

17127

ASSIGNMENT OF VENDOR'S INTEREST IN LAND SALE CONTRACT

MARY SUE HUNTER (hereinafter the "Assignor"), does hereby grant, transfer, assign and set over to Mary Sue Hunter, Trustee of the HUNTER FAMILY TRUST U.T.A.D. June 7, 1990 (hereinafter the "Assignee"), and the successors and assigns of the Assignee, all of the Assignor's rights, title and interest in and to that certain Contract of Sale dated December 27, 1984 between Ralph D. Hunter as Seller, and Larry M. Kliever and Debra A. Kliever, husband and wife, as Purchasers, relating to the real property located in Klamath County, Oregon which is described on Exhibit "A" attached hereto and which by this reference is incorporated herein as though fully set forth. A Memorandum relating to said Contract of Sale dated December 27, 1984 was recorded in the records of Klamath County, Oregon in Book M84 at Page 21462. The Seller's interest in said Contract of Sale was assigned by Ralph D. Hunter to Mary Sue Hunter by an Assignment of Contract dated September 3, 1986 and recorded on September 3, 1986 at Volume M86, Page 15827 of the Official Records of Klamath County, Oregon as Instrument No. 65511.

This assignment shall apply to all rights and benefits now accrued or hereafter accruing to the Sellers under the above-referenced Contract of Sale dated December 27, 1984, including but not limited to the following: (i) the right to receive all payments with respect to the Contract of Sale, (ii) all rights which the Assignors may have in and to collection escrow account #4284 at Klamath County Title Company of Klamath Falls, Oregon, and (iii) the right and authority to give any receipts, acquittals or releases to which the Buyer under the Contract of Sale may become entitled.

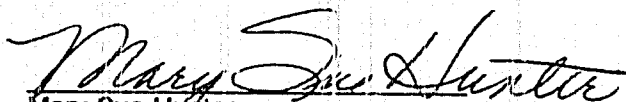
This assignment constitutes a transfer of assets by the Assignors to a revocable trust established by and for the benefit of the Assignors and the Assignor's beneficiaries, and the true and actual consideration for this assignment is \$0.00.

The Assignee hereby assumes and agrees to be bound by the terms and conditions of the above-referenced Contract of Sale dated December 27, 1984, and further agrees to defend, indemnify and hold harmless the Assignors from any breach of that Contract of Sale. If action is brought to enforce any term of this Agreement, the prevailing party shall recover from the losing party reasonable attorney's fees incurred in that action, as set by the trial court, and, if applicable, by the appellate courts.

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

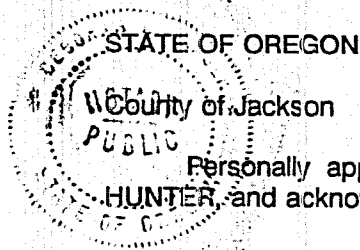
instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses.

ASSIGNOR:

  
Mary Sue Hunter

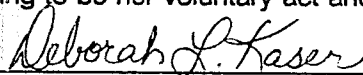
ASSIGNEE: HUNTER FAMILY TRUST

  
Mary Sue Hunter, Trustee



)  
) ss.  
)

Personally appeared before me this 22<sup>nd</sup> day of June, 1990, MARY SUE HUNTER, and acknowledged the foregoing to be her voluntary act and deed.

  
Notary Public for Oregon  
My Commission Expires: 8-22-93

Return: Stephen G. Jamieson  
P.O. Box 4280  
Medford, Or. 97501

## EXHIBIT "A"

The following described real property in Klamath County, Oregon:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ , and S $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 4, Township 40 South, Range 9 East of the Willamette Meridian.

SAVING AND EXCEPTING a tract of land situated in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 4 Township 40 South, Range 9 East of the Willamette Meridian, in Klamath County, Oregon, being more particularly described as follows: Beginning at a 5/8" rebar on the Section line between Sections 3 and 4, Township 40 South, Range 9 East of the Willamette Meridian, from which the Section corner common to Sections 3 and 4, said Township and Range and Sections 33 and 34, Township 39 South, Range 9 East of the Willamette Meridian bears North 0°54'43" West 30 feet; thence South 89°57'30" West 590 feet parallel to the North line of said Section 4, to a 5/8" rebar; thence South 0°54'43" East 438 feet to a 5/8" rebar thence North 89°57'30" East 590 feet to a 5/8" rebar on the Section line between Sections 3 and 4, said Township and Range; thence North 0°54'43" West 438 feet along said Section line to the point of beginning.

together therewith an easement for road and utility purposes across the easterly 35 feet of the following described property:

a tract of land situated in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 4 Township 40 South, Range 9 East of the Willamette Meridian, in Klamath County, Oregon, being more particularly described as follows: Beginning at a 5/8" rebar on the Section line between Sections 3 and 4, Township 40 South, Range 9 East of the Willamette Meridian, from which the Section corner common to Sections 3 and 4, said Township and Range and Sections 33 and 34, Township 39 South, Range 9 East of the Willamette Meridian bears North 0°54'43" West 30 feet; thence South 89°57'30" West 590 feet parallel to the North line of said Section 4, to a 5/8" rebar; thence South 0°54'43" East 438 feet to a 5/8" rebar thence North 89°57'30" East 590 feet to a 5/8" rebar on the Section line between Sections 3 and 4, said Township and Range; thence North 0°54'43" West 438 feet along said Section line to the point of beginning.

SUBJECT TO reservations and restrictions of record, easements and rights of way of record and those apparent on the land, contracts and/or liens for irrigation and/or drainage.

Exhibit "A"

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STATE OF OREGON: COUNTY OF KLAMATH: 55

Filed for record at request of Stephen G. Jamieson the 5th day of July A.D., 19 90 at 12:24 o'clock P.M., and duly recorded in Vol. M90 of Deeds on Page 13240

Evelyn Biehn - County Clerk

By Debra M. Henderson

FEE \$38.00