

43830

## ASSIGNMENT OF CONTRACT

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KNOW ALL MEN BY THESE PRESENTS, That the undersigned, for the consideration hereinafter stated, hereby grants, bargains, sells, assigns and sets over unto JAMES R. DeBAUN, TRUSTEE and/or ANY SUCCESSOR TRUSTEE, UNDER WRITTEN DECLARATION OF TRUST DATED SEPTEMBER 7, 1972.

title and interest in and to that certain ~~attached~~, unrecorded contract dated October 7, 1972, between CLIFFORD J. EMMICH as seller, and ROBERT PEREZ, LICILLE G. PEREZ, CHARLES PEREZ AND NADINE E. PEREZ as buyer, for the sale and purchase of the following described real estate in KLAMATH County, Oregon:

285 acres M/L T.36, S., R. 10E., W.M. Section 2: S $\frac{1}{2}$ , NW $\frac{1}{4}$  and SW $\frac{1}{4}$ , NE $\frac{1}{4}$  and N $\frac{1}{2}$ , SW $\frac{1}{4}$  and S $\frac{1}{2}$ , SW $\frac{1}{4}$  and Section 3: that part of S $\frac{1}{2}$ , SE $\frac{1}{4}$  that lays east of the Sprague River Highway, and to an undivided 3/8 interest in an irrigation easement and the property herein conveyed is subject to said easement.

together with all the right, title and interest of the undersigned in and to all moneys due and to become due on said contract; the undersigned hereby expressly covenants and warrants to the assignee above named that the undersigned is the owner of the vendor's interest in the real estate described in said contract of sale and that the unpaid principal balance of the purchase price thereof is not less than \$ 53,054.84 with interest paid thereon to August 15, 19 77.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 39,821.18. However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which).  
~~XXXXXX~~

In construing this assignment, it is understood that if the context so requires, the singular shall be taken to mean and include the plural, the masculine shall include the feminine and the neuter and that generally all grammatical changes shall be made, assumed and implied to make the provisions hereof apply equally to one or more individuals and/or corporations.

IN WITNESS WHEREOF, the undersigned assignor has hereunto set his hand; if the undersigned is a corporation, it has caused its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its board of directors.

DATED: JULY 16, 19 77.

(If executed by a corporation, affix corporate seal.)

STATE OF OREGON, )  
County of KLAMATH ) ss.  
February 24, 19 78.

Personally appeared the above named  
CLIFFORD J. EMMICH

and acknowledged the foregoing instrument to be HIS voluntary act and deed.

Before me:  
(OFFICIAL SEAL) *[Signature]*  
Notary Public for Oregon  
My commission expires: 1/28/82

STATE OF OREGON, County of \_\_\_\_\_, 19 \_\_\_\_\_ ) ss.

Personally appeared \_\_\_\_\_ and \_\_\_\_\_ who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of \_\_\_\_\_

and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:  
Notary Public for Oregon  
My commission expires: \_\_\_\_\_  
(OFFICIAL SEAL)

\*Strike whichever word not applicable. NOTE—The sentence between the symbols " ", if not applicable, should be deleted. See ORS 93.030. If the contract is not already of record, it should be recorded, preferably in the Deed Records.

CLIFFORD J. EMMICH  
1931 El Arbolita Drive  
Glendale, California 91208  
GRANTOR'S NAME AND ADDRESS

J. R. DeBAUN  
BC1-10  
BIG BEAR LAKE, CALIFORNIA 92315  
GRANTEE'S NAME AND ADDRESS

After recording return to:  
J. R. DeBAUN  
BC1-10  
BIG BEAR LAKE, CALIFORNIA 92315  
NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address.  
NO CHANGE

NAME, ADDRESS, ZIP

STATE OF OREGON, )  
County of Klamath ) ss.

I certify that the within instrument was received for record on the 28th day of February, 19 78, at 3:05 o'clock P.M., and recorded in book M78 on page 3751 or as file/teel number 43830  
Record of Deeds of said county.

Witness my hand and seal of County affixed.

Wm. D. Milne

Recording Officer

By *[Signature]* Deputy  
Fee \$3.00

ck  
300