

1-1-74

75331

Escrow No. 3043



75331 38-20119-D

ASSIGNMENT OF CONTRACT

Vol. 79 Page 24056

to a **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 **W. Gordon Heath**

and **Arline K. Heath, 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 May 15, 1970, between **Jack Simington and Erlene Simington, husband and wife**, as seller and **Roy C. Phillips and Eleanor Phillips, husband and wife**,

as buyer, which contract is recorded in the **Deed* Miscellaneous* Records of Klamath County, Oregon**, in book **M70** at page **4243** 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 **\$11,324.52** with interest paid thereon to **November 3, 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 **\$11,324.52**. However, the actual consideration consists of or includes other property or value given or promised which is **part of the consideration (indicate which)**.

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: **October 11, 1979** **O. D. Harris, Jr.**
(See reverse side of this document for legal description.) **O. D. Harris, Jr.**

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

STATE OF OREGON,

County of **Klamath****October 11, 1979**

Personally appeared the above named **O. D. Harris, Jr. and Helen M. Harris, husband and wife**,

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

(OFFICIAL SEAL)

Before me:

Notary Public **Donna K. Rick**
My commission expires **8/21/83**

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 @, 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.

GRANTOR'S NAME AND ADDRESS

GRANTEE'S NAME AND ADDRESS

After recording return to:

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.

SPACE RESERVED FOR RECORDER'S USE

Recording Officer

By **...** Deputy

TOGETHER WITH the South one-half of vacated "A" Street adjoining Block 2 on the North and the West one-half of vacated Wood River Boulevard lying North of the North line of 1st Street and that portion of the East one-half of vacated Wood River Boulevard lying North of the South line of Lot 1, Block 4, BUTLER'S ADDITION TO FORT KLAMATH, extended Westerly and the vacated alley in Block 2 BUTLER'S ADDITION TO FORT KLAMATH.

in constituting 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 wherever the provisions hereof apply, equally to one or more persons, individuals and corporations.

11th day of October, A.D. 1979 at 3:32 o'clock P.M., and
 duly recorded in Vol. M79, of Deeds in the County of Alameda, State of California.
 24056

Wm D. MILNE, County Clerk
By Bernetha H. Hetsch

Before me

them acknowledged and instrument to be its voluntary act and deed.

all of said corporation or authority of its board of directors, and each of said corporation and that said instrument was signed and sealed in due

and that the seal affixed to the foregoing instrument is the corporate seal

a corporation.

Secretary of

President and that the latter is the

each for himself and not one for the other, did say that the former is the

who, being duly sworn

and

Personally appeared

18

STATE OF OREGON, County of

) ss.

Fee

[illegible]

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JAN 10 1964
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