

T/A #M-38-1301-3  
4260

## ASSIGNMENT OF CONTRACT

Vol. M-8/ Page 16205

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 Terry P. Latimer

assigns, all of the vendee's right, title and interest in and to that certain contract for the sale of real estate dated February 14, 1979, between John M. Schoonover

as seller and W. Erle Hewitt and Lucy O. Hewitt and Russell Lee Strnad and Julie E. Strnad

as buyer, which contract is recorded in the Deed\* Miscellaneous\* Records of Klamath County, Oregon, in book M-79 at page 5518 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 \$4,093.86 with interest paid thereon to August 20, 1981 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 \$4,093.86

However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which) 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: August 31, 1981

(for continuation of this document see reverse side)

W. Erle Hewitt  
Lucy O. Hewitt

STATE OF CALIFORNIA

COUNTY OF Los Angeles } ss.On Sept. 2, 1981

before me, the undersigned, a Notary Public in and for said State, personally appeared W. Erle Hewitt and Lucy O. Hewitt

known to me to be the person S whose name S are

subscribed to the within instrument and acknowledged to me

that they executed the same

WITNESS my hand and official seal.

Signature

Allene O. King



Name (Typed or Printed)

OFFICIAL SEAL  
ALLEN O KING  
NOTARY PUBLIC - CALIFORNIA  
LOS ANGELES COUNTY  
My comm. expires JUN 18, 1985

(OFFICIAL SEAL)

3. If the contract is not already of

GRANTOR'S NAME AND ADDRESS

GRANTEE'S NAME AND ADDRESS

After recording return to:

T/A - So. 6th

NAME, ADDRESS, ZIP

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

Mr. Terry P. Latimer  
General Delivery  
Beatty, OR

NAME, ADDRESS, ZIP

SPACE RESERVED  
FOR  
RECORDER'S USE

STATE OF OREGON, } 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/tee/file/instrument/microfilm No. \_\_\_\_\_ Record of Deeds of said county.

Witness my hand and seal of County affixed.

NAME

TITLE

By

Deputy

16205

16205

The E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 33, Township 36 South, Range 12 East of the Willamette Meridian, in the County of Klamath, State of Oregon. Subject, however, to the following:

1. Rights of the public in and to any portion of said premises lying within the limits of public roads and highways.
2. Any existing easements visible on the ground for roads, pipelines or utilities, to which the property might be subject under provisions of Land Status Report recorded in Book 311 at page 632, Deed Records including Indian Service Road right of way, right of way to Oregon State Highway Department and transmission line easement to California Oregon Power Co. (Affects Sec. 22, 27, 28, 33 and 34, Twp. 36 S., R. 12 EWM and Sec. 3 and 10, Twp 37 S., R. 12 EWM)
3. All subsurface rights, except water, are hereby reserved in trust for heirs of Guy Schonchin, deceased, Klamath Allottee No. 843, as disclosed by instrument recorded October 6, 1958 in Book 304 at page 390, Deed Records. (Affects SW $\frac{1}{4}$  Sec 33, Twp 36 S, R 12 EWM)
4. Excepting, as recorded in Warranty Deed M-69 at page 10597, recorded December 22, 1979, "the right to use jointly with others that certain roadway for the purpose of ingress to and egress from the adjacent land located in Sec. 32, by existing roads from the Klamath Falls-Lakeview Highway, through Sec 29 and Sections 22, 27, 28 and 33, Twp 36 S, R 12 EWM."
5. An easement created by instrument, including the terms and provisions thereof

Dated : November 24, 1969  
Recorded : April 2, 1971 Book: M-71 Page: 2743  
For : Joint user roadway  
(Affects SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$  Sec 28 and E $\frac{1}{2}$ , SW $\frac{1}{4}$  Sec 33 Twp 36 S, R 12 EWM)  
6. Memorandum of Contract, including the terms and provisions thereof  
Dated : March 12, 1979  
Recorded : March 12, 1979 Book: M-79 Page: 5518  
Vendor : John M. Schoonover  
Vendee : W. Erle Hewitt and Lucy O. Hewitt, and Russell Lee Strnad and Julie E. Strnad, which contract

Buyer herein agrees to assume and pay, and Buyer agrees to hold Sellers harmless therefrom. The present unpaid principal balance is \$4,093.86 with interest paid to: August 20, 1981.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record in request of  
this 11th day of Sept.. A.D. 19 81 at 3:49 o'clock P.M., and  
duly recorded in Vol. M-81 of Deeds on Page 16205

EVELYN BIEHN, County Clerk  
By *[Signature]*

Fee \$8.00