

61098

ASSIGNMENT OF CONTRACT

Vol. <sup>m</sup> 79 Page 1184

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 BURT J. HENDERSON and CAROLINE H. HENDERSON, husband and wife,

assigns, all of the vendee's right, title and interest in and to that certain contract for the sale of real estate dated January 3, 1978, between Alonzo I. Hodges and Dovie F. Hodges, husband and wife; and Orville M. Eifert and Alma I. Eifert, husband and wife, as seller and Alfred O. Brown and Dolores I. Brown, husband and wife,

as buyer, which contract is recorded in the Deed\* Miscellaneous\* Records of Klamath County, Oregon, in book M-78 at page 2269 thereof, or as file 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 \$3,442.79 with interest paid thereon to November 10, 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 \$11,000.00  
However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration which is the whole

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: January 16, 1979

Herbert Jackie Wells  
HERBERT JACKIE WELLS  
Charlotte M. Wells  
CHARLOTTE M. WELLS  
By Power of Attorney

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

STATE OF OREGON,  
County of Klamath } ss.  
January 16, 1979

Personally appeared the above named  
HERBERT JACKIE WELLS and  
CHARLOTTE M. WELLS, husband  
and wife,

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

Before me:  
(OFFICIAL SEAL) Mary Smith  
Notary Public for Oregon  
My Commission expires: 2-20-82

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

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 (OFFICIAL SEAL)  
My commission expires: \_\_\_\_\_

\*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.

HERBERT JACKIE WELLS & CHARLOTTE M. WELLS  
21510 GIFT ROAD  
BEND, OREGON 97701

GRANTOR'S NAME AND ADDRESS  
BURT J. HENDERSON & CAROLYN H. HENDERSON  
P. O. BOX 525  
MERRILL, OREGON 97633

GRANTEE'S NAME AND ADDRESS  
After recording return to:  
TA Julie  
NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address.  
BURT J. HENDERSON & CAROLYN H. HENDERSON  
P. O. BOX 525  
MERRILL, OREGON 97633  
NAME, ADDRESS, ZIP

STATE OF OREGON,  
County of Klamath } ss.

I certify that the within instrument was received for record on the 16th day of January, 1979, at 10:48 o'clock A.M., and recorded in book M79 on page 1184 or as file/reel number 61098. Record of Deeds of said county. Witness my hand and seal of County affixed.

Wm. D. Milne  
Recording Officer  
By \_\_\_\_\_ Deputy  
Fee \$3.00