

3188

38-21438

Filed for Record at Request of

Name CIT FINANCIAL SERVICES, INC.

Address 432 So. 7th St.

City and State Klamath Falls, Or 97601

Vol. 80 Page 6995

THIS SPACE PROVIDED FOR RECORDER'S USE

STATE OF OREGON,
County of Klamath)

Filed for record at request of

Transamerica Title Co

on this 14th day of April A.D. 1980

at 4:28 o'clock P M, and duly

recorded in Vol. M80 of Mortgages

Page 6995

V. H. McLean, County Clerk

By Bernice A. Hulse Deputy

Fee \$7.00

DEED OF TRUST

NAMES AND ADDRESSES OF ALL GRANTORS		AGE	TO HAVE AND TO HOLD		LICENSE NO.	
GRANTOR (1)	Holliday, Gerald D.	43	CIT. FINANCIAL SERVICES, INC			
GRANTOR (2)	Holliday, Shirley A.		ADDRESS		BRANCH NO.	
ADDRESS	5707 Denver		432 So. 7th St.		1261	
	Klamath Falls, OR 97601		Klamath Falls, OR 97601			
GRANTOR (3)			TRUSTEE		TRANSAMERICA TITLE INSURANCE COMPANY	
ADDRESS			ADDRESS		600 Main St. Klamath Falls, OR 97601	
LOAN NUMBER	DATE DUE EACH MONTH	DATE OF LOAN	Date for which loan to begin	TOTAL OF PAYMENTS	NUMBER OF PAYMENTS	
12905741	15	4/9/80	4/14/80	\$ 8282.85	60	
DATE FIRST PAYMENT DUE	AMOUNT OF FIRST PAYMENT	DATE WHEN INTEREST BEGINS TO ACCRUE	AMOUNT OF FIRST PAYMENT	DATE FINAL PAYMENT DUE	AMOUNT FINANCED	
5/15/80	140.85		138.00	4/15/85	\$ 5263.88	
AGREED RATE OF CHARGE:						
<input checked="" type="checkbox"/> 1 1/2% per month on the unpaid amount financed <input type="checkbox"/> % per month on the unpaid amount financed						

THIS DEED OF TRUST SECURES FUTURE ADVANCES — MAXIMUM OUTSTANDING \$50,000

The words "you" and "youm" refer to Beneficiary. The words "I," "me" and "me" refer to all Grantors indebted on the note secured by this Deed of Trust.

To secure payment of a note which I signed today promising to pay you the above Amount Financed together with a Finance Charge at the Agreed Rate of Charge shown above, and to secure all my future obligations to you, the Maximum Outstanding at any given time not to exceed the amount stated above, each of the undersigned grants, transfers and assigns the real estate described below and all improvements on the real estate to the above Trustee in trust, with power of sale. The real estate is located in Oregon, County of Klamath.

See Attached Description

The real estate described above is not currently used for agricultural, timber or grazing purposes.

If I pay the note secured by this Deed of Trust according to its terms, this Deed of Trust will become null and void. I will pay all taxes, liens and assessments against the real estate and maintain insurance on the real estate in a form and amount satisfactory to you. You may pay any such tax, lien or assessment or buy such insurance in your own name, if I fail to do so. The amount you pay, with interest at the rate shown above, will be added to and become part of the obligation secured by this Deed of Trust.

If I sell, convey, transfer, dispose of or further encumber the real estate or any part of it without first obtaining your written consent, then all amounts secured by this Deed of Trust will become due, if you desire.

If I default in paying any part of any obligation secured by this Deed of Trust or if I default in any other way, then all amounts secured by this Deed of Trust will become due, if you desire, when you so advise me. At your written request the Trustee will sell the property then subject to this Deed of Trust, as a whole or in separate parcels, as you wish, in accordance with the provisions of Oregon law in force at the time of sale. If the Trustee sells the property in separate parcels, he will do so in whatever order you direct at public auction to the highest bidder for cash, payable at the time of sale. The Trustee may postpone the sale of all or any part of the property by making a public oral announcement at the time and place of sale, and may continue to postpone the sale by making a public oral announcement at the time set by the preceding postponement. The Trustee will apply the proceeds of sale to all the debts then secured by this Deed of Trust and will apply any money which is left over to the person or persons legally entitled to it.

At any time and for any reason you may, without the Trustee's or my permission, substitute a successor to the Trustee named in or acting under this Deed of Trust by means of an appropriate written instrument. When properly acknowledged and recorded in the office of the Recorder of the county where the real estate is located, that instrument will be conclusive proof of proper substitution of the successor trustee, who will have all the title, estate, rights, powers and duties of the former trustee.

This Deed of Trust inures to the benefit of and binds all parties involved, their heirs, legatees, administrators, executors, successors and assigns.

Each of the undersigned agrees that no extension of time or other variation of any obligation secured by this deed of trust will affect any other obligation under this deed of trust.

Each of the undersigned waives all marital rights, homestead exemption and all other exemptions relating to the above real estate.

THE UNDERSIGNED TRUSTOR REQUESTS THAT A COPY OF ANY NOTICE OF DEFAULT AND OF ANY NOTICE OF SALE UNDER THIS DEED OF TRUST BE MAILED TO HIM AT HIS ADDRESS SHOWN ABOVE.

Gerald D. Holliday
Shirley A. Holliday

Signature of Trustor

Gerald D. Holliday
Shirley A. Holliday

STATE OF OREGON

COUNTY OF Klamath

SS.

Noted and acknowledged before me this

4-7-80
(Date)

Richard J. Wickline
RICHARD J. WICKLINE
NOTARY PUBLIC — OREGON

6996

The West 107 feet of Lot 15, Block 2, of the Resubdivision of Blocks 2B and 3 HOMEDALE, in the County of Klamath, State of Oregon, EXCEPTING THEREFROM any portion of the following parcel:

A portion of Lot 15, Block 2, RESUBDIVISION OF TRACTS 2B and 3 of HOMEDALE, being particularly described as follows:

Beginning at the Southeast corner of Lot 15, Block 2, Resubdivision of Tracts 2B and 3 of Homedale, Klamath County, Oregon; thence North 2° 55' East along the Easterly line of said Lot 15, 262.5 feet to the rear line of said Lot 16; thence North 83° 07' West 73.07 feet; thence South 2° 55' West parallel with the Easterly line of said Lot 15, 270.62 feet to the South boundary of said Lot 15; thence East 73.0 feet, more or less, to the point of beginning.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

for record at request of Transamerica Title Co.

on the 14th day of April A. D. 1980 at 4:28 clock P. M., and

is recorded in Vol. M80, of Mortgages on Page 6995.

Wm D. MILNE, County Clerk

Richard A. Hellock

Fee \$7.00