

28-7589 ASSIGNMENT OF CONTRACT

In consideration of the sum of \$10.00 and other good and valuable consideration paid to him, the receipt of which is hereby acknowledged, GERALD D. WEIPERT and CATHERINE M. WEIPERT, husband and wife, herein-after referred to as "ASSIGNORS", hereby sell, transfer, set over, confirm, and assign to JAMES W. JAY and ALENE R. JAY, husband and wife, hereinafter referred to as "ASSIGNEES", all right, title, and interest of Assignor as purchaser in and under that certain contract of sale for real property entered into on August 23, 1971, wherein HAROLD W. LADEVEZE is Seller and the Assignor is Purchaser, which said contract of sale is recorded in Volume M-71 at Page 9131 Deed Records of Klamath County, State of Oregon. Assignors hereby further assign, transfer, and set over to Assignees all right, title, and interest of Assignors in the real property described in said contract of sale, situated in Klamath County, State of Oregon. Said real property is more particularly described as follows:

PARCEL 1

S1 SW1 SW1 of Section 36, Township 38 South, Range 11 1/2 East of the Willamette Meridian, EXCEPTING THEREFROM the Easterly 20 feet conveyed to Klamath County, Oregon, by deed dated November 12, 1941, recorded November 29, 1941 in Volume 143 at page 18, Deed Records of Klamath County, Oregon.

PARCEL 2

Lots 3 and 4 and the SW1 NW1 of Section 1, Township 39 South, Range 11 1/2 East of the Willamette Meridian, and all that portion of Lot 2 of said Section 1 more particularly described as follows, to-wit:

Beginning at the Northwest corner of NE1 of Section 1, Township 39 South, Range 11 1/2 East of the Willamette Meridian; thence East 32 rods; thence South 40 rods; thence South-westerly 14 rods in a straight line to a point 20 rods East of a point 50 rods South of the place of beginning; thence West 20 rods; thence North 50 rods to the place of beginning.

Assignors fully authorize and empower Assignees to demand and receive, on performance of all of the covenants and conditions of purchaser under the contract of sale, the deed conveying such real property, in the same manner and to the same extent as Assignors could do in the

Assignment of Contract
Page -1-

12049

1 absence of this Assignment.

2 In consideration of this Assignment made to them, Assignees assume
3 and agree to pay the principal balance remaining due on the purchase
4 price of the real property, which balance is the sum of \$22,000.00,
5 as provided in the contract of sale; and to perform all other obliga-
6 tions of the Purchaser under the contract of sale and indemnify Assignors
7 against all claims of Seller thereunder..

8 IN WITNESS WHEREOF, we have set our hands this 29th day of
9 August, 1974.

10
11 Gerald D. Weipert
12 Gerald D. Weipert

13 Catherine M. Weipert
14 Catherine M. Weipert

15 STATE OF OREGON }
16 County of Klamath } ss.

17 On the 29 day of August, 1974, personally appeared before me
18 the above named Gerald D. Weipert and Catherine M. Weipert, husband
19 and wife, and acknowledged the foregoing instrument to be their
20 voluntary act and deed.

21 Before me:

22 Sharon A. Jensen
23 Notary Public for Oregon
24 My Commission expires: 9-19-75

25 ACCEPTANCE:

26 The undersigned, being the Assigness above named in the foregoing
27 Assignment, hereby accepts the same and undertake and agree to perform
28 the covenants and obligations as above referred to.

29 Dated August 29, 1974.

30 James R. Jay
31 James R. Jay

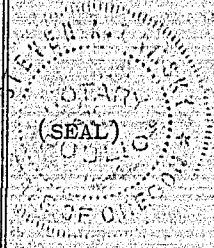
32 Arlene R. Jay
Arlene R. Jay

33 STATE OF OREGON }
34 County of Klamath } ss.

35 On the 29 day of August, 1974, personally appeared before me
36 Assignment of Contract
37 Page -2-

1 the above named James W. Jay and ~~Alene R. Jay, husband and wife~~, and
 2 acknowledged the foregoing instrument to be ~~their~~ voluntary act and
 deed.

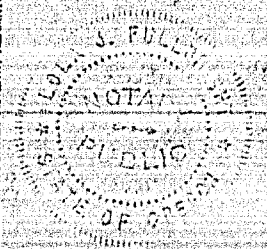
3 Before me:



4 *John C. Smith*
 5 Notary Public for Oregon
 6 My Commission expires: 2-24-76

7
 8
 9
 10
 11
 12 the above named Alene R. Jay, and acknowledged the foregoing instrument to be
 13 her voluntary act and deed.

14 Before Me:



15 *John C. Smith*
 16 Notary Public for Oregon
 17 My Commission expires: 11-19-74

18 Return
 19 Klamath County, Lib.
 20 422 Alene P.O. Box 151
 21 City
 22
 23

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Transamerica Title Ins
 this 10 day of Sept A. D., 19 74 at 4:10 o'clock p.M., and duly recorded in
 Vol. M-74 of 4.00 deeds on Page 12048

By *Wm. D. Miller* County Clerk
James Baker Deputy

30
 31
 32 Assignment of Contract
 Page -3-