

NA 11061

ASSIGNMENT OF CONTRACT

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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 Dennis Michael Trial 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 June 30, 1994, between Timm Burr, Inc. as seller and Brad & Eric Foote as buyer, which contract is recorded in the Deed* Miscellaneous* Records of Klamath County, Oregon, in ~~Book #81~~/volume No. M94 at page 21763 and/or as fee/file/instrument/microfilm/reception No. (indicate which), reference to that recorded contract hereby being expressly made, together with all 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 the contract and the legal title thereto which is held to secure performance of the vendee's obligation 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 the contract of sale and that the unpaid principal balance of the purchase price thereof is not less than \$4,299.52 with interest paid thereon to November 1, 1995.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 4,299.52.

① 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).①

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 hereunto executed this assignment, if the undersigned is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

DATED: December 21, 1995.

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 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Carl B. Thornton
Carl B. Thornton

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on December 21, 1995, by Carl B. Thornton

This instrument was acknowledged before me on _____, 19____,

by _____,

as _____,

of _____.



*Strike through and delete the words "NOTICE" if not applicable. Delete the sentence between the symbols ①. If the contract is not already of record, it should be recorded.

Carl B. Thornton
4212 Homedale Rd
Klamath Falls, OR 97603
Grantor's Name and Address

Dennis Michael Trial
14542 Brookhollow, Stw 200
San Antonio, TX 78232
Grantee's Name and Address

After recording return to (Name, Address, Zip):
Dennis Michael Trial
14542 Brookhollow, Ste 200
San Antonio, TX 78232

Until requested otherwise send all tax statements to (Name, Address, Zip):
Dennis Michael Trial
14542 Brookhollow, Ste 200
San Antonio, TX 78232

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON,) ss.
County of Klamath

I certify that the within instrument was received for record on the 26th day of Dec, 1995, at 2:54 o'clock P.M., and recorded in book/reel/volume No. M95 on page 35105 and/or as fee/file/instrument/microfilm/reception No. 11061, Record of Deeds of said County.

Witness my hand and seal of County affixed.

Bernetha G. Letach, County Clerk
NAME & TITLE
By Dayna L. Sisemore, Deputy

Fee \$30.00

cc 1.00