

OA

47814

K-37702

ASSIGNMENT OF CONTRACT

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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

THOMAS W. AUSTIN and CAROLYN J. AUSTIN, husband and wife

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

June 10, 1978, between ERNEST W. SMITH and BEVERLY A. SMITH aka

BEVERLY ANN SMITH  
 as seller and DENNIS M. WALLIS and TERESA L. WALLIS (which vendees  
 interest was then assigned to Ray O. & Susie M. Stearns in Vol. M-82 pg. 2495)  
 as buyer, which contract is recorded in the Deed\* Miscellaneous\* Records of Klamath County, Oregon,  
 in book/reel/volume No. M-78 at page 14271 thereof, or as fee/file/instrument/microfilm/recep-  
 tion No. \_\_\_\_\_ (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 under-  
 signed 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 \$ 33,599.27 with interest paid thereon to March 29, 1985;  
 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 \$ 39,635.00

① However, the actual consideration consists of or includes other property or value given or promised which is part of the  
 consideration (indicate which) ② 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 gram-  
 matical 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 offi-  
 cers duly authorized thereunto by order of its board of directors.

DATED: April 15, 1985

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY  
 PARTICULAR USE MAY BE MADE OF THE PROPERTY  
 DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD  
 CHECK WITH THE APPROPRIATE CITY OR COUNTY  
 PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Ray O. Stearns  
 RAY O. STEARNS

Susie M. Stearns  
 SUSIE M. STEARNS

STATE OF OREGON,

County of Klamath } ss.  
April 15, 1985

Personally appeared the above named

Ray O. Stearns andSusie M. Stearns

and acknowledged the foregoing instru-  
 ment to be their voluntary act and deed.

Before me:

Notary Public for Oregon

My commission expires: 8/27/87STATE OF OREGON, County of \_\_\_\_\_ ) ss.  
\_\_\_\_\_, 19\_\_\_\_

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 \_\_\_\_\_

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 be-  
 half 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)(If executed by a corporation,  
affix corporate seal)

\*Strike which is 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 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:

Klamath County Title Company  
#2896

NAME, ADDRESS, ZIP

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

Thomas & Carolyn AustinP. O. Box 368Keno, OR 97627

NAME, ADDRESS, ZIP

SPACE RESERVED  
 FOR  
 RECORDER'S USE

STATE OF OREGON, } ss.  
County of Klamath

I certify that the within instrument  
 was received for record on the 16th day  
 of April, 1985, at  
8:55 o'clock A. M., and recorded  
 in book/reel/volume No. M85 on  
 page 5481 or as fee/file/instru-  
 ment/microfilm/reception No. 47814,  
 Record of Deeds of said county.

Witness my hand and seal of  
County affixed.

Evelyn Biehn, County Clerk

NAME P. Ann Smith TITLE  
 By \_\_\_\_\_ Deputy

Fee: \$5.00

95 APR 16 AM 8 55