

1-1-74

5179921

ASSIGNMENT OF CONTRACT

Escrow No. 833

15352

Vol. Page

KNOW ALL MEN BY THESE PRESENTS, That the undersigned, for the consideration hereinafter stated,

has sold and assigned and hereby does grant, bargain, sell, assign and set over unto **Leonard George McDonald and Lula Pauline McDonald, husband and wife,**

their heirs, successors and

assigns, all of the vendee's right, title and interest in and to that certain contract for the sale of real estate dated November 1, 1965, between **Donald W. Rice, aka D. W. Rice and Elizabeth Kunda and Garnet M. Kunda, husband and wife, Sellers,** to **Frank S. Kunda and Garnet M. Kunda, husband and wife, Buyers,** and assigned by unrecorded Assignment of Contract dated September 26, 1973 from **Frank S. Kunda and Garnet M. Kunda, Sellers,** and **Ralph Gobbell and Rose V. Gobbell, Buyers** to **Floyd Earl Clanton and Opal May Clanton, husband and wife,** as buyer, which contract is recorded in the Deed* Miscellaneous* Records of _____ County, Oregon, in book _____, page _____ thereof, or as file number _____, reel number _____ (indicate which), (reference to said recorded contract hereby being expressly made), together with all of the right, title and interest of the undersigned in and to the real estate described therein; the undersigned hereby expressly covenants with and warrants to the assignee above named that the undersigned is the owner of the vendee's interest in the real estate described in said contract of sale and that the unpaid balance of the purchase price thereof is not more than \$7,151.09 with interest paid thereon to July 6, 1978; further, upon compliance by said assignee with the terms of said contract, the undersigned directs that conveyance of said real estate be made and delivered to the order of said assignee.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$7,151.09

Moreover, the actual consideration consists of or includes other property or value given or promised which is _____ consideration (indicate which) ⁽¹⁾

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 name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its board of directors.

DATED: July 17, 1978
(For continuation of this legal description see reverse side of this document)

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

STATE OF OREGON,

County of Klamath

July 17, 1978

Personally appeared the above named
Opal May Clanton

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

(OFFICIAL
SEAL)

Before me:
Margaret H. Shady
Notary Public for Oregon

My commission expires: 3-19-81

STATE OF OREGON, County of _____ 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 _____

a corporation, 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 (1). If not applicable, should be deleted. See OES 93.030. If the contract is not already of record, it should be recorded, preferably in the Deed Records.

GRANTOR'S NAME AND ADDRESS

GRANTEE'S NAME AND ADDRESS

After recording return to:

O. W. GOAKEY
ATTORNEY AT LAW
431 Main Street
Klamath Falls, Oregon 97601

NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address.

NAME, ADDRESS, ZIP

STATE OF OREGON,

County of _____ ss.

I certify that the within instrument was received for record on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book _____ on page _____ or as file/reel number _____

Record of Deeds of said county.
Witness my hand and seal of County affixed.

Recording Officer

By _____ Deputy

PARCEL 1:

That tract of land situate in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 27, Township 38 South, Range 11 $\frac{1}{2}$ East of the Willamette Meridian, Klamath County, Oregon, lying North and West of the Klamath Falls - Lakeview Highway.

PARCEL 2:

All that part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, Township 38 South, Range 11 $\frac{1}{2}$ East of the Willamette Meridian, Klamath County, Oregon, lying West of the Klamath Falls - Lakeview Highway.

Subject, however, to the following:

1. Taxes for the fiscal year 1978-1979, a lien, but not yet due and payable.
2. Rights of the public in and to any portion of the herein described premises lying within the limits of streets, roads or highways.
3. The premises herein described are within and subject to the statutory powers, including the power of assessment, of Horsefly Irrigation District.
4. Grant of Right of Way, including the terms and provisions thereof, recorded in Volume 245, page 498, Records of Klamath County, Oregon, granted to The California Oregon Power Company, for pole and wire lines, and other facilities.
5. The interest of Garnet M. Kunda as disclosed by Quitclaim Deed recorded in Volume M68, page 6305, Microfilm Records of Klamath County, Oregon.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of O. W. Goakey

this 17th day of July A. D. 1978 at 11:00 o'clock P.M., and

is recorded in Vol. M78 of Deeds on Page 15352

Wm D. MILNE, County Clerk

By Cornelia H. Smith

Fee \$6.00