

M06-07479

Klamath County, Oregon

04/18/2006 08:28:56 AM

Pages 8 Fee: \$56.00

RECORD & RETURN TO:

Roni Lee Clark
Legal Assistant
Hall Estill, et al
320 S. Boston Avenue, Suite 400
Tulsa, Oklahoma 74103

CREDIT SUISSE, CAYMAN ISLANDS BRANCH

(formerly known as Credit Suisse First Boston,
acting through its Cayman Islands Branch)

by its predecessor in interest to the Mortgage,

Bank of America, N.A.,

As Administrative Agent,

As First Lien Administrative Agent,

As Second Lien Administrative Agent

Beneficiary

To

WILTEL COMMUNICATIONS, LLC

(fka Williams Communications, LLC)

A Delaware limited liability company

Grantor

APPOINTMENT OF SUCCESSOR TRUSTEE

DATED: March 10, 2006

PREMISES &/OR EASEMENTS AS DESCRIBED IN EXHIBIT B:

Keller Rd. & Hwy 39
Chemult, OR 97731
County of Klamath
State of Oregon

**APPOINTMENT OF
SUCCESSOR TRUSTEE**

Re: Trust Deed from _____

WilTel Communications, LLC, formerly known as
Williams Communications, LLC ("**Grantor**")

To
First American Title Insurance Company ("**Original
Trustee**")

SPACE
RESERVED
FOR
RECORDER'S
USE

STATE OF OREGON,)
) ss.
County of _____)

I certify that the within instrument was received
for recording on _____, at _____
o'clock _____.M., and recorded in book/reel/volume
No. _____ on page _____ and/or as
fee/file/instrument/microfilm/reception No. _____,
Records of this County.

Witness my hand and seal of County affixed.

After recording, return to:

Roni Clark
Hall, Estill, Hardwick, Gable,
Golden & Nelson, P.C.
320 South Boston Avenue, Suite 400
Tulsa, Oklahoma 74103-3708

Name Title
By _____, Deputy

KNOW ALL BY THESE PRESENTS that CREDIT SUISSE, CAYMAN ISLANDS BRANCH (formerly known as Credit Suisse First Boston, acting through its Cayman Islands Branch) ("**Beneficiary**"), as Administrative Agent, as First Lien Administrative Agent and as Second Lien Administrative Agent under the Credit Agreement more fully described and defined in the Deed of Trust defined below, whose address is 11 Madison Avenue, New York, New York 10010-3629, is the owner and holder of that certain Deed of Trust, Assignment of Leases and Rents, Security Agreement and Financing Statement, executed by WilTel Communications, LLC, formerly known as Williams Communications, LLC ("**Grantor**") in favor of Beneficiary's predecessor in interest, Bank of America, N.A. ("**BofA**"), as Administrative Agent, naming First American Title Insurance Company as trustee ("**Original Trustee**") and recorded in the public land records as described in Exhibit "A" attached hereto (as otherwise amended as described in Exhibit "A," the "**Deed of Trust**"), securing a certain debt under the Credit Agreement (as that term is defined in the Deed of Trust) and certain promises and obligations set forth in the Deed of Trust, upon that certain real property in the State of Oregon described therein and more particularly described in Exhibit "B" attached hereto (the "**Property**");

WHEREAS, evidence of the assignment of the Deed of Trust from BofA to Beneficiary was not previously recorded in the public land records; and

WHEREAS, the Beneficiary, who is the present beneficiary under the Deed of Trust, and BofA desire to appoint a new trustee in the place and stead of the Original Trustee named above;

WHEREAS, all debt under the Credit Agreement has been paid by Grantor to Beneficiary in full and Grantor has requested and Beneficiary has agreed to release the lien of the Deed of Trust from the Property;


NOW, THEREFORE, Beneficiary and BofA hereby appoint CREDIT SUISSE, CAYMAN ISLANDS BRANCH ("Successor Trustee"), whose address is 11 Madison Avenue, New York, New York 10010-3629, as successor trustee under the Deed of Trust, to have all the power of the Original Trustee, effective immediately, and hereby requests said Successor Trustee to reconvey the Property and release the Deed of Trust to Grantor, its successors and assigns.

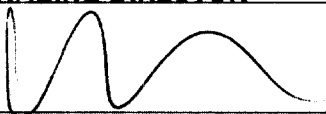
In construing this instrument, and whenever the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, Beneficiary and BofA have executed this document. If the undersigned is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

Date: March 10, 2006

**CREDIT SUISSE, CAYMAN ISLANDS
BRANCH (formerly known as Credit Suisse
First Boston, acting through its Cayman Islands
Branch)**

By: 
Name: ROBERT HETU
Title: MANAGING DIRECTOR

By: 
Name: CASSANDRA DROOGAN
Title: VICE PRESIDENT

Date: _____, 2006

BANK OF AMERICA, N.A.

