

UTC 84643

2009-004760  
Klamath County, Oregon



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04/06/2009 11:26:22 AM

Fee: \$26.00

After recording, return to:

Timothy L. Jackle  
Foster Denman, LLP  
P. O. Box 1667  
Medford, OR 97501  
(541) 770-5466

**ASSIGNMENT OF NOTE AND TRUST DEED BY BENEFICIARY**

FOR VALUE RECEIVED, the undersigned, who is the beneficiary under that certain Line of Credit Trust Deed dated April 25, 2006, executed and delivered by JOHN E. BATZER, AS GENERAL PARTNER OF THE AUTUMN ONE FAMILY LIMITED PARTNERSHIP, an Oregon limited partnership, as to an undivided ½ interest, and RANDALL D. SIMONSON, DOING BUSINESS AS COMMERCIAL REDEVELOPMENT CO., an Oregon assumed business name, as to an undivided ½ interest, as Grantors to AMERTITLE, Trustee, in which BANK OF THE CASCADES, an Oregon chartered commercial bank, is the beneficiary, recorded May 15, 2006 as Document No. M06-09745 of the Official Records of Klamath County, Oregon, and conveying real property in said county commonly known as 3267 Washburn Way, Klamath Falls, Oregon, and more particularly described as follows:

Parcel 2 of Land Partition 18-06 being a replat of Parcel 3 of Land Partition 34-04, situated in the NW1/4 NW1/4 of Section 10, Township 39 South, Range 9 East of the Willamette Meridian, filed August 16, 2006 in the office of the County Clerk of Klamath County, Oregon.

hereby grants, assigns, transfers, and sets over to SOUTH PHOENIX ENTERPRISES, LLC, an Oregon limited liability company, hereinafter called Assignee, and Assignee's heirs, personal representatives, successors and assigns, all of the beneficial interest in and under said Line of Credit Trust Deed Trust Deed, together with the Promissory Note, monies, and obligations therein described or referred to, with the interest thereon, and all rights and benefits whatsoever accrued or to accrue under said Line of Credit Trust Deed.

The undersigned hereby covenants to and with said Assignee that the undersigned is the beneficiary under said Line of Credit Trust Deed and is the owner and holder of the beneficial interest therein, and has the right to sell, transfer and assign the same and the Promissory Note or other obligation secured thereby. There is now unpaid on the obligations secured by said Line of Credit Trust Deed Trust Deed the sum of not less than Five Hundred Thousand Seven Hundred Seventy and 55/100 Dollars (\$500,770.55).

26AMT

In construing this instrument and whenever the context hereof so requires, the masculine gender includes the feminine and the neuter, and the singular number includes the plural.

IN WITNESS WHEREOF, the undersigned has hereunto set their hand and seal; if the undersigned is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized hereunto by order of its Board of Directors.

DATED: March 30, 2009

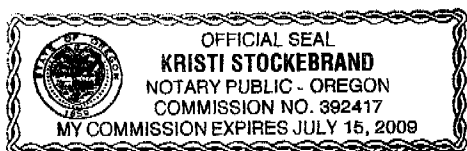
BANK OF THE CASCADES, an  
Oregon chartered commercial bank

By: William A. Haden E.V.P.

Its: WILLIAM A. HADEN EVP

STATE OF OREGON           )  
  ) ss.  
County of Jackson       )

This instrument was acknowledged before me on March 30, 2009, by  
William A. Haden as EVP of BANK  
OF THE CASCADES, an Oregon chartered commercial bank.



Kristi Stockebrand  
Notary Public of Oregon  
My commission expires: 7-15-09