

3068

TRUSTEE'S DEED

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RECITALS: Theodore B. Case and Shirley J. Case, as grantor, executed and delivered to Transamerica Title Insurance Company, as trustee, for the benefit of Equitable Savings and Loan Association, as beneficiary, a certain trust deed dated January 11, 1978, duly recorded on January 13, 1978, in the mortgage records of Klamath County, Oregon, in book ~~XXXXXXX~~ No. M-78 at page 828 ~~XXXXXXX~~. ~~Instrument/Assignment/Retention No. XXXXXXXX (indicate which)~~. In said trust deed the real property therein and hereinafter described was conveyed by said grantor to said trustee to secure, among other things, the performance of certain obligations of the grantor to the said beneficiary. The said grantor thereafter defaulted in his performance of the obligations secured by said trust deed as stated in the notice of default hereinafter mentioned and such default still existed at the time of the sale hereinafter described.

By reason of said default, the owner and holder of the obligations secured by said trust deed, being the beneficiary therein named, or his successor in interest, declared all sums so secured immediately due and owing; a notice of default, containing an election to sell the said real property and to foreclose said trust deed by advertisement and sale to satisfy grantor's said obligations was recorded in the mortgage records of said county on March 16, 1981, in book /sax/xxxxxx No. M-81 at page 4779 thereof xxxxx the/xx instrument /mizofltx/reception No. (indicate which), to which reference now is made.

After the recording of said notice of default, as aforesaid, the undersigned trustee gave notice of the time for and place of sale of said real property as fixed by him and as required by law; copies of the trustee's said notice of sale were mailed by U.S. registered or certified mail to all persons entitled by law to such notice at their respective last known addresses; the persons named in subsection 1 of Section 86.750 Oregon Revised Statutes were timely served with said notice of sale, all as provided by law and at least 120 days before the day so fixed for said trustee's sale; the persons named in subsection 2 of Section 86.740, Oregon Revised Statutes, were timely served with the notice of sale or given notice of the sale, all as provided by law and at least 90 days before the day so fixed for the said trustee's sale. Further, the trustee published a copy of said notice of sale in a newspaper of general circulation in each county in which the said real property is situated, once a week for four successive weeks; the last publication of said notice occurred at least twenty days prior to the date of such sale. The mailing, service and publication of said notice of sale are shown by one or more affidavits or proofs of service duly recorded prior to the date of sale in the mortgage records of said county, said affidavits and proofs, together with the said notice of default and election to sell and the trustee's notice of sale, being now referred to and incorporated in and made a part of this trustee's deed as fully as if set out herein verbatim. On the date of said notice of sale, the undersigned trustee had no actual notice of any person, other than the persons named in said affidavits and proofs having or claiming a lien on or interest in said described real property subsequent to the interest of the trustee in the trust deed.

Pursuant to said notice of sale, the undersigned trustee on August 11, 1981, at the hour of 1:00 o'clock, P.M., of said day, ~~State of Oregon~~ State of Texas as authorized by Section 167.10, Oregon Revised Statutes, ~~which was the day and month to which said sale was adjourned for record and as expressly permitted by subsection 2 of Section 67.55, Oregon Revised Statutes (deletions in parentheses are inapplicable)~~ and at the place so fixed for sale, as aforesaid, in full accordance with the laws of the State of Oregon and pursuant to the powers conferred upon him by said trust deed, sold said real property in one parcel at public auction to the said second party for the sum of \$ 22,845.02, he being the highest and best bidder at such sale and said sum being the highest and best sum bid for said property. The true and actual consideration paid for this transfer is the sum of \$ 22,845.02

NOW THEREFORE, in consideration of the said sum so paid by the second party in cash, the receipt whereof is acknowledged, and by the authority vested in said trustee by the laws of the State of Oregon and by said trust deed, the trustee does hereby convey unto the second party all interest which the grantor had or had the power to convey at the time of grantor's execution of said trust deed, together with any interest the said grantor or his successors in interest acquired after the execution of said trust deed in and to the following described real property, to-wit:

The Southeasterly 1/2 of Lot 43 and all of Lot 44 in Block 18 of INDUSTRIAL ADDITION TO THE CITY OF KLAMATH FALLS, Klamath County, Oregon.

(CONTINUED ON REVERSE SIDE)

Theodore B. and Shirley J. Case
2563 S.E. 18th Street
Albany, Oregon 97321

GRANTOR'S NAME AND ADDRESS

GRANTEE'S NAME AND ADDRESS

After recording return to:
Victor W. VanKoten
1408 Standard Plaza
Portland, OR 97204

NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address.

Until a change is requested all tax statements shall be sent to the following
Equitable Savings & Loan Association
 1300 S.W. 6th Avenue
 Portland, OR 97204

NAME ADDRESS ZIP

STATE OF OREGON.

County of _____

I certify that the within instrument was received for record on the day of, 19....., at o'clock M., and recorded in book/reel/volume No. on page of as fee/file/instrument/microfilm/reception No., Record of Deeds of said county.

Witness my hand and seal of
County affixed.

NAME _____ TITLE _____

By _____ Deputy _____

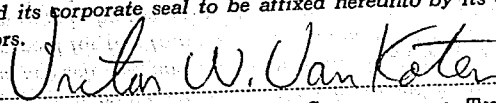
1000 2nd St. NW
 WASHINGTON, D.C. 20004
 1000 2nd St. NW
 WASHINGTON, D.C. 20004
 1000 2nd St. NW
 WASHINGTON, D.C. 20004
 1000 2nd St. NW
 WASHINGTON, D.C. 20004

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TO HAVE AND TO HOLD the same unto the second party, his heirs, successors-in-interest and assigns for ever.

In construing this instrument and whenever the context so requires, the masculine gender includes the feminine and the neuter and 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.

IN WITNESS WHEREOF, the undersigned trustee has hereunto set his hand; if the undersigned is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

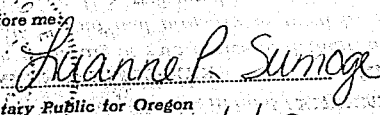

 Victor W. VanKoten