

1-1-74

15179

## ASSIGNMENT OF CONTRACT

M8 Page 11563

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 ELBERT G.

HENDERSON and ANNETTE HENDERSON, husband and wife,

its heirs, successors and assigns, all of the vendor's right, title and interest in and

to that certain contract for the sale of real estate dated July 29, 19 77, between ELBERT G.

HENDERSON

as seller and

HENDERSON MILLWORK, INC.

as buyer, which contract is recorded in the Deed\* Miscellaneous\* Records of Klamath County, Oregon, in book at page or as file number, reel number (indicate which) (reference to said recorded contract hereby being expressly made) together with all the right, title and interest of the undersigned in and to all moneys due and to become due thereon; the undersigned hereby expressly covenants and warrants to the assignee above named that the undersigned is the owner of the vendor's interest in the real estate described in said contract of sale and that the unpaid principal balance of the purchase price thereof is not less than \$ with interest paid thereon to 19 (see attached description)

is the cancellation of corporate shares

The true and actual consideration paid for this transfer, ~~which is the subject of this assignment~~ pursuant to Section 533, however, the actual consideration consists of or includes other property or value given or promised which is consideration (indicate which).<sup>①</sup>

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 seal to be affixed hereunto by its officers duly authorized thereunto by order of its board of directors.

DATED: Aug. 31, September 1, 19 82

ELBERT G. HENDERSON, President

PATRICIA E. HENDERSON, Secretary

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

STATE OF OREGON,

County of

ss.

STATE OF OREGON, County of Klamath, ss. September 1, 19 82

Personally appeared the above named

Personally appeared ELBERT G. HENDERSON and PATRICIA E. HENDERSON

who, being duly sworn, each for himself and not one for the other, did say that the former is the ELBERT G. HENDERSON president and that the latter is the PATRICIA E. HENDERSON secretary of HENDERSON MILLWORK, INC.

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

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.

(OFFICIAL  
SEAL)

Before me:

Notary Public for Oregon

My commission expires:

Notary Public for Oregon

My commission expires: 11-15-86

\*Strike whichever word not applicable. NOTE—The sentence between the symbols ①, if not applicable, should be deleted. See ORS 93.030. If the contract is not already recorded, it should be recorded, preferably in the Deed Records.

HENDERSON MILLWORK, INC.

3007 Anderson

Klamath Falls, OR 97601

GRANTOR'S NAME AND ADDRESS

ELBERT G. and ANNETTE HENDERSON

6724 Eberlein

Klamath Falls, OR 97601

GRANTEE'S NAME AND ADDRESS

After recording return to:

HENDERSON &amp; MOLATORE

426 Main Street

Klamath Falls, OR 97601

NAME, ADDRESS, ZIP

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

ELBERT G. and ANNETTE HENDERSON

6724 Eberlein

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 on page or as file/reel number. Record of Deeds of said county.

Witness my hand and seal of County affixed.

Recording Officer

By

Deputy

## EXHIBIT "A"

A portion of Tracts 6, 7, and 10 of Tracts 25 and 32, inclusive, of Altamont Ranch Tracts, Klamath County, Oregon, more particularly described as follows:

Beginning at a 5/8-inch iron pin on the northerly right of way line of Anderson Avenue, being S.  $88^{\circ}52'40''$  E 170.42 feet from the centerline of vacated Avalon Street; thence N  $02^{\circ}00'40''$  E along the easterly side of a chain link fence 72.80 feet to the easterly edge of a corner post; thence N  $88^{\circ}52'40''$  W 2.60 feet to a P-K nail set in concrete; thence N  $02^{\circ}00'40''$  E 303.03 feet to a 5/8-inch iron pin on the southerly right of way line of the Burlington Northern Railway Company tracks, said right of way being parallel to and 125 feet (measured at right angles) from the centerline of the main line of said Railway Company tracks, as now located and constructed; thence S  $48^{\circ}02'10''$  E 286.90 feet along said right of way line to a 5/8-inch iron pin on the westerly line of said Tract 10; thence S  $00^{\circ}06'00''$  E along the westerly line of said Tract 10 to a 5/8-inch iron pin, said iron pin being on the southwesterly right of way line of the said Railway Company tracks and being 150 feet (measured at right angles) from the centerline of the main line of said Railway Company tracks; thence S  $48^{\circ}02'10''$  E along said southwesterly right of way line 236.23 feet to a 5/8-inch iron pin on the northerly right of way line of said Anderson Avenue; thence N  $88^{\circ}52'40''$  W 399.70 feet to the point of beginning, containing 1.75 acres, with bearings based on record of survey No. 2031, as recorded in the office of the Klamath County Surveyor. The above-described tract of land subject to all easements of record and apparent.

SUBJECT TO: Liens and assessments of Klamath Project and Klamath Irrigation District, and regulations, contracts, easements and water and irrigation rights in connection therewith, reservations and restrictions of record, easements and rights of way of record and those apparent on the land.

FURTHER SUBJECT TO: All encumbrances of record, which assignees assume and agree to pay.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record .

this 1 day of Sept A. D. 19 82 at 4:17 o'clock P. M.

duly recorded in Vol. M 82, of Deeds on file 11563

Fee \$8.00

EV. LYN BEHN, County Clerk

By [Signature]