

OS

19921

ASSIGNMENT OF CONTRACT

Vol. 1396-221 Page 18120

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 John W. Caldwell and Jean Rae Mitchell, Trustees of the John and Myrtle Caldwell Revocable Trust, dated 9/8/90 his 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 July 25, 1985, between John W. Caldwell and Myrtle E. Caldwell, as vendor and David Robert Adams and Rhonda Sue Adams, as vendee,

which contract is recorded in the Deed *Miscellaneous* Records of Klamath County, Oregon, in book/reel volume No. M85 at page 11776 on ax file/instrument/microfilm/reception (reference to said recorded contract hereby being expressly made) together with all the right, title and interest of the undersigned in and to all moneys due and to become due thereon; the undersigned hereby expressly covenants and warrants to the assignee above named that the undersigned 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 \$ with interest paid thereon to 19.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ NONE.
 However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which).
 the whole

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 seal to be affixed hereunto by its officers duly authorized thereunto by order of its board of directors.

DATED: 9-8, 1990

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.

STATE OF OREGON,

County of KLAMATH } ss.
SEPTEMBER 8th, 1990

Personally appeared the above named
JOHN W. CALDWELL AND
MYRTLE E. CALDWELL

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

Before me:
[Signature]
 Notary Public for Oregon
 My commission expires: 6-11-91

OFFICIAL SEAL
 PUBLIC

STATE OF OREGON, County of _____) ss.
 _____, 19____

Personally appeared _____ and _____ 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 _____ a corporation, 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)

NOTE—The sentence between the symbols ①, if not applicable, should be deleted. See ORS 93.030. If the contract is not already of record, it should be recorded, preferably in the Deed Records.

GRANTOR'S NAME AND ADDRESS

 GRANTEE'S NAME AND ADDRESS

 After recording return to:
Jean R. Mitchell
4085 N.W. Skaggs Road G.
Bend, OR 97701
 NAME, ADDRESS, ZIP
 Until a change is requested all tax statements shall be sent to the following address.
no change
 NAME, ADDRESS, ZIP

SPACE RESERVED FOR RECORDER'S USE

STATE OF OREGON,) ss.
 County of _____
 I certify that the within instrument was received for record on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ or as fee/file/instrument/microfilm/reception No. _____, Record of Deeds of said county.
 Witness my hand and seal of County affixed.

NAME _____ TITLE _____
 By _____ Deputy

EXHIBIT "A"

11778

A parcel of land situated in the NW 1/4 of Section 19, T39S, R10EW, Klamath County, Oregon, being a portion of that tract of land as described in Book of Mortgages M73-10124, Klamath County records, said parcel being more particularly described as follows:

Beginning at a 1-inch re-bar situated S89°36'56"E (East by Deed Volume M81-12429, of the Klamath County deed records) 465.6 feet and S00°36'45"W 211.4 feet (South 216.6 feet by said D.V. M81-12429), said 1-inch re-bar being on the easterly line of that tract of land described in D.V. M78-1335 of said deed records; thence, Easterly and Southerly along the northerly and easterly line of said D.V. M81-12429, 273.2 feet and 97.51 feet (East and South by said M81-12429) to the northerly right of way line of the U.S.B.R. Dixon Drain; thence Northeasterly along said right of way line to a 5/8-inch iron pin on the southerly line of D.V. M83-20076 of said deed records; thence, along the said southerly line, N89°36'56"W 191.68 feet, N00°23'04"E 50.00 feet and N89°36'56"W 446.17 feet to a 3/8-inch iron pin on the easterly line of said D.V. M78-1335; thence S00°36'45"W 161.4 feet to the point of beginning, containing 2.1 acres, more or less, with bearings based on survey No. 2026 as recorded in the office of the Klamath County Surveyor.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____ the _____ day
of _____ July _____ A.D., 1985 at 9:42 o'clock A.M., and duly recorded in Vol. M85
By _____ Reads _____ on Page 11776
County Clerk
Evelyn Bishm. *Phon Ann D.*

FEB \$13.00

MOUNTAIN TITLE COMPANY, . . . has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

the _____ day
of _____ Vol. M90