

12-27-93A10:27 RCVD

**ASSIGNMENT AND CONVEYANCE BY OWNER OF
SELLER'S INTEREST IN LAND SALE CONTRACT**

DATE:

APRIL 29, 1993

PARTIES:

CORDINO LONGIOTTI and LORETTA LONGIOTTI, "Assignor"

C. LONGIOTTI AND LORETTA LONGIOTTI, Trustees, or their successors in trust, under the LONGIOTTI LOVING® TRUST, dated April 29, 1993, and any amendments thereto. "Assignee"

RECITALS:

A. Assignor holds legal title to the following described real property located in Klamath County, Oregon:

SEE ATTACHED EXHIBIT "A"

B. John M. Kingsley and Sally F. Kingsley sold the property under terms of contract dated September 5, 1980, by and between John M. Kingsley and Sally F. Kingsley, sellers, and Donald R. Holm and Patricia Holm, buyers, which Memorandum of Contract was recorded on September 12, 1980, in the public records of Klamath County, Oregon in Book M-80, page 17367. By Assignment of Contract dated July 18, 1984, John M. Kingsley and Sally F. Kingsley assigned all interest in this contract to Cordino Longiotti and Loretta Longiotti, the assignors herein. This Assignment of Contract was recorded in the public records of Klamath County, Oregon in Book M-84, page 12307.

C. Assignor desires to assign and convey all his right, title and interest in the Land Sale Contract and the property to C. LONGIOTTI AND LORETTA LONGIOTTI, Trustees, or their successors in trust, under the LONGIOTTI LOVING® TRUST, dated April 29, 1993, and any amendments thereto, Assignee. Assignee desires to acquire such interest on the terms and conditions set forth below:

AGREEMENT

1. **Assignment and Conveyance:** Assignor hereby assigns his right, title and interest in the Contract and conveys his right, title and interest in the Property to Assignee.

2. **Assignee's Assumption:** Assignee hereby assumes the obligations of the seller under the Contract and agrees to defend, indemnify and hold Assignor harmless therefrom.

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3. Consideration: The consideration paid for this assignment is NONE. This assignment and conveyance is made to transfer title to a living trust.

4. Representations: 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 FREE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

5. Context: In construing this assignment, it is understood that if the context so requires, the singular shall be taken to mean and include the plural, 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. Any references to seller shall include the term "vendor," and purchaser shall include the terms "buyer" or "vendee."

ASSIGNOR:

Cordino Longiotti
CORDINO LONGIOTTI

Loretta Longiotti
LORETTA LONGIOTTI

ASSIGNEE:

C. Longiotti
C. LONGIOTTI, Trustee

Loretta Longiotti
LORETTA LONGIOTTI, Trustee

STATE OF OREGON

County of Jackson

)
: ss.
)

Before me this 29th day of April, 1993, personally appeared C. LONGIOTTI and LORETTA LONGIOTTI and acknowledged the foregoing instrument to be their voluntary act and deed.

JAMES H. SMITH

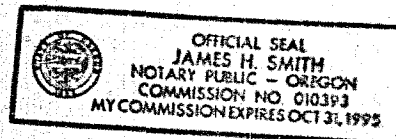
My Commission expires: 10/31/95

AFTER RECORDING, RETURN TO:

JAMES H. SMITH
Attorney at Law

1007 XXXXVINE ST. #126
Medford, OR 97501

711 Bennett Ave.
Medford, OR 97504



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EXHIBIT "A"

The following property lying in Section 4, Twp. 34 South, Range 7, East of the Willamette Meridian, in the County of Klamath, State of Oregon:

That portion of the SE1/4 NE1/4 lying Southwesterly of Spring Creek; The West 297 feet of Lot 3, Lot 4 (NW1/4 NW1/4); The SW1/4 NW1/4; The SE1/4 NW1/4; The SW1/4 NE1/4, SAVING AND EXCEPTING THEREFROM the following:

That portion thereof sold to Warren O. Applegate by Deed recorded in Book 51 at page 539 and in Book 56 at page 532, Deed Records of Klamath County, Oregon, now known as the A.C. Backes property and the portion sold to Marion C. Ribble by Deed recorded in Book 269 at page 324 and Book 281 at page 528, Deed records of Klamath County, Oregon, and LESS THEREFROM the roadway 30 feet wide, North of and along the South line of the SW1/4 NE1/4 of Section 4, Township 34 South, Range 7, East of the Willamette Meridian, and as set forth in County Commissioners Journal 27 at page 468, of Klamath County, Oregon, filed January 24, 1958, and less right of way to Pacific Power and Light Co., as recorded January 5, 1962, at page 588 of Deed Records 334 of Klamath County, Oregon.

SUBJECT TO: Reservations, restrictions, rights of way and easements of record on those apparent on the land; and rights of the public and of governmental bodies in that portion of the above described property lying below the high water mark of Spring Creek, and the ownership of the State of Oregon in the portion lying below the high water mark thereof.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of James H. Smith the 27th day
of Dec A.D. 19 63 at 10:27 o'clock A.M., and duly recorded in Vol. 183
of Books on Page 34584

FEES \$40.00

Evelyn Biehn, County Clerk

By Daniel M. Mullen

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