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04/25/2019 02:00:30 PM

Fee: \$102.00

WHEN RECORDED RETURN TO:

Royce Ann Simmons
Harvest Capital Company
690 NW 1st Ave., Suite 101
PO Box 579
Canby, OR 97013

(space above reserved for recorder's use)

ASSIGNMENT OF NOTE AND DEED OF TRUST
(Klamath County, Oregon)

This Assignment of Note and Deed of Trust is made this 17th day of April, 2019 from HARVEST CAPITAL COMPANY, an Oregon corporation ("**Assignor**") to U.S. BANK NATIONAL ASSOCIATION, as Custodian/Trustee for Federal Agricultural Mortgage Corporation Programs, c/o Harvest Capital Company, 690 NW First Ave., Suite 101, PO Box 579, Canby, OR 97013 ("**Assignee**").

RECITALS

Assignor is the holder of a promissory note dated April 18, 2019, made by MDLN PROPERTIES, LLC, an Oregon limited liability company ("**Borrower**") to the order of Assignor in the original principal amount of FIVE MILLION TWENTY FIVE THOUSAND AND NO/100 DOLLARS (\$5,025,000.00) (the "**Note**").

The Note is secured by a Deed of Trust encumbering real property in Klamath County, Oregon described on attached Exhibit A, which was recorded 4, 25, 2019 as Instrument No. 2019-004416, Records of Klamath County, Oregon ("**Deed of Trust**"). The Note is also secured by other security instruments (collectively, the "**Other Security Documents**"). In connection with the Note, the Borrower executed and delivered to Assignor an Environmental Indemnity Agreement with respect to environmental condition of the property. Assignor wishes to assign its interest in the Note, the Deed of Trust, the Other Security Documents and the Environmental Indemnity Agreement to Assignee.

NOW, THEREFORE, ASSIGNOR, for good and valuable consideration and receipt of which is acknowledged hereby, assigns, sets over and transfers to Assignee, all of Assignor's right, title and interest in and to the Note and the indebtedness evidenced thereby, without recourse, the Deed of Trust, the Other Security Documents and the Environmental Indemnity Agreement.

Loan No. 21801809

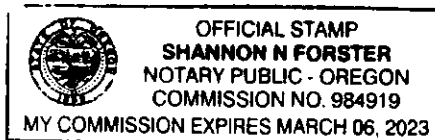
IN WITNESS WHEREOF, Assignor has executed this Assignment of Note and Deed of Trust on the date and year first written above.

HARVEST CAPITAL COMPANY,
an Oregon corporation

By: Royce Ann Simmons
Royce Ann Simmons, Executive Vice President

STATE OF OREGON)
) ss.
COUNTY OF CLACKAMAS)

This instrument was acknowledged before me on April 17, 2019, by Royce Ann Simmons, as Executive Vice President of Harvest Capital Company, an Oregon corporation.



Shannon N Forster
Notary Public for Oregon
My Commission expires: 3/6/2023
Commission No.: 984919

**EXHIBIT A
TO
ASSIGNMENT OF NOTE AND DEED OF TRUST**

Property Description

Klamath County, Oregon:

PARCEL 1:

Intentionally Deleted.

PARCEL 2:

Farm Unit "Q" according to the Farm Unit Plat, or the Government Lots 7, 19, 21 and the West half of Government Lot 10 of Section 14, Township 41 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon. EXCEPTING the right of way heretofore reserved by the United States of America for the "J-6" and the "J" Canals. ALSO EXCEPTING THEREFROM that portion lying within the Stateline Road right of way.

PARCEL 3:

The S1/2, S1/2 N1/2 and S1/2 N1/2 N1/2 of Government Lot 12 and all of Government Lot 19, of Section 15, Township 41 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, SAVING AND EXCEPTING THEREFROM any portion within laterals, drains and County Roads.

PARCEL 4:

The S1/2, S1/2 N1/2, S1/2 N1/2 N1/2 of Government Lot 5, the N1/2 N1/2 N1/2 of Government Lot 12 Section 14, Township 41 South, Range 11 East of the Willamette Meridian, Klamath County. SAVING AND EXCEPTING THEREFROM any portion lying within Adams Point Road or Stateline Road right of way

PARCEL 5:

Intentionally deleted.

PARCEL 6:

Farm Unit "N", according to the Farm Unit Plat, or the S1/2, S1/2 N1/2, E1/2 N1/2 N1/2, W1/2 S1/2 N1/2 N1/2 of Government Lot 11, the Government Lot 14, and the E1/2 S1/2, E1/2 S1/2 N1/2, E1/2 S1/2 N1/2 N1/2 of Government Lot 6 of Section 14, Township 41 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, ALSO

The East 20 acres of Farm Unit "M", the same being all that portion of Farm Unit "M" lying in Government Lots 6 and 11, being in Section 14, Township 41 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, as more fully described in deed from Lester D. Pierce, et ux. to J. R. Ratliff and Ollie Ratliff, dated February 17, 1936 recorded the same date in Volume 105, page 634, Microfilm Records of Klamath County, Oregon.

