

86344

ASSIGNMENT OF CONTRACT

Vol. 80 Page 12203

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 Chuck Fisher and Associates, Inc.

assigns, all of the vendee's right, title and interest in and to that certain contract for the sale of real estate dated

April 15, 1980, between Charles D. Whittemore and Bonnie J. Whittemore, husband and wife, as seller and Charles F. Mateson and Donna K. Mateson, husband and wife, assigned to Erik A. Peterson and Carolyn L. Peterson by instrument dated July 1, 1980 and recorded July 1, 1980, in M-80 at page 12201 as buyer, which contract is recorded in the Deed-Miscellaneous\* Records of Klamath County, Oregon, in book M-80 at page 7052 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 \$ 17,420.47 with interest paid thereon to June 15, 1980; 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 \$ 7,500.00. 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: July 1, 1980

Erik A. Peterson  
Erik A. Peterson

(See reverse side of this document for continuation)

Carolyn L. Peterson  
Carolyn L. Peterson

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

STATE OF OREGON,

County of Klamath  
July 1, 1980

Personally appeared the above named Erik A. Peterson and Carolyn L. Peterson, husband and wife,

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

(OFFICIAL SEAL)

Notary Public for Oregon

My commission expires: 2/14/81

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

Personally appeared \_\_\_\_\_, 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:

Transamerica Title Ins. Co.  
600 Main Street  
K. Falls, OR - Attent: Julie

NAME, ADDRESS, ZIP

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

Chuck Fisher and Asso.c  
403 Main Street  
Klamath Falls, OR 97601

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/reel/volume No. \_\_\_\_\_ on page \_\_\_\_\_ or as document/fee/file/instrument/microfilm No. \_\_\_\_\_, Record of Deeds of said county.

Witness my hand and seal of County affixed.

NAME

By \_\_\_\_\_ Deputy

14838

12204

Lot 9, Block 109, BUENA VISTA ADDITION TO THE CITY OF KLAMATH FALLS,  
in the County of Klamath, State of Oregon.

Subject, however, to the following:

1. Regulations, including levies, liens and utility assessments of the City of Klamath Falls.
2. Trust deed, including the terms and provisions thereof, with interest thereon and such future advances as may be provided therein, given to secure the payment of \$13,500.00.

Dated : March 27, 1980

Recorded : March 27, 1980

Book: M-80 Page: 5765

Trustor : Charles D. Whittemore, Sr.

Trustee : Klamath County Title

Beneficiary : Carl M. McLerran and Mary Kathleen McLerran,

which Buyer herein does not assume and agree to pay, and Seller further covenants to and with Buyer that the said prior Trust deed shall be paid in full prior to, or at the time this contract is fully paid and that said above described real property will be released from the lien of said Trust deed upon payment in full of this contract.

3. Contract, including the terms and provisions thereof,

Dated : April 15, 1980

Recorded : April 15, 1980

Book: M-80 Page: 7052

Vendor : Charles D. Whittemore, Sr. and Bonnie J.

Whittemore, husband and wife,

Vendee : Charles F. Mateson and Donna K. Mateson,

The Vendees' interest in said Contract was assigned by instrument dated July 1, 1980 and recorded July 1, 1980 in Vol. M-80 at page 12201.

The above Contract is hereby assumed by Buyer herein and Buyer agrees to pay according to the terms and conditions thereof, and Buyer herein agrees to hold Sellers harmless therefrom.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Witnessed at request of Transamerica Title Co.

this 1st day of July A. D. 19 80 at 3:48 clock P. M., or

July recorded in Vol. M80, of Deeds on Page 12203

W. D. MILNE, County Clerk

By Bernetha Spitsch

Fee \$7.00

MOORE TO STATE

Transamerica Title Ins. Co.

600 Main Street  
K. Falls, OR - Attention: Julie

Charles Fisher and Assoc.

403 Main Street  
Klamath Falls, OR 97601