2008-008805 Klamath County, Oregon



Recording Requested By: Aspen Title & Escrow, Inc. 06/17/2008 03:49:45 PM Klamath Falls, OR 97601

Fee: \$26.00

When Recorded Return To:

525 Main Street

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

Until requested otherwise, send all tax statements:

(SPACE ABOVE THIS LINE FOR RECORDER'S USE)

ATE: 6905

## **COVER SHEET**

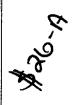
**DOCUMENT: Appointment of Successor Trustee** 

**GRANTOR:** Wesley V. Rice and Debi L. Rice

**GRANTEE: Aspen Title and Escrow** 

This document is being recorded as an accomposition only. No information contained herein has been verified.

Aspen Title & Escrow, Inc.



## AFFIDAVIT OF LOST NOTE AND TRUST DEED AND APPOINTMENT OF SUCCESSOR TRUSTEE

This agreement is given as an inducement to Aspen Title and Escrow 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: HAROLD ELLIOT To TRUSTEE: Aspen Title and Escrow

For BENEFICIARY: WESLEY V. RICE and DEBI L. RICE

Dated: July 6, 2001 Recorded: July 19, 2001

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of KLAMATH County, Oregon.

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

- That the undersigned is the legal owner and holder of all indebtedness secured by the above Note and Trust Deed;
- That the undersigned has made no assignment of its interest in said Note or Trust Deed, neither wholly, in part nor as collateral security;
- X 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;
- X 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;
- 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:
- 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 and Escrow an Oregon Corporation reconveying the property described in the above Trust Deed to Grantor without surrender to Aspen Title and Escrow 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 and Escrow 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 and Escrow an Oregon Corporation, is not the current trustee under the above referenced Trust Deed, the undersigned beneficiary hereby appoints Aspen Title and Escrow 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 and Escrow an Oregon Corporation is relying thereon and that Aspen Title and Escrow an Øregon Corporation is hereby requested to issue its Deed of Reconveyance, without warranty pursuant to statute, to the above granto

DATED: July 2007

V. RI΃

DEBI L. RICE

BENEFICIARY

STATE OF OREGON, County of

This instrument was acknowledged before me on

Notary Public for Oregon.

5/24/2011 My Commission expires\_

OFFICIAL SEAL PAULA PADILLA NOTARY PUBLIC - OREGON COMMISSION NO. 417752 COMMISSION EXPIRES MAY 24, 2011