

ON

34219

177C 26106

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ASSIGNMENT OF CONTRACT

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 CHARLES D. WHITTEMORE and BONNIE J. WHITTEMORE, or the survivor thereof

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 the sale of real estate dated October 27, 1988, between

Robert C. Johnson DBA Tara Enterprises as seller and

Dennis M. Barcus & Charlene Barcus as buyer, which contract is recorded in the Deed* Miscellaneous* Records of Klamath County, Oregon, in book/reel/volume No. M 38 at page 19341 or as fee/file/instrument/microfilm/reception No.

(indicate which), reference to said recorded contract hereby being expressly made, together with all the right, title and interest of the assignor in and to all monies 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 the 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 principal balance of the purchase price thereof is not less than \$32,652.56 with interest paid thereon to August 5, 1991.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 39,300.00.

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). This assignment is given as collateral for a promissory note of even date.

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: 9-4, 1991.

TARA ENTERPRISES

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.

By: Robert C. Johnson
ROBERT C. JOHNSON

(If the signer of the above is a corporation, use the form of acknowledgment below.)

STATE OF ~~OREGON~~ ARIZONA } ss.
County of Mohave

This instrument was acknowledged before me on

9-4, 1991 by

Robert C. Johnson dba Tara Enterprises

(SEAL) Betty Cross Notary Public for Arizona
My commission expires: April 24, 1993

STATE OF OREGON, } ss.
County of _____

This instrument was acknowledged before me on

19____ by

as

of

Notary Public for Oregon

(SEAL)

My commission expires:

* Strike the inapplicable word. NOTE—If not applicable, delete the sentence between the symbols (). If the contract is not already of record, it should be recorded.

Robert C. Johnson dba Tara Enterprises
365 Jones Dr.
Lake Havasu City, AZ 86403

GRANTEE'S NAME AND ADDRESS

Charles D. & Bonnie J. Whittemore
P.O. Box 634
Klamath Falls, OR 97601

GRANTEE'S NAME AND ADDRESS

After recording return to (Name, Address, Zip):

MOUNTAIN TITLE COMPANY OF KLAMATH COUNTY

Until requested otherwise send all tax statements to (Name, Address, Zip):

NO CHANGE

STATE OF OREGON, } ss.
County of Klamath

I certify that the within instrument was received for record on the 5th day of Sept., 1991, at 2:14 o'clock P.M., and recorded in book/reel/volume No. M91 on page 17844 or as fee/file/instrument/microfilm/reception No. 34219, Record of Deeds of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

NAME

TITLE

By Dorlene Munk Deputy

Fee \$28.00