

21651

ASPEN Title 04035712  
ASSIGNMENT OF CONTRACT

Vol. m90 Page 21109

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

FRANCIS S. HAYES and ELIZABETH G. HAYES, husband and wife,

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

October 11, 1990, between LINDA BLUE JOHNSON

as seller and JOHN BENCICH

as buyer, which contract is recorded in the Deed\* Miscellaneous\* Records of Klamath County, Oregon, in book/reel/volume No. M-85 at page 17535 thereof, or as fee/file/instrument/microfilm/reception No. NA (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 \$310.00 with interest paid thereon to September 1, 1990; 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.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$\*\*5500.00\*\*  
However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which).<sup>9</sup>

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 9, 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 FEES TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

STATE OF OREGON, County of } ss.

Personally appeared the above named

John Bencich

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

Before me:

(OFFICIAL SEAL) [Signature]

Notary Public for Oregon

My commission expires: OREGON 93

NOTE: This instrument is subject to the symbol (D), if not applicable, should be deleted. See ORS 93.030. If the contract is not already of

STATE OF OREGON, County of } ss.

Personally appeared \_\_\_\_\_, 19\_\_\_\_, 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 \_\_\_\_\_, 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 be-

half of said corporation by authority of its board of directors; and each of

them acknowledged said instrument to be its voluntary act and deed.

Before me:

(OFFICIAL SEAL)

Notary Public for Oregon

My commission expires:

John Bencich  
General Delivery  
Chemult, OR

GRANTOR'S NAME AND ADDRESS

Frank & Elizabeth Hayes  
3628 S. Pacific Hwy.  
Medford, OR 97501

GRANTEE'S NAME AND ADDRESS

At or recording request to:  
Dwayne R. Murray  
201 West Main Street, Suite 5B  
Medford, OR 97501

NAME, ADDRESS, ZIP

If a change is requested all her statements shall be sent to the following address:

Frank & Elizabeth Hayes  
3628 S. Pacific Hwy.  
Medford, OR 97501

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 19th day of Oct., 1990, at 3:39 o'clock PM, and recorded in book/reel/volume No. M90 on page 21109 or as fee/file/instrument/microfilm/reception No. 21651, Record of Deeds of said county.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

NAME TITLE

By [Signature] Deputy

Fee \$28.00