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AFFIDAVIT

STATE OF OREGON)
COUNTY OF MARION)

I, JACK SOLLIS, being first duly sworn on oath state:

That I am an Assistant Attorney General and Counsel for the Highway Division of the Oregon Department of Transportation.

That on August 3, 1977, the Department of Transportation, Highway Division, entered into a land sale contract with Edward G. and Sandra J. Hodges for the purchase of a .57 acre parcel in Block 7, Riverview, Klamath County, Oregon, which parcel is more particularly described in Book M77, Page 14322, Klamath County Records.

That Section 8 of said contract provided that if said Purchasers become delinquent in the payments as provided for in the contract, State could terminate the contract by giving Purchasers a thirty day notice of its intention to do so and upon the expiration of said thirty days, State could declare the contract null and void.

That Purchasers were on January 14, 1980, delinquent in the payments under said contract, on which date, I, as Counsel for the Department of Transportation, Highway Division, did give Edward G. Hodges and the heirs of Sandra J. Hodges written notice by certified mail that the installments due on said contract were delinquent and if said installments and interest thereon were not paid within thirty days, the Highway Division would declare the contract null and void.

That neither Edward G. Hodges nor the heirs of Sandra J. Hodges have since made any payments of the delinquent installments due on said contract.

That on April 14, 1980, I notified Edward G. Hodges and the heirs of Sandra J. Hodges that under the terms of said contract the Highway Division has declared the contract null and void.

That attached hereto and marked as Exhibit "A" are copies of the notice letters dated January 14, 1980, and marked as Exhibit "B" are copies of the April 14, 1980, letters notifying Edward G. Hodges and the heirs of Sandra J. Hodges that the Highway Division has voided said contract and terminated their rights therein.

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Sge 2 - Affidavit 4-30-80

Highway Division 8336 File 26080

That this affidavit is made for the purpose of clearing the interest of Edward G. Hodges and the heirs of Sandra J. Hodges created by said contract in the abovementioned property.

Subscribed to and sworn before me this 5 day of 1100,

My Commission expires 3 - 1

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113 Transportation Building

January 14, 1980

CERTIFIED MAIL

Separate letters to: Louise Mitchell

William Jeffery Brewer)Address: 324 N. 9th Street

Charles Lee Brewer) Klamath Falls, OR 97(51

Mrs, Effie Hodges - 5716 Summers Lane - Klamath Falls, OR 97601

Mr. Edward G. Hodges - P.O. Box 40697 - 2605 State Street N.E. - Salem, OR 97310

Re: FORMAL NOTICE OF STRICT FORECLOSURE
Land Sale Contract dated August 3, 1977 between the State of Oregon,
by and through its Department of Transportation, Highway Division,
and Edward G. Hodges and Sandra J. Hodges, purchasers.

This is to advise you that the State of Oregon, by and through its Department of Transportation, Highway Division, is hereby declaring a default on the above referenced Land Sale Contract because of failure on the part of the purchasers to pay the purchase price as provided in said Land Sale Contract.

Purchasers and/or their representatives failed to pay installments specified in said contract and therefore in accordance with the provisions of paragraph VIII of said contract the State of Oregon, by and through its Department of Transportation, Highway Division, hereby gives the purchasers and/or their representatives 30 days notice of its intention to terminate said contract within 30 days of receipt of this letter in accordance with the provisions of paragraph VIII of said contract.

Unless all past due installments and interest on said contract are received by the State within 30 days from receipt of this letter the State of Oregon, by and through its Department of Transportation, Highway Division, will declare the contract null and void and all rights of the purchasers and/or their representatives in said contract and all of their state, equity and interest thereon shall cease and terminate and all payments made by purchasers

Exhibit "A"

January 14, 1980 Page 2

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and/or their representatives to the State, whether principal or interest, shall be forfeited to the State as liquidated damages for the non-performance of this contract.