SAVING AND EXCEPTING therefrom any portion lying within State Line Road and with USBR Lateral.

PARCEL 7:

All of Farm Unit "H", according the Farm Unit Plat, or Lot 13, the S1/2, the S1/2 of the N1/2, and the S1/2 of the N1/2 of the N1/2 of Lot 12 of Section 14 in Township 41 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

SUBJECT TO an easement to Klamath County, being Stateline Road, per Klamath County Commissioner's Journal 7, page 247.

SUBJECT TO an easement to Klamath County, being Adams Point Road, per Klamath County Commissioner's Journal 7, page 52.

PARCEL 8:

Government Lots 8, 9, 16, 20, 22 and the E1/2 of Government Lot 10, Section 14, Township 41 South, Range 11 East, Willamette Meridian, Klamath County, Oregon.

Excepting therefrom a parcel of land situated in Section 14, Township 41 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, further bounded and described as follows:

Beginning at the Quarter (1/4) corner common to Sections 13 and 14 of said Township 41 South, Range 11 East of the Willamette Meridian; thence South 0°01'13" East along the section line common to said Sections 13 and 14, said section line also being the centerline of Gaines Road, a distance of 1651.66 feet to the point of intersection with the centerline of State Line Road, said centerline of State Line Road being the common boundary between the States of Oregon and California; thence North 89°07'24" West along said centerline of State Line Road and the common boundary between the States of Oregon and California a distance of 235.28 feet to a point and True Place of Beginning; thence continuing North 89°07'24" West along said centerline a distance of 812.57 feet to a point; thence North 0°39'30" East and passing through an iron pin 30.00 feet therefrom, a distance of 298.04 feet to an iron pin; thence South 89°07'24" East and parallel to said centerline of State Line Road a distance of 812.57 feet to an iron pin; thence South 0°39'30" West and passing through an iron pin 268.04 feet therefrom, a distance of 298.04 feet to the point of intersection with the said centerline of State Line Road and true point of beginning.

EXCEPTING THEREFROM the Southerly 30.00 feet for public right-of-way purposes.

PARCEL 9:

The W1/2 NE1/4 of Section 9, Township 41 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

SAVE AND EXCEPTING THEREFROM 3/4 of an acre, more or less, in the NW1/4 NE1/4 of said Section 9, heretofore deeded to Fred L. Pope by Deed recorded in Volume 25, page 500, Deed Records of Klamath County, Oregon.

AND EXCEPTING THEREFROM the Burlington Northern railroad right of way, that portion lying within State Highway 50, and that portion in USBR No. 9 Drain.

TOGETHER WITH an easement beneath the Burlington Northern Railroad Trestle known as Bridge No. 18.6 as granted by instrument recorded May 31, 1955 in Book 274, page 527, Deed Records of Klamath County, Oregon.

PARCEL 10:

That portion of the S1/2 SW1/4 of Section 16, Township 41 South, Range 12, East of the Willamette Meridian, Klamath County, Oregon, as described as follows:

Beginning at the intersection of the Northeasterly line of the Great Northern Railroad right of way, 300 feet wide, as described in deed recorded in Volume 96, page 109, of Deed Records of Klamath County, Oregon, with the Northwesternly line of the Depot Road, 80 feet wide, as described in Deed recorded in Volume 96, page 173, of Deed Records of said County; thence North $71^{\circ} 45'$ East along said Depot Road a distance of 263.29 feet to the True Point of Beginning of this description; thence North 165.23 feet; thence West 549.60 feet to the Northeasterly line of said Railroad right of way; thence following the boundary line of said Railroad right of way to its intersection with the North line of the S1/2 of the SW1/4 of Section 16; thence East along the North line to the Northeast corner of the SE1/4 of the SW1/4; thence South along the East line of said SE1/4 of the SW1/4 277.90 feet, more or less, to its intersection with the Northwesternly line of the Depot Road; thence Southwesterly along the Northwesternly line of the Depot Road to the true point of beginning.

EXCEPTING therefrom an additional portion conveyed to the Great Northern Railway by deed recorded in Volume 105 of Deeds, page 209, Records of Klamath County, Oregon.

PARCEL 11:

That portion of the SE1/4 SW1/4 of Section 16, Township 41 South, Range 12 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at the intersection of the Northeast line of the Great Northern Railroad right of way, 300 feet wide, as described in Deed Volume 96, page 109, records of said County, with the Northerly line of Depot Road, 80 feet wide, as described in Deed recorded in Volume 96, page 173 of Deed Records of County; thence North $71^{\circ} 45'$ East along said Depot Road 263.29 feet; thence North 165.23 feet; thence West 549.60 feet to the Northeast line of said railroad right of way, said line being a curve concave Southwesterly having a radius of 3064.93 feet; thence Southeasterly along said curve, 388.96 feet to the point of beginning.