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38-2758

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Brooks Resources Corporation

416 Northeast Greenwood
Bend, Oregon 97701
Phone (503) 382-1662

TRUST DEED

TRUST DEED made this 8th day of May, 1980, between Daniel E. Van Vactor, a married man

as Grantor,
GERALD A. MARTIN as trustee and BROOKS RESOURCES CORPORATION, an Oregon corporation as beneficiary.
Grantor conveys to trustee in trust with the power of sale the following described property, which is not currently used for agricultural, timber or grazing purposes, in Klamath County, Oregon; subject to all reservations, easements, conditions and restrictions of record:

Lot 26 Block 1 Wagon Trail Acreages Number 1, Third Addition (aka sales #15)

This trust deed is given for the purpose of securing performance of each agreement of grantor herein contained and payment of the sum of \$9,400.00 Dollars, with interest thereon according to the terms of promissory note executed by grantor and payable to beneficiary dated May 8, 1980, payable in installments with the last installment to become due, if not sooner paid, on May 15, 1987.

Grantor agrees:

- (1) To protect, preserve and maintain said property in good condition and repair and not to commit or permit any waste of said property.
- (2) To comply with all laws, ordinances, regulations, covenants, conditions and restrictions affecting said property.
- (3) To keep the property free from all liens and to pay all taxes, assessments, maintenance charges or other charges that may be levied or assessed upon or against said property before the same become past due or delinquent. Beneficiary, at its option, may pay such items when the same become delinquent and the amount so paid shall be added to the principal owing under the promissory note above-described at the same rate of interest and with costs for collection.
- (4) To pay all costs, fees and expenses incurred by beneficiary or trustee under this agreement, including the cost of title search and other costs and expenses incurred in connection with or enforcing this agreement and the obligation it secures, including attorney's fees.
- (5) Upon default by grantor of any provision of this agreement beneficiary may declare all sums secured hereby to be immediately due and payable.

Grantor is the owner of the above described property, free and clear of any encumbrances, except those above described and will warrant and defend the same against all persons.

IN WITNESS WHEREOF, grantor has executed this agreement the day and year first above written.

Daniel E. Van Vactor
Daniel E. Van Vactor

STATE OF OREGON, County of Deschutes, ss:

The foregoing instrument was acknowledged before me this (date) May 17, 1980

by Daniel E. Van Vactor



[Signature]
Notary Public for Oregon
My Commission Expires April 11, 1984

After recording this Trust Deed should be returned to:

BROOKS RESOURCES CORPORATION
416 NE Greenwood, Bend, OR 97701

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Transamerica Title Co.

this 11th day of July A. D. 19 80 at 10:41 o'clock A.M., and

July recorded in Vol. M80, of Mortgages on Page 12794

By Wm D. MILNE, County Clerk
Bernetha Hetsch

Fee \$3.50