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## NOTICE OF DEFAULT AND ELECTION TO SELL

Donald E. and Anita J. Struble, as grantor, made, executed and delivered to Transamerica Title Insurance Co., as trustee, to secure the performance of certain obligations including the payment of the principal sum of \$12,600.00 in favor of United States National Bank of Oregon, as beneficiary, that certain trust deed dated October 24, 1972, and recorded October 25, 1980, in book M 72 at page 12389, of the mortgage records of Klamath County, Oregon, or as file number M72-12389 reel number (indicate which), covering the following described real property situated in said county:

Lot 582 in Block 108 Mills Addition in the city of Klamath Falls, Klamath County, Oregon.

NOTICE OF DEFAULT AND ELECTION TO SELL

The undersigned hereby certifies that no assignments of the trust deed by the trustee or by the beneficiary and no appointments of a successor-trustee have been made except as recorded in the mortgage records of the county or counties in which the above described real property is situate and that the beneficiary is the owner and holder of the obligations, the performance of which is secured by said trust deed; further, that no action, suit or proceeding has been instituted to recover the debt, or any part thereof, now remaining secured by the said trust deed, or, if such action or proceeding has been instituted, such action or proceeding has been dismissed.

There is a default by the grantor owing the obligations, the performance of which is secured by said trust deed, with respect to provisions therein which authorize sale in the event of default of such provision, in that the grantor has failed to pay, when due, the following sums thereon:

Payment due February 1, 1980 in the amount of \$144.00 plus monthly payments thereafter, plus a service charge due February 1, 1980 in the amount of \$1.78 plus monthly service charges thereafter.

which are now past due, owing and delinquent. Grantor's failure just described is the default for which the foreclosure mentioned below is made.

By reason of said default, the beneficiary has declared all obligations secured by said trust deed immediately due, owing and payable, said sums being the following, to-wit:

Payment due February 1, 1980 in the amount of \$144.00 plus monthly payments thereafter plus a service charge due February 1, 1980 in the amount of \$1.78 plus monthly service charges thereafter plus reasonable costs, disbursements and attorneys fees.

Notice hereby is given that the undersigned, by reason of said default, has elected and he hereby does elect to foreclose said trust deed by advertisement and sale pursuant to Oregon Revised Statutes Sections 86.705 to 86.795, and to cause to be sold at public auction to the highest bidder for cash the interest in the said described property which the grantor had, or had the power to convey, at the time of the execution by him of the trust deed, together with any interest the grantor or his successors in interest acquired after the execution of the trust deed, to satisfy the obligations secured by said trust deed and the expenses of the sale, including a reasonable charge by the trustee as provided by law, and the reasonable fees of trustee's attorneys.

Said sale will be held at the hour of 10 o'clock, A.M., Standard Time, as established by Section 187.110 of Oregon Revised Statutes on March 5, 1981, at the following place: steps of the Klamath County Courthouse in the City of Klamath Falls, County of Klamath, State of Oregon, which is the hour, date and place fixed by the trustee for said sale.

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Other than as shown of record, neither the said beneficiary nor the said trustee has any actual notice of any person having or claiming to have any lien upon or interest in the real property hereinabove described subsequent to the interest of the trustee in the trust deed, or of any successor in interest to the grantor or of any lessee or other person in possession of or occupying the property, except:

NAME AND LAST KNOWN ADDRESS	NATURE OF RIGHT, LIEN OR INTEREST
Donald E. Struble 2144 Vine Street Klamath Falls, Oregon 97601	Record Owner
Anita J. Struble 2144 Vine Street Klamath Falls, Oregon 97601	Record Owner

Notice is further given that any person named in Section 86.760 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment of the entire amount due (other than such portion of said principal as would not then be due had no default occurred), together with costs, trustee's and attorney's fees, at any time prior to five days before the date set for said sale.

In construing this notice and whenever the context hereof so requires, the masculine gender includes the feminine and the neuter, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as each and all other persons owing an obligation, the performance of which is secured by said trust deed, the word "trustee" includes any successor-trustee, and the word "beneficiary" includes any successor in interest of the beneficiary first named above.

DATED: October 17, 1980.

*Robert Klahn*  
Trustee

*Robert Klahn*  
Secretary

(State which)

(If executed by a corporation,  
affix corporate seal)

(If the signer of the above is a corporation,  
use the form of acknowledgment opposite.)

STATE OF OREGON, )  
County of Klamath ) ss.

October 17, 1980

Personally appeared the above named

ROBERT G. KLAHN

and acknowledged the foregoing instrument to be  
his voluntary act and deed.

Before me:

(OFFICIAL  
SEAL)

*Sean L. Ferland*  
Notary Public for Oregon

My commission expires: 10/1/83

STATE OF OREGON, County of ) ss.  
October 17, 1980

Personally appeared and

who, being duly sworn,  
each for himself and not one for the other, did say that the former is the  
president and that the latter is the  
secretary of

a corporation, and that the seal affixed to the  
foregoing instrument is the corporate seal of said corporation and that said  
instrument was signed and sealed in behalf of said corporation by author-  
ity of its board of directors; and each of them acknowledged said instrument  
to be its voluntary act and deed.

Before me:

Notary Public for Oregon

My commission expires:

(OFFICIAL  
SEAL)

## NOTICE OF DEFAULT AND ELECTION TO SELL

(FORM No. 884)

STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

### RE TRUST DEED

Grantor

TO

Trustee

AFTER RECORDING RETURN TO

*Robert Klahn*  
P.O. Box 5050  
K. Falls, Or.

SPACE RESERVED

FOR

RECORDER'S USE

Fee \$7.00

STATE OF OREGON

County of Klamath

ss.

I certify that the within instru-  
ment was received for record on the  
17th day of October, 1980,  
at 4:40 o'clock P.M., and recorded  
in book M-80 on page 20301 or as  
file/reel number 91428

Record of Mortgages of said County.  
Witness my hand and seal of  
County affixed.

Wm. D. Milne - Co. Clerk  
Recording Officer  
By *Jacqueline J. Mett* Deputy