

**DEED AND SELLER'S ASSIGNMENT OF REAL ESTATE CONTRACT**

**THE GRANTOR**, Metropolitan Mortgage and Securities Co., Inc., a corporation, for value received conveys and warrants to Summit Securities, Inc., a corporation, **THE GRANTEE**, the following described real estate, situated in the County of Klamath County, State of Oregon, including any interest therein which grantor may hereafter acquire:

All of Lot 4, Section 29, lying West of the Old Dalles-California Highway, and all of Lot 1, Section 30 lying West of the said highway, all in township 35 South, Range 7 East, of the Willamette Meridian, in the county of Klamath, State of Oregon.

EXCEPT THEREFROM, that portion deeded to State of Oregon for Highway in Volume M81 at page 15346

and does hereby assign, transfer and set over to the grantee that certain real estate contract dated June 1, 1984, between Malcom A. Rubin and Carmella A. Rubin, whose address is Star Route, box 78, Chiloquin, OR 97624, as seller and William C. Kienholz and Patricia a. Kienholz, whose address is 100 Pine Street c/o Office Building, San Francisco, CA 94111, as purchaser, as recorded on June 5, 1894, in Book M84, Page 9448, Microfilm Records of Klamath County, Oregon, for the sale and purchase of the above described real estate.

The true and actual consideration paid for this transfer, stated in terms of dollars is \$45,200.00. However, the actual consideration may consist of or include other property or value given or promised which is all of the consideration.

"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."

The grantee assumes no obligations on the real estate contract other than to hold title in trust and give a deed upon payment of contract price. The grantor hereby covenants that there is now unpaid on the principal of said contract the sum of \$45,200.00 (approximately).

DATED: this 22nd day of June, 1995

**METROPOLITAN MORTGAGE AND SECURITIES CO., INC.**

Irv Marcus, Sr. Vice President

Reuel Swanson, Secretary

STATE OF WASHINGTON )  
County of Spokane ) ss.

On this 22nd day of June, 1995, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Irv Marcus and Reuel Swanson to me known to be the Sr. Vice President and Secretary respectively, of Metropolitan Mortgage and Securities Co., Inc., the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they are authorized to execute the said instrument.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above



Laurie Hahn  
Notary Public in and for the State of Washington  
Residing at Spokane  
My commission expires: January 2, 1996

23249

**When Recorded Return To:**

Summit Securities, Inc.  
Attn.: Cathy Lamb  
W. 929 Sprague Ave.  
Spokane, WA 99204

**Account Reference:** #829150-FARRELL

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Summit Securities the 29th day  
of Aug A.D., 19 95 at 10:42 o'clock A M., and duly recorded in Vol. M95,  
of Deeds on Page 23248.

FEE \$35.00

By Bernetha G. Letsch County Clerk