

ON

5029 MTC 22052-K

ASSIGNMENT OF CONTRACT

Vol. 289 Page 17058

KNOW ALL MEN BY THESE PRESENTS, That the undersigned, hereinafter called the assignor, for the consideration hereinafter stated, has sold and assigned and hereby does grant, bargain, sell, assign and set over unto CENTURY 21/PRODUCTION REALTY, INC., an Oregon corporation hereinafter called the assignee, and to assignee's heirs, successors and assigns, all of the vendor's right, title and interest in and to that certain <sup>Memorandum of</sup> sale of real estate dated August 31, 1989, between ROBERT F. SECREST and LUCILLE M. SECREST, h&w, THOMAS S. CURCIO and GERTRUDE A. CURCIO, h&w, as tenants in common JAMES D. FINLEY and LINDA L. FINLEY, husband and wife, as buyer, which contract is recorded in the Deed\* Miscellaneous\* Records of Klamath County, Oregon, in book/reel/volume No. M89 at page 17058 or as fee/file/instrument/microfilm/reception No. (indicate which), reference to said recorded contract hereby being expressly made, together with all the right, title and interest of the assignor in and to all moneys due and to become due thereon. The assignor also hereby conveys to the assignee the property described in said contract and the legal title thereto which is held to secure performance of the vendee's obligations created thereby. The assignor hereby expressly covenants and warrants to the above-named assignee that the assignor 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 \$ 425,000.00 with interest paid thereon to September 1, 1989 \*\*SEE SPECIAL TERMS BELOW

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 14,850.00  
 ⓐ However, the actual consideration consists of or includes other property or value given or promised which is part of the ☐ the whole ☐ consideration (indicate which).ⓐ

In construing this assignment, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this assignment shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the undersigned assignor has executed this assignment; if the undersigned is a corporation, it has caused its name to be signed and its seal affixed by an officer duly authorized thereto by order of its board of directors. \*\*SPECIAL TERMS: The intent of this Assignment is to secure that Promissory Note dated September 1, 1989, in the amount of \$425,000.00, in favor of Century 21/Production Realty, Inc.

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.

THOMAS S. CURCIO  
 GERTRUDE A. CURCIO  
 ROBERT F. SECREST  
 LUCILLE M. SECREST

STATE OF OREGON

County of Klamath

This instrument was acknowledged before me on September 14, 1989, by

THOMAS S. CURCIO, GERTRUDE A. CURCIO,  
 ROBERT F. SECREST, and LUCILLE M. SECREST

(SEAL)

My commission expires: 11/16/91

\* Strike the inapplicable word. NOTE—If not applicable, delete the sentence between the symbols ⓐ. If the contract is not already of record, it should be recorded.

Thomas S. Curcio et al  
 6767 Tingley Lane #26  
 Klamath Falls, OR 97603

GRANTOR'S NAME AND ADDRESS

Century 21/Production Realty, Inc.  
 4509 S. Sixth Street  
 Klamath Falls, OR 97603

GRANTEE'S NAME AND ADDRESS

After recording return to (Name, Address, Zip):

MOUNTAIN TITLE COMPANY OF KLAMATH COUNTY

Until requested otherwise send all tax statements to (Name, Address, Zip):

NO CHANGE

(If the signer of the above is a corporation, use the form of acknowledgment below.)

STATE OF OREGON

County of Klamath

This instrument was acknowledged before me on September 19, 1989, by

Notary Public for Oregon

(SEAL)

My commission expires:

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 11th day of Sept., 1989, at 3:51 o'clock P.M., and recorded in book/reel/volume No. M89 on page 17058 or as fee/file/instrument/microfilm/reception No. 5029, Record of Deeds of said county.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk  
 NAME TITLE

By Charles Mulder Deputy

Fee \$8.00