destroyed and has not been found after due and diligent search;
5. That all sums payable by reason of the terms of the above Note have been fully paid and satisfied, receipt for which is hereby acknowledged;
6. That all the terms, provisions and agreements contained in the above Note and Trust Deed have been fully performed and satisfied and should be discharged of record by the Trustee.

NOW THEREFORE, IN CONSIDERATION OF **Aspen Title & Escrow, Inc.** an Oregon Corporation reconveying the property described in the above Trust Deed to Grantor without surrender to **Aspen Title & Escrow, Inc.** an Oregon Corporation, of the original executed Note and recorded Trust Deed, the undersigned Beneficiary hereby promises, covenants and agrees to hold harmless, protect and indemnify **Aspen Title & Escrow, Inc.** an Oregon Corporation from and against any and all liabilities, losses, damages, expenses and charges, including but not limited to attorney's fees and expenses of litigation that may be sustained by reason of the undersigned Beneficiary's inability to surrender such Note and Trust Deed. In the event that **Aspen Title & Escrow, Inc.** an Oregon Corporation, is not the current trustee under the above referenced Trust Deed, the undersigned beneficiary hereby appoints **Aspen Title & Escrow, Inc.** an Oregon Corporation, as successor trustee under said Trust Deed.

The undersigned Beneficiary fully understands that in making these statements and promises that **Aspen Title & Escrow, Inc.** an Oregon Corporation is relying thereon and that **Aspen Title & Escrow, Inc.** an Oregon Corporation is hereby requested to issue its Deed of Reconveyance, without warranty pursuant to statute, to the above grantor.

DATED: Oct. 28, 2004

Michael D. Hale  
Mike Hale

Sheila Hale  
Sheila Hale

BENEFICIARY

STATE OF OREGON, County of Multnomah ) ss.

This instrument was acknowledged before me on October 28th, 2004  
by Mike Hale and Sheila Hale.

This instrument was acknowledged before me on \_\_\_\_\_  
by \_\_\_\_\_  
as \_\_\_\_\_ of \_\_\_\_\_.

Jeffrey A. Litzenberg  
Notary Public for Oregon.  
My Commission expires Dec. 18th, 2007