By: _____
Name: _____
Title: _____

(Acknowledgments on Next Page)

NOW, THEREFORE, Beneficiary and BofA hereby appoint CREDIT SUISSE, CAYMAN ISLANDS BRANCH ("**Successor Trustee**"), whose address is 11 Madison Avenue, New York, New York 10010-3629, as successor trustee under the Deed of Trust, to have all the power of the Original Trustee, effective immediately, and hereby requests said Successor Trustee to reconvey the Property and release the Deed of Trust to Grantor, its successors and assigns.

In construing this instrument, and whenever the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, Beneficiary and BofA have executed this document. If the undersigned is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

Date: _____, 2006

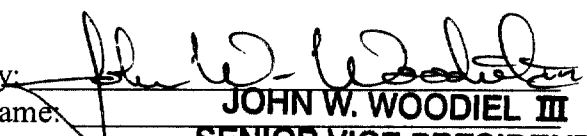
**CREDIT SUISSE, CAYMAN ISLANDS
BRANCH (formerly known as Credit Suisse
First Boston, acting through its Cayman Islands
Branch)**

By: _____
Name: _____
Title: _____

By: _____
Name: _____
Title: _____

Date: February 17, 2006

BANK OF AMERICA, N.A.

By: 
Name: **JOHN W. WOODIEL III**
Title: **SENIOR VICE PRESIDENT**

(Acknowledgments on Next Page)

STATE OF NEW YORK)
County of New York) ss.

This instrument was acknowledged before me on this 10th day of March, 2006, by
Robert Hetu as Managing Director of
Credit Suisse, Cayman Islands Branch (formerly known as Credit Suisse First Boston, acting
through its Cayman Islands Branch).

MARJORIE E. BULL
Notary Public, State of New York
No. 01BU6055282
Qualified in New York County
Commission Expires February 20, 2007



Notary Public
My commission expires 02-20-07

STATE OF NEW YORK)
County of New York) ss.

This instrument was acknowledged before me on this 10th day of March, 2006, by
Cassandra Droogan as Vice President of
Credit Suisse, Cayman Islands Branch (formerly known as Credit Suisse First Boston, acting
through its Cayman Islands Branch).

MARJORIE E. BULL
Notary Public, State of New York
No. 01BU6055282
Qualified in New York County
Commission Expires February 20, 2007



Notary Public
My commission expires 02-20-07

STATE OF _____)
County of _____) ss.

This instrument was acknowledged before me on this _____ day of _____, 2006, by
_____ as _____ of
Bank of America, N.A..

Notary Public
My commission expires _____

STATE OF _____)
County of _____) ss.

This instrument was acknowledged before me on this ____ day of _____, 2006, by _____ as _____ of Credit Suisse, Cayman Islands Branch (formerly known as Credit Suisse First Boston, acting through its Cayman Islands Branch).

Notary Public
My commission expires _____


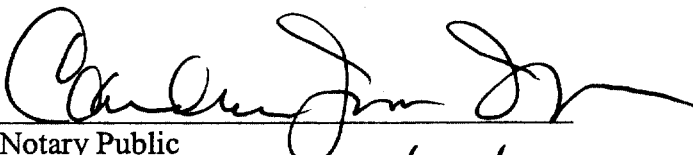
STATE OF _____)
County of _____) ss.

This instrument was acknowledged before me on this ____ day of _____, 2006, by _____ as _____ of Credit Suisse, Cayman Islands Branch (formerly known as Credit Suisse First Boston, acting through its Cayman Islands Branch).

Notary Public
My commission expires _____

STATE OF TEXAS)
County of DALLAS) ss.

This instrument was acknowledged before me on this 17 day of FEBRUARY, 2006, by John W. Woodiel III as Senior Vice President of Bank of America, N.A..

Notary Public
My commission expires 06/07/2006

EXHIBIT "A"

MORTGAGE RECORDING INFORMATION

Original Deed of Trust, Assignment of Leases and Rents, Security Agreement and Financing Statement recorded on October 5, 2001, in the public land records in and for the County of Klamath, State of Oregon, in Volume M01, Page 50942.

EXHIBIT B

Klamath, OR

Control No. 246

A tract of land situated in the SW¹/₄ of the SW¹/₄ of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at an iron pin on the Easterly right of way line of the Dallas-California Highway which lies South 19°24' East a distance of 649.2 feet from the Southwest corner of Block 8 of Chemult, Oregon, and running thence Continuing South 19°24' East along the Easterly right of way line of the Dallas-California Highway a distance of 242.4 feet to an iron pin; thence North 70°36' East 330 feet to an iron pin on the Westerly right of way line of the S.P.R.R., which pin is also on the forty line; thence North 20°54' West along the Westerly right of way line of the S.P.R.R., a distance of 242.2 feet to an iron pin; thence South 70°36' West a distance of 325.6 feet more or less To the point of beginning, said tract being in the SW¹/₄ SW¹/₄ of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.