

OS

92562

ASSIGNMENT OF CONTRACT

Vol. 7188 Page 17152

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 NORMAN E. HATCHER, JR. and ELIZABETH A. HATCHER, husband and wife, as to an undivided one-half interest; and RANSOM D. SMITH and ANDREA M. SMITH, husband and wife, as to an undivided one-half interest his heirs, successors and assigns, all of the vendee's right, title and interest in and to that certain contract for the sale of real estate dated June 30, 1983, between DONALD SEELYE and TULA MAE SEELYE, husband and wife as seller and BRANCEFORD V. DAVIDSON and WANDA J. DAVIDSON, husband and wife

as buyer, which contract is recorded in the Deed\* Miscellaneous\* Records of Klamath County, Oregon, in book/reel/volume No. M83 at page 14138 thereof, or as fee/file/instrument/microfilm/reception 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 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 \$25,625.40 with interest paid thereon to September 21, 1988; 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. Should assignee herein fail to pay the monthly installments with 10 days from the due date such installment payments are due\*\*

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$27,125.00. However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which) \*\*, assignee agrees to pay contract holder a penalty in an amount of 10% of any monthly payment which is late, which penalty shall be paid at the time the monthly payment is made. 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: October 7, 1988

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

BRANCEFORD V. DAVIDSON  
WANDA J. DAVIDSON

STATE OF OREGON,

County of Clackamas } ss.  
October 7, 1988

Personally appeared the above named

Branceford V. Davidson and Wanda J. Davidson

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

Notary Public for Oregon  
My commission expires: 6/8/91

STATE OF OREGON, County of

Personally appeared

and 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 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.

Notary Public for Oregon  
My commission expires:

(OFFICIAL SEAL)

(If executed by a corporation, affix corporate seal)

Branceford V. & Wanda J. Davidson

GRANTOR'S NAME AND ADDRESS

Norman E. Hatcher, Jr. & Elizabeth A. Hatcher  
Ransom D. and Andrea M. Smith

GRANTEE'S NAME AND ADDRESS

Norman E. Hatcher, Jr. & Elizabeth A. Hatcher  
Ransom D. Smith and Andrea M. Smith  
P.O. Box 786  
Gilchrist, OR 97737

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

NAME, ADDRESS, ZIP

SPACE RESERVED FOR RECORDER'S USE

STATE OF OREGON,  
County of Klamath } ss.

I certify that the within instrument was received for record on the 12th day of Oct., 1988, at 2:19 o'clock P.M., and recorded in book/reel/volume No. M88 on page 17152 or as fee/file/instrument/microfilm/reception No. 92562, Record of Deeds of said county.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

By *Pauline Mullins* Deputy

Fee \$8.00

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