

44353

ASSIGNMENT OF SECURED PARTIES INTEREST IN CONTRACT OF SALE

KNOW ALL MEN BY THESE PRESENT, that FRANK TOFELL, assignor, hereby grants, assigns and transfers to FRANK TOFELL and VIRGINIA TOFELL, husband and wife, as Tenants in Common, assignees, all of assignor's right, title and interest in and to that certain Contract of Sale, dated August 15, 1978, and recorded on _____, in Volume _____, at page _____, in Klamath County, Oregon, Deed Records, wherein John C. Carter and Norma L. Carter agreed to purchase, and assignors predecessor in interest, FRANK F. TOFELL and JANICE M. TOFELL, agreed to sell the property in Klamath County, described as follows, to wit:

Beginning at an iron pin which lies North 0 degrees 51' West along the 40 line a distance of 462.3 feet, and North 89 degrees 09' East, a distance of 262.2 feet, and South 46 degrees 09' East, a distance of 428.4 feet from the iron axle which marks the Southwest corner of the NE1/4 SW1/4 of Section 1, Twp. 39 S., R. 9 E.W.M., in Klamath County, Oregon; and running thence: Continuing on South 46 degrees 69' East a distance of 129.4 feet to an iron pin; thence, North 43 degrees 51' East, a distance of 384 feet to an iron pin on the Southerly right of way line of the Klamath Falls-Lakeview Highway, which is 30 feet, measured at right angles from the centerline; thence north 46 degrees 09' West, a distance of 129.4 along said right of way line to an iron pin; thence, South 43 degrees 51' West, a distance of 384 feet to the Point of Beginning.

EXCEPTING THEREFROM that portion conveyed to the State of Oregon, by and through its State Highway Commission, recorded July 5, 1972, in Volume M72, at page 7243, Microfilm Records of Klamath County, Oregon.

Assignor further covenants and agrees to and with the assignee that said Contract of Sale is a good, valid and existing contract, that there remain unpaid thereon no more than the sum of \$45,276.77, with interest thereon at the

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rate of 10% per annum and that said Contract of Sale is not in default and that assignor has good right to assign the same as aforesaid.

Executed this 24 day of December, 1984, at Klamath Falls, Oregon.

Frank F. Tofell
FRANK F. TOFELL

ACKNOWLEDGEMENT

STATE OF OREGON)
COUNTY OF KLAMATH)

On this 24th day of December, 1984, personally appeared the within named Frank Tofell, who is known to me to be the person described in the within instrument and acknowledge it to be his voluntary act and deed. BEFORE ME:

Tom J. Stedman
NOTARY PUBLIC FOR OREGON
My commission expires: 3-14-87

STATE OF OREGON,)
County of Klamath)

Filed for record at request of

on this 24th day of December A.D. 19 84
at 11:15 o'clock A M, and duly
recorded in Vol. M84 of Deeds

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EVELYN BIEHL, County Clerk

By *Don Smith* Deputy

Fee 9.00

Ret: Frank Tofell
6261- Gunnison Way
Salem