Sincerely yours,

Jack L. Sollis Assistant Attorney General and Counsel

JLS:hg

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113 Transportation Suilding April 14, 1980

CERTIFIED WIL

(r. Idward G. Hodges P.). Box 49897 4505 State St. W. Salem, CR. 97315

RE: FORMAL MOTICE OF STRICT FORECLOSURE
Land Sale Contract dated August 3, 1977 between the
State of Craces, by and through its desirtment of
Transportation, Minuay division, and Edward C. Fodos
and Sandra J. Edges, purchasers.

This is to advise you that there was no response to my letter of January 14, 1900 relating to the above strict forcelosure and therefore this is to advise all farties that on this date the bidney division has declared the contract null and void. By this declaration all rights of the above parties in and to sail property are persyy territated.

Sincerely years,

Mack L. Sollis Assistant Accorder General & Coursel

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Exhibit "B"

xxxxxxxxxxxx 8340 113 Transportation Building April 14, 1980 CLRTIFIED WAIL charles Lee order 324 9th st. Klamath Falls, MR 97601 RE: FOR MAL GOTICE OF STRICT FORFILLSHRE Land Sale Contract date i mount to be tween the State of Green, by and tarouch its department of Transportation, nicety vivision, and idvard C. dodges This is to anvisa You that there was no response to my letter of January 14, 1900 relating to the above strict on this date the nightary division has declared the contract null and void. By this conformation all rights of the always unil and void. By this declaration all rights of the above parties in and to said property are hereby terminated.

Sincerely yours,

Jack L. Sollis Assistant Actorney Smerai & Many of

JLS:sjb

113 Transportation Building April 内、1960

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William Jeffery prever 327 Obb Ut. Klamath Falls, 62 97501

ME: FORMAL MOTICE OF STRICT FORECLOSURE Land Cale contract dated August 3, 1977 between the State of Uragon, by and unrough its department of Transportation, dignway Division, and Edward 6. Hodges and Sandra 6. Hodges, purchasers.

This is to advise you that there was no response to my letter of January 14. How relating to the above strict foreclosure and emergence this is to advise all parties that on this date the dismuy division are declared the contract null and void. By this declaration all rights of the above parties in and to said property are acreay terminated.

Sincarely yours,

Such L. Sollis Pasisosas Pasornev Admeral & Com. .

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April 14: 1686

CLATIFIE : MIL

Louise Mitchell 324 Stn St. Klamath Falls, 60 97691

RE: FURIAL HUTICE OF STRICT FORECLOSURE Land Sale Contract dated August 3, 1977 Letween the State of Gregon, by and through its Department of Transportation, Hierway Division, and Edward G. Hodges and Sandra J. Redges, purchasers.

This is so advist you that there was at expected by the letter of candary I., that relating to the dividualities for relating to the dividualities of the control on this late the right. A division has decide if the control null and void, by this reclaration all rights of the shove parties in and to said property are norely ten include.

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Jack L. Solliu Vesissuae Nesemann valenti 1 Souveni

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110 Transportation Duilding April 14, 1909

CERTIFIED DAIL

Ars. Effic to 1998 5710 Cumains Land Klamath Falls, 00 57601

RE: FORMAL ADVISE OF STRICT FORECLOSURE Land Sale Junctace dased August 3, 1977 because the State of Orogon, of and Chrough its Juparament of Transportation, if Lway Division, and Edward 6. Holgss and Sandra d. Julges, purchasers.

This is so saving you have some was no expense to by lester of dangery 14. This rains to be a tender of dangery 14. This is no educed to the same of the same and a confine which has lestered the contrast on this case the High your living has lestered the contrast nall and void. By this declaration all rights of the above parties in and so bell one energy and hereby the index.

discounty cours.

dack L. Gollia Pasasunas Observer Moscensi i Campal

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Department of Transportation
HIGHWAY DIVISION
TRANSPORTATION BUILDING
SALEM, OREGON 97310

The OF OREGON; COUNTY OF KLAMATH; ES.

The of record at request of Dept of Transportation

This 6th day of May A. D. 19 80 at 2:18 clock P. M., and religiously recorded in Vol. M80, of Deeds on Page 8335

Wm. D. MILNE, County Clerk

By Francisco

Fee \$31.50