

RECORDATION REQUESTED BY:

South Valley Bank & Trust  
Commercial Branch  
P O Box 5210  
Klamath Falls, OR 97601

M05-72028

Klamath County, Oregon

12/29/2005 11:38:28 AM

Pages 2 Fee: \$26.00

WHEN RECORDED MAIL TO:

South Valley Bank & Trust  
Commercial Branch  
P O Box 5210  
Klamath Falls, OR 97601

M06-00245

Klamath County, Oregon

01/05/2006 11:36:54 AM

Pages 3 Fee: \$31.00

SEND TAX NOTICES TO:

South Valley Bank & Trust  
Commercial Branch  
P O Box 5210  
Klamath Falls, OR 97601

*Re-recording to correct,  
legal description previously recorded in M05-72028  
1st 666667*

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

ASSIGNMENT OF DEED OF TRUST



THIS ASSIGNMENT OF DEED OF TRUST dated December 28, 2005, is made and executed between Charles D. Bury and Lynn E. Bury, whose address is 7677 Lower Klamath Lake RD, Klamath Falls, OR 97603 (referred to below as "Assignor") and South Valley Bank & Trust, whose address is P O Box 5210, Klamath Falls, OR 97601 (referred to below as "Assignee").

DEED OF TRUST. Staci L. Hawthorne, the Grantor, executed and granted to First American Title Insurance Company of Oregon, as Trustee, for the benefit of Charles D. Bury and Lynn E. Bury, the Beneficiaries, the following described Deed of Trust dated October 20, 2005 (the "Deed of Trust") which has been recorded in Klamath County, State of Oregon, as follows:

Recorded October 27, 2005 in the Office of the Klamath County Clerk, in Volume M05, Page 67647.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in Klamath County, State of Oregon:

See Exhibit A, which is attached to this Assignment and made a part of this Assignment as if fully set forth herein.

The Real Property or its address is commonly known as Klamath Falls, OR 97603.

ASSIGNMENT OF DEED OF TRUST. For valuable consideration, represented in the Note dated December 28, 2005, in the original principal amount of \$578,700.00, from Assignor to Assignee, Assignor hereby assigns and conveys to Assignee all of Assignor's right, title, and interest in and to the above described Deed of Trust, together with all of Assignor's right, title and interest in and to the promissory note or notes (or other credit agreements) secured by the Deed of Trust.

ASSIGNOR:

x Charles D. Bury  
Charles D. Bury

x Lynn E. Bury  
Lynn E. Bury

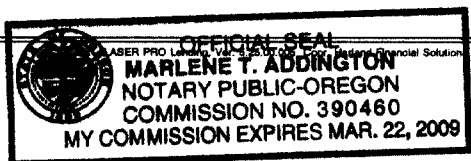
INDIVIDUAL ACKNOWLEDGMENT

STATE OF OREGON )  
 ) SS  
COUNTY OF Klamath )

On this day before me, the undersigned Notary Public, personally appeared Charles D. Bury and Lynn E. Bury, to me known to be the individuals described in and who executed the Assignment of Deed of Trust, and acknowledged that they signed the Assignment as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 28th day of December, 2005.

By Marlene T. Addington Residing at Klamath County, OR.  
Notary Public in and for the State of Oregon My commission expires 3-22-2009



*28 31F*

**Exhibit "A"**

Real property in the County of , State of Oregon, described as follows:

The S1/2 of Section 8, Township 41 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, Saving and Excepting the following:

A tract of land situated in the SE1/4SE1/4 of Section 8, Township 41 South, Range 10 East of the Willamette Meridian, more particularly described as follows:

Beginning at the Southeast corner of said Section 8, as marked by a 5/8" iron pin; thence N 89°45'04" W., along the South line of said Section 8, 774.90 feet; thence N. 00°14'56" E. 30.00 feet to a point on the Northerly right of way line of Lower Klamath Lake Road; thence N. 32°28'38" E. 27.40 feet to a point 1 foot Northwesterly of an existing fence line; thence along a line 1 foot Northwesterly of said fence line, N. 41°09'50" E. 28.19 feet, N 51°32'46" E. 63.12 feet, N. 53°04'23" E. 191.71 feet, N. 50°07'36" E. 268.88 feet, N 45°27'10" E. 167.78 feet, N. 41°49'20" E. 89.91 feet, along the arc of a curve to the left (radius= 500.00 feet and central angle = 29°02'58") 253.50 feet, N. 12°46'22" E. 36.94 feet, and N. 08°40'58" E. 70.25 feet; thence along an existing fence S. 88°36'12" E. 17 feet, more or less, to a point on the East line of said Section 8, thence Southerly along said East line, 917.14 feet to the point of beginning.

Saving and Excepting any portion within the right of way of Lower Klamath Lake Road.

Tax Parcel Number: 819074

**ATTACHED TO DEED OF TRUST DATED DECEMBER 28, 2005 AND BY THIS REFERENCE INCORPORATED HEREIN.**

**ROCKING P-B LLC**

  
**CHARLES D. BURY, MANAGER OF**  
**ROCKING P-B LLC**

**EXHIBIT A**

**LEGAL DESCRIPTION:**

A tract of land situated in the SE 1/4 of Section 16, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the West right of way line of Washburn Way, from which the Southeast corner of said Section 16 bears South 89°48'51" East 30.00 feet and South 00°11'09" West 752.06 feet; thence North 89°48'51" West 190.00 feet; thence South 79°58'39" West 56.43 feet, thence South 79°58'39" West 249.31 feet to the Northwesterly right of way line of the Southern Pacific Railroad; thence North 33°30'54" West along said right of way line, 1672.84 feet to the Southwesterly right of way line of the Southside Expressway; thence along said Southwesterly right of way 1753 feet more or less to the West right of way line of Washburn Way; thence South 00°11'09" West 452.77 feet to the point of beginning.

EXCEPTING the area lying within the USBR 1-G-Drain

AND EXCEPTING THEREFROM that portion thereof conveyed to Klamath County for road purposes (Washburn Way) by Warranty Deed recorded May 3, 1996 in Volume M96 page 12695, Records of Klamath County, Oregon.