

AFTER RECORDING, RETURN TO:

Khoury Development, LLC  
c/o Mike Elias  
3400 Portland Road NE  
Salem, OR 97301

2013-014054

Klamath County, Oregon

12/26/2013 12:23:55 PM

Fee: \$47.00

Loan No.: 121011012

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**APPOINTMENT OF SUBSTITUTE TRUSTEE, (REQUEST FOR RECONVEYANCE) AND  
RECONVEYANCE OF TRUST DEED  
(Lost Note and/or Trust Deed)  
RECITALS**

A. The parties to this instrument are:

Present Beneficiary: FAIRWAY FUND VI, LLC, A DELAWARE LIMITED LIABILITY COMPANY  
Successor Trustee : FIDELITY NATIONAL TITLE INSURANCE COMPANY A CALIFORNIA CORPORATION

B. The above named and undersigned present beneficiary, herein "Beneficiary," is the present owner and holder of the obligations secured by the trust deed, herein "the Trust Deed," whose parties, date and recording information are as follows:

Grantor : Khoury Development, LLC, an Oregon limited liability company  
Original Trustee : Columbia Gorge Title  
Original Beneficiary : Fairway America, LLC  
Date : December 28, 2010  
Recording Date : December 30, 2010  
Recording Reference : 2010-014738  
County of Recording : Klamath County, Oregon

C. Beneficiary has received payment in full of the note, herein "the Note," and other obligations secured by the Trust Deed and desires to appoint FIDELITY NATIONAL TITLE INSURANCE COMPANY A CALIFORNIA CORPORATION, herein "Trustee," as successor trustee for purposes of reconveying the Trust Deed.

**APPOINTMENT AND RECONVEYANCE**

1. Holder of Indebtedness. Beneficiary warrants that it is the legal owner and holder of all indebtedness secured by the Trust Deed, which indebtedness has been fully paid and satisfied.

2. Substitution of Successor Trustee. Beneficiary appoints Trustee as successor trustee under the Trust Deed, with all the powers provided therein and allowed by law.

3. Request for Reconveyance. Beneficiary hereby requests and directs Trustee, upon payment to Trustee of any sums owing to it under the terms of the Trust Deed or provided for by law, to waive cancellation of such evidences of indebtedness secured by the Trust Deed as may not be found by Trustee and to reconvey, without warranty, to the parties designated by the terms of the Trust Deed the estate now held by Trustee under the same. All sums secured by the Trust Deed have been fully paid and satisfied. This Request waiving cancellation of the Note and requesting full reconveyance is given to Trustee in lieu of tender of the Note and execution of any provision on the Trust Deed to request its full reconveyance, inasmuch as the Note and/or Trust Deed have been lost or misplaced.

4. Indemnification. In consideration of Trustee's reconveyance herein of the Trust Deed, Beneficiary, jointly and severally, for themselves, their heirs, personal representatives, successors and assigns, hereby covenant and agree forever fully to protect, defend and save harmless Trustee from any and all losses, costs, damages, attorney fees and expenses of every kind and nature which the Trustee may suffer, expend or incur as a consequence of the performance of the execution of this instrument and delivery and recordation of same and of Trustee's performance of Trustee's duties hereunder.

LAWYERS 2013-0286968

5. Reconveyance. Trustee hereby grants, bargains, sells and conveys, but without any covenant or warranty, expressed or implied, to the persons legally entitled thereto, all of the right, title and interest under the Trust Deed now held by Trustee in and to the property covered by the Trust Deed and more particularly described as follows:

**AS DESCRIBED IN THE TRUST DEED.**

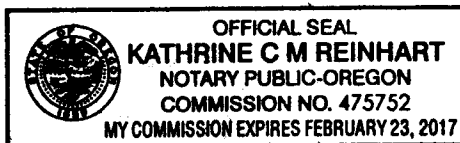
Beneficiary: Fairway America Fund VI, LLC, a Delaware limited liability company  
By: Fairway America Management Company, LLC, a Delaware limited liability company, Manager  
By: Skylands Investment Corporation, an Oregon corporation, Member

By: Matthew W. Burk  
Name: Matthew W. Burk, President

Date: 12/4/13

STATE OF OREGON                     )  
  ) ss  
County of Washington            )

The foregoing instrument was acknowledged before me this 4th day of December, 2013, by Matthew W. Burk as President of Skylands Investment Corporation, an Oregon corporation, Member of Fairway America, Management Company, LLC, a Delaware limited liability company, Manager of Fairway America Fund VI, LLC, a Delaware limited liability company, on its behalf.



Kathrine C M Reinhart  
Notary Public for Oregon  
My Commission expires: 2/23/17

**DO NOT WRITE BELOW THIS LINE – RESERVED FOR TRUSTEE**

Trustee:  
FIDELITY NATIONAL TITLE INSURANCE COMPANY A CALIFORNIA CORPORATION

By: K Fisher Date: 12-24-13  
~~Gail C Englert-Jones~~ Kirsten Fisher  
Release Services Specialist

STATE OF OREGON, County of Multnomah) SS  
The foregoing instrument was acknowledged before me this 24th day of Dec., 2013, by Kirsten Fisher, as Reconveyance Specialist of FIDELITY NATIONAL TITLE INSURANCE COMPANY A CALIFORNIA CORPORATION, on its behalf.



Scott E Steele  
Notary Public for Oregon