

61341

## CONSENT TO ASSIGNMENT

Vol. <sup>m</sup> 79 Page 1566

The City of Klamath Falls does hereby consent to the assignment by DAVID B. HAMMOND and JANET J. HAMMOND to JOHN T. BOWERS and DARLENE M. BOWERS of Hammond's interest in and to that certain contract between the City of Klamath Falls and Hammond dated the 6th day of July, 1978. This consent is expressly conditional upon Bowers Excavating and Fencing, Inc. guaranteeing the performance of said JOHN T. BOWERS and DARLENE M. BOWERS by substantially the following provision:

Bowers Excavating and Fencing, Inc. does hereby guarantee unconditionally the payment and faithful performance to that certain contract of sale between the City of Klamath Falls and David B. Hammond and Janet J. Hammond, husband and wife, the obligations of which have been assigned by Hammonds to John T. Bowers and darlene M. Bowers. Bowers Excavating and Fencing, Inc., further expressly waives presentment for payment, notice of non-payment, protest and any extensions of time for payment of the obligation hereby guaranteed. This guarantee is to remain in full force and effect during the term of said contract and until it is fully performed. It is understood and agreed that there are no conditions or limitations to this undertaking and that, after execution, no alteration, change or modification shall be made except by writing signed by all parties to said contract and the undersigned.

DATED this 16th day of January, 1979.

CITY OF KLAMATH FALLS, a municipal corporation

By: Gora E. Hest

MAYOR

By: Donald M. Milne

RECORDER

After recording, return to:  
City of Klamath Falls  
P. O. Box 237

Klamath Falls, OR 97601 STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of City of Klamath Falls

this 19th day of January A. D. 1979 at 9:36 o'clock A. M.

and duly recorded in Vol. M79, of Deeds on Page 1606

Wm. D. MILNE, County Clerk

By Donna M. Milne

Fee \$3.00

ok  
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