

ASSIGNMENT OF CONTRACT

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 Way Partnership, 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 October 17, 1981, between Glen A. Surtee and Norma J. Surtee, husband and wife, as seller and Surtee Motors, Inc., an Oregon corporation as buyer, which contract is recorded in the deed records of Clatsop County, Oregon, in Book No. 478 at page 1443 thereof, together with all of the right, title and interest of the assignor in and to the real estate described therein the assignor expressly covenants with and warrants to the assignee above assignor is the owner of the vendor'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 \$17,000 with interest paid thereon to May 14, 1983; further, upon compliance by said assignee with the terms of said contract, the assignor covenants 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 \$-0-. However, the actual consideration consists of or includes some property or value given or promised which is the whole consideration.

Way Partnership assumes the buyer's interest in the contract described herein and agrees to perform the buyer's obligations in accordance with the terms thereof and hold Surtee Motors, Inc. harmless from any obligations therein.

Way Partnership consents to the assignment by Surtee Motors, Inc. to Way Partnership.

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, implied and applied to make the provisions hereof apply equally to one or more individuals and/or corporations.

IT WITNESSES WHEREOF, the undersigned assignor has hereunto set his hand: if the undersigned is a corporation, it has caused its corporate name to be stamped and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its board of directors.

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.

97 JUN 9 11 0 49

DATED: 5/15, 1937

SURGEON MOTORS, INC.
By Frank T. Sutter
President
By Conrad J. Sutter
Secretary

STATE OF OREGON

County of Clatsop

5/15, 1937

Personally appeared Frank T. Sutter, Jr. and Conrad J. Sutter 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 Surgeon Motors, Inc., a corporation, and that said instrument was signed 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.

Conrad J. Sutter
Notary Public for Oregon
My commission expires: 11-11-38

NGUYEN PARTNERSHIP
By Michael R. Nguyen
Partner
By Thang T. Lee
Partner

Personally appeared Michael R. Nguyen and Thang T. Lee who, being duly sworn, each for himself and not one for the other, did say that he is a partner in, if more than one, they are partners in Nguyen Partnership, a partnership, and that said instrument was signed and sealed in behalf of said partnership by authority of the partnership; and each of them acknowledged said instrument to be its voluntary act and deed.

Robert Simon
Notary Public for Oregon
My commission expires: 5/15/38

After recording return to:

CRANE & BALLEW
540 Main Street, Suite 104
Clatsop Falls, OR 97001

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STATE OF OREGON, COUNTY OF CLATSOP

Filed for record a copy of CRANE & BALLEW, Assignments as Law by 1st of 1937 A.D. 19 37 at 1:23 o'clock P.M. and duly returned to me, 1937 of Clatsop on Page 5916

FEE \$5.00

Sworn before me, County Clerk, at Clatsop Falls, Oregon on 5/15/37