

ASSIGNMENT OF CONTRACT BY VENDOR

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 Dave Cooley and

Freda D. Cooley, 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 contract for sale of real estate dated November 28, 1988, between Ole Moody and Grace Moody as seller and Bobby D. Kloss and Hester E. Kloss as buyer, which contract is recorded in Deed / Miscellaneous / Records of Klamath County, Oregon, in volume No. M88 at page 21548 thereof, or as instrument No. Microfilm (indicate which), (reference to said recorded contract hereby being expressly made), together with all of 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 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 balance of the purchase price thereof is not less than \$ 30,990.93 with interest paid thereon to September 5, 1991.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 45,000.00. 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.

DATED: September 4, 1991.

Bobby D. Kloss
BOBBY D. KLOSS
Hester E. Kloss
HESTER E. KLOSS

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,)
) ss.
County of Klamath
This instrument was acknowledged
before me on 9-4, 1991,
by Bobby D. Kloss
Hester E. Kloss

Spencer Little
Notary Public for Oregon

(SEAL)

My commission expires: 7/13/93

Grantor: Bobby D. Kloss
Hester E. Kloss

Grantee: Dave Cooley
Freda D. Cooley

AFTER RECORDING RETURN TO:
MOUNTAIN TITLE COMPANY

UNTIL REQUESTED OTHERWISE SEND ALL TAX
STATEMENTS TO:

Dave Cooley and Freda Cooley
1350 Lucrétia Ave
San Jose, CA 95122

STATE OF OREGON,)
) ss.
County of _____
This instrument was acknowledged
before me on _____, 19____,
by _____

Notary Public for Oregon

(SEAL)

My commission expires:

STATE OF OREGON,)
) ss.
County of Klamath

I certify that the within instrument was received for record on the 6th day of Sept., 1991, at 10:37 o'clock A.M. and recorded in book/reel /volume No. M91 on page 17791 or as fee/file/instrument/microfilm/reception No. 34188. Record of ~~XXXXXX~~ of said County.

Witness by my hand and seal of County affixed

Evelyn Biehn, County Clerk
NAME TITLE

By Debra M. Muehlebach Deputy

Fee \$28.00