

JERRY MCINTUREFF  
SKAGGS COUNTY AUDITOR

'86 MAY 19 P 3:56 JERRY MCINTUREFF  
SKAGGS COUNTY AUDITOR

RECORDATION REQUESTED BY:

RECORDED '86 APR -1 P 3:55  
REQUESTED BY \_\_\_\_\_

AFTER RECORDATION, RETURN TO:

LONG & MELONE ESCROW, LTD.

333 Queen St., Suite 501  
Honolulu, Hawaii 96813

SA-4077

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RETURN BY: MAIL ( ) PICK UP ( )

ASSIGNMENT OF INTEREST UNDER NOTE AND DEED OF TRUST

THIS ASSIGNMENT, made this 20<sup>th</sup> day of February, 1986, by and between AMERICAN TRUST CO. OF HAWAII, INC., Successor Trustee for NORMAN G. Y. HONG A.I.A., INC., MONEY PURCHASE PENSION PLAN, under that certain Appointment of Successor Trustee dated October 14, 1981, which Successor Trustee is empowered under that certain Trust Agreement dated May 19, 1980, to hold, develop, lease, assign, convey, sell, encumber, and/or otherwise deal with real property and interests therein, whose principal place of business and whose mailing address is 841 Bishop Street, 12th Floor, Honolulu, Hawaii, hereinafter called "Assignor", and NORMAN G. Y. HONG, Successor Trustee for NORMAN G. Y. HONG A.I.A., INC., DEFINED BENEFIT PENSION PLAN, under that certain Appointment of Successor Trustee dated November 21, 1984, which Successor Trustee is empowered under that certain Trust Agreement dated May 12, 1980, to hold, develop, lease, assign, convey, sell, encumber, and/or otherwise deal with real property and interests therein, whose principal place of business and whose mailing address is 924 Bethel Street, Honolulu, Hawaii, hereinafter called "Assignee."

W I T N E S S E T H :

That Assignor, in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby, without recourse, assign, transfer, set over and deliver unto the Assignee, as Tenant in Common, its legal representations, successors and assigns, Assignor's interest in that certain Deed of Trust dated October 26, 1981, and recorded in Volume 3 of Surveys, page 121, under Auditor's File No. 8106180002, being in Sections 9 and 10, Township 36 North, Range 1 EWM, (the "Deed

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of Trust") made and executed by Assignor, Walton D. Y. Hong and Dora W. C. Hong, and Robert H. Rask and Helen M. Rask, as Grantors, in favor of The Roeder Company, a partnership, as Beneficiary, which Deed of Trust includes Assignor's undivided one-fourth (1/4) interest in Tract 16, Sinclaire, County of Skagit, State of Washington, together with Assignor's interest in that certain Monthly Installment Note dated October 26, 1981, in the amount of ONE HUNDRED EIGHT THOUSAND AND NO/100 DOLLARS (\$108,000.00), (the "Note"), which Note is secured by the Deed of Trust.

Assignor hereby covenants and agrees that it is the lawful owner of said interests in the Note and the Deed of Trust and that it has good right to transfer and assign the same as aforesaid, that the Note and Deed of Trust are now in full force and effect in accordance with their terms and not in default in any respect whatsoever.

AND Assignee, in consideration thereof, hereby promises, covenants, and agrees with Assignor and with the Roeder Company that Assignee shall, effective as of and from the date of the execution and delivery of this instrument, pay the payments required under the Note as and when the same become due and payable pursuant to the provisions of said Note, shall assume all the duties and obligations of Assignor under said Note and Deed of Trust, and shall observe and perform all the covenants therein contained and on the part of Assignor to be observed and performed, and will indemnify Assignor against the non-performance by Assignee of any of said covenants.

In all other respects, the said Note and Deed of Trust shall remain unchanged.

AND IT IS HEREBY MUTUALLY AGREED that the terms "Assignor" and "Assignee" as used herein, or any pronouns used in place thereof, shall mean and include the masculine or feminine, the singular or plural number, and individuals, firms or corporations, and their and each of their respective heirs, legal representatives, successors, assigns, according to the

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context hereof, and that the covenant of any two or more persons herein shall be joint and several.

IN WITNESS WHEREOF, the undersigned have executed this assignment this 20<sup>th</sup> day of February, 1986.

ASSIGNOR:

AMERICAN TRUST CO. OF HAWAII,  
INC., SUCCESSOR TRUSTEE FOR NORMAN  
G. Y. HONG A.I.A., INC., MONEY  
PURCHASE PENSION PLAN

By [Signature]  
Its ASSISTANT VICE PRESIDENT

By [Signature]  
Its ASSISTANT SECRETARY

ASSIGNEE:

[Signature]  
NORMAN G. Y. HONG, SUCCESSOR  
TRUSTEE FOR NORMAN G. Y. HONG  
A.I.A., INC., DEFINED BENEFIT  
PENSION PLAN

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STATE OF HAWAII )

CITY & COUNTY OF HONOLULU )

SS.

On this        day of FEB 20 1986, 19  , before me personally appeared RAY C. DIX and Gary H. Mueshies, to me personally known, who, being by me duly sworn, did say that they are the ASSISTANT VICE PRESIDENT and ASSISTANT SECRETARY, respectively, of AMERICAN TRUST CO. OF HAWAII, INC., successor trustee aforesaid, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and said officers acknowledged said instrument to be the free act and deed of said corporation.

*Shirleyann K. Kelams*  
Notary Public, State of Hawaii

My Commission Expires: 11-3-86

STATE OF HAWAII )

CITY AND COUNTY OF HONOLULU )

SS.

On this 16<sup>th</sup> day of May, 1986, before me personally appeared NORMAN G. Y. HONG, successor trustee aforesaid, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

*[Signature]*  
Notary Public, State of Hawaii

My Commission Expires:           

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