Vol. M 87 Page 23388 ASSIGNMENT OF VENDORS' INTEREST IN REAL ESTATE CONTRACT AND DEED FOR SECURITY PURPOSES

THIS ASSIGNMENT is made as of the lst\_\_ day of \_\_\_\_\_\_ 1989, by and between WILBUR C. HARNSBERGER, JR., and CAROLYN HARNSBERGER, husband and wife, hereinafter Assignors, and INTERSTATE PRODUCTION CREDIT ASSOCIATION, hereinafter Assignee.

K.41096

In consideration of a certain loan or loans made by Assignee to Assignors, Assignors hereby grant, bargain, convey, sell, assign, setover, transfer and convey to Assignee all their right, title and interest in and to those certain payments to become due from a certain real estate contract dated November 1, 1979, wherein said Assignors are sellers and Robert L. Gille, is the buyer, and to the land described in said real estate contract. A memorandum of the contract was recorded December 24, 1979 at Book 1/179, Page 29467, Klamath County Deed Records.

The Assignors covenant with and warrant to the Assignee, its heirs, successors and assigns, that they have not orally, or in writing, or in any other manner made, executed or delivered any prior assignment of their contract rights hereunder, nor any mortgage of

AFTER RECORDING, **RETURN TO:** 

86. 2

ŝ

ò

UNTIL A CHANGE IS REQUESTED, SEND ALL TAX STATEMENTS TO:

Hugh Cahill Interstate Production Credit Association PO Box 148 Klamath Falls, OR 97601

No change

1 - ASSIGNMENT OF REAL ESTATE CONTRACT AND DEED Churchill, Leonard, Brown & Donaldson PO Box 804 Salem, Oregon 97308 (503) 585-2255

their interest in said property, nor any conveyance of their legal title thereto, except as specifically described in said contract and this instrument to any other person or corporation, and that there are no liens or encumbrances against said property which have been incurred or suffered by the Assignors.

And the Assignors warrant to the Assignee that to the best of the Assignors' knowledge the payments hereby assigned will be made by the Vendee, his assignees, or the survivor, and said Assignors covenant to and with the Assignee, its heirs, successors and assigns, that they will do nothing to hinder, delay or prevent the making of said payments by the Vendee, his assignees, or the survivor.

This assignment is made to secure any and all loans made by the Assignee to the Assignors, with interest thereon, and any and all loans which may hereafter be made by the Assignee to the Assignors, the payment of which obligation or obligations in full, including all interest, from the source of this assignment, or from any other source, will render this assignment void; but otherwise to be in full force and effect.

The Assignee, for itself, its heirs, successors and assigns, agrees with the Assignors to release this assignment or any other security Assignee may have in the event of such payment in full of all obligations, including interest, from this source or any other source.

The execution of this assignment is for security purposes only, and nothing Assignee shall do with regard to the collateral created hereby shall relieve Assignor of the obligation of payment.

2 - ASSIGNMENT OF REAL ESTATE CONTRACT AND DEED Churchill, Leonard, Brown & Donaldson PO Bcx 804 Salam, Oregon 97308 (503) 585-2255

23390

In case litigation is instituted arising directly or indirectly out of this agreement, the losing party shall pay to the prevailing party his reasonable attorney's fees, including attorney's fees in any appellate court.

IN WITNESS WHEREOF, said Assignors and Assignee have set their hands as of the day and year first hereinabove written.

ASSIGNORS

## ASSIGNEE

INTERSTATE PRODUCTION CREDIT ASSOCIATION

Title: Credit aralin L. Harmake Carolyn Harnsber STATE OF OREGON SS County of Klamath

On December 1 , 1989, personally appeared the above-named NOMIDER, G. Harnsberger, Jr. and Carolyn Harnsberger, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed. Before me: PUBLIC

otary Public for Or My Commission expires) 12-19-92

Notary Public for Oregon

12-19-92

My commission expires:)

STATE OF OREGON SS. County of Klamath

The foregoing instrument was acknowledged before me on this 1st December , 1989, by Noland Alston It Manager , of Interstate the day of Production Credit Credit Minager Association: a corporation, on behalf of the corporation. NO ARY

----PUBLIC GRHekmd5 S. Herning

CF ORS

3 - ASSIGNMENT OF REAL ESTATE CONTRACT AND DEED Churchill, Leonard, Brown & Donaldson PO Box 804 Salem, Oregon 97308 (503) 585-2255

STATE OF OREGON: COUNTY OF KLAMATH: SS.

	Klamath County Hittle Co	_ day
of <u>Deeds</u> A.D	$1., 19 \underline{89}$ at $\underline{8:37}$ O'Clock $$ A.M., and uliy includes in vol. $$ Mos	
oi	Deeds on Page 23388 Evelyn Siehn / County Clerk	
FEE \$18.00	Evelyn Biehn County Clerk By Dermotha, Angeloch	