

2007-004200

Klamath County, Oregon



00017120200700042000030038

03/13/2007 03:21:13 PM

Fee: \$31.00

Recording Sticker

After Recording Return to:  
Douglas R. Wilkinson  
1011 Harlow Road, Ste. 300  
Springfield, OR 97477

Until a change is requested,  
send tax statements to:  
Eagle Flight Subdivision, LLC  
PO Box 180  
Waltersville, OR 97489

The true and actual consideration paid for this transfer stated in terms of dollars is  
\$ 754,775.51.

### ASSIGNMENT OF TRUST DEED BY BENEFICIARY

KNOW ALL PERSONS BY THESE PRESENTS, that **LBLM Investments, LLC, an Oregon Limited Liability Company**, who is the Beneficiary (also known herein as Assignor or undersigned) or the Beneficiary's successor in interest, for the consideration hereinafter stated, has sold and assigned and does hereby grant, bargain, sell, assign and set over until **Eagle Flight Subdivision, LLC, an Oregon Limited Liability Company** (hereinafter Assignee), its heirs, successors and assigns, all of the beneficial interest in and under that certain trust deed, together with the notes, monies and obligations therein described or referred to, with interest thereon, and all rights and benefits whatsoever accrued or to accrue under said trust deed for the following described real property located in Klamath County, Oregon and described as follows:

See **Exhibit A** attached hereto and incorporated by this reference

Said trust deed is dated June 9, 2006, between Sierra Development, LLC, an Oregon Limited Liability Company, as Grantor, Robert A. Smejkal, Attorney at Law, as Trustee, and LBLM Investments, LLC, an Oregon Limited Liability Company, as Beneficiary, which trust deed was recorded on June 15, 2006, as Recorder's No. M06-12263, in the Official Records of Klamath County, Oregon.

The undersigned hereby covenants with and warrants to Assignee above named that the undersigned is the Beneficiary or the Beneficiary's successor in interest under said trust deed and is the owner and holder of the beneficial interest therein; that the undersigned has good right to sell, transfer and assign the same, and the note or other obligations secured thereby, and that the unpaid balance of the obligation owed is not less than \$ 754,775.51.

In construing this assignment, it is understood that if the context so requires, the singular shall be taken to mean and include the plural, the masculine, the feminine and the neuter, and that generally grammatical changes shall be made, assumed and applied to make the provisions hereof apply to corporations, limited liability companies, and to individuals.

The undersigned further covenants and directs that this instrument shall be construed as an Allonge if necessary bearing the endorsement of the undersigned over and unto the Assignee of said note as if the endorsement had occurred thereon. This instrument shall also be construed as a special power of attorney from the undersigned unto said Assignee granting said Assignee full power to sign, endorse, sell and take such further action as may be required to vest said Assignee with all ownership rights of said trust deed and the note or other obligation secured thereby. These powers shall be exercisable by said Assignee on the undersigned's behalf, notwithstanding that the undersigned may become legally unable to conduct business or dissolved.

By execution of this document, Assignee becomes and is the lawful owner and holder of said trust deed and promissory note described above.

**BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.**

DATED this 13<sup>th</sup> day of March 2007.

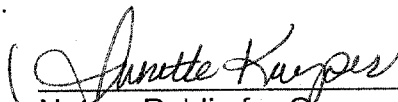
LBLM INVESTMENTS, LLC

  
Les M. Mombert, Member

STATE OF OREGON; County of Lane: ss.

The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of March 2007 by **Les M. Mombert**, Member of LBLM Investments, LLC, an Oregon Limited Liability Company, on behalf of said Company.



  
Notary Public for Oregon  
My Commission Expires: 4/3/07

**Exhibit "A"**

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

Parcel 3 of Land Partition 11-92 situated in the SW1/4 of Section 6, and the NE1/4 NW1/4 of Section 7, all in Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, filed in the office of the County Clerk, on July 09, 1993, Records of Klamath County, Oregon.

Also, commencing at the West 1/16 corner common to Sections 6 and 7, Township 39 South, Range 10 East of the Willamette Meridian; thence N. 00°07'00" East 259.45 feet to a 5/8" iron pin; thence N. 49°37'00" East 627.09 feet to a 5/8" iron pin; thence North 58°09'25" East 171.49 feet; thence North 28°30'00" East 84.29 feet to the point of beginning for this description; thence North 61°30'00" West 80.00 feet; thence North 28°30'00" East 25.71 feet; thence South 61°30'00" East 80.00 feet; thence South 28°30'00" West 25.71 feet to the point of beginning.

SAVING AND EXCEPTING, the following: Commencing at the West 1/16th corner common to Sections 6 and 7 Township 39 South, Range 10 E.W.M.; thence North 00°07'00" East 259.45 feet to a 5/8" iron pin; thence North 49°37'00" East 627.09 feet to a 5/8" iron pin; thence North 58°09'25" East 171.49 feet to the point of beginning for this description; thence North 61°30'00" West 80.00 feet; thence North 28°30'00" East 84.29 feet; thence North 61°30'00" West 58.38 feet; thence South 28°30'00" West 160.00 feet; thence South 61°30'00" East 176.00 feet; thence North 28°30'00" East 160.00 feet; thence North 61°30'00" East 37.62 feet; thence South 28°30'00" West 84.29 feet to the point of beginning.

Tax Parcel Number: R589232 and R875594 and R590881