2355 AFTER RECORDING RETURN TO: 07-03-95P01:13 RCVD VOL M95 Page 1732 PARKS & RATLIFF 228 N. 7th Street Klamath Falls OR 97601

# ASSIGNMENT OF LEASE - OPTION TO PURCHASE

I, WILLIAM T. CUDDY aka WILLIAM T. CUDDY, JR., (herein referred to assignor), on this  $\underline{\mathcal{I}}$  day of June, 1995, do hereby make the following assignment to WILLIAM T. CUDDY, III (herein referred to assignee).

#### RECITALS

1. Assignor entered into a Lease - Option to Purchase described below (herein referred to as the "Lease-Option"), as lessee therein, for a term of five years that commenced on February 17, 1993, and shall terminate on February 16, 1998. Lessee further holds an option to purchase the demised premises under the terms set forth in their agreement, which option also expires on February 16, 1998.

2. Assignee desires to assume all rights, liabilities, and duties of the assignor in the Lease-Option.

### WITNESSETH

In consideration of the sum of TEN AND NO/100THS DOLLARS (\$10.00) and the mutual covenants contained herein, the parties

3. Assignor does grant, convey, and assign to assignee the Lease-Option dated the 17th day of February, 1993, made and executed by assignor, and JAMES A. MITTAN and MARIE H. MITTAN, of 1862 Cedar Place, Cheyenne, Wyoming 82201, as lessor, demising premises described as follows, to-wit:

The Easterly rectangular one-half of Lots 5 and 6, Block 29, HILLSIDE ADDITION TO THE CITY OF KLAMATH FALLS, in the County of Klamath, State of Oregon.

The lease was duly recorded in the office of the County Clerk of Klamath County on February 17, 1993, in Book M93, page 3414,

2. Assignee, and all successors and assigns of assignee, shall have the Lease-Option during all the remainder of the term of the lease and any renewals thereof.

3. Regarding notices to assignee, any such notices, if mailed, shall be by certified mail with return receipt requested, postage prepaid, to his address set forth below, and shall be deemed to have been given upon the day following the day shown on the postmark of the envelope in which such notice is mailed:

WILLIAM T. CUDDY, III Rt. 3 Box 2336 Benton City, WA 99320

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

DATED this  $\frac{70}{100}$  day of June, 1995.

William T. Cuddy, Jr.

NOTARY PUBLIC FOR OREGON

My Commission expires:

SUBSCRIBED AND SWORN TO BEFORE ME this  $\frac{36}{20}$  day of June, 1995.

TOTAL SEAL NOTARY MY C Stand - OPEGON 1 BN 1 11 031

25.00 C

## 17323 Alter Street 190

### STATE OF OREGON: COUNTY OF KLAMATH: ss.

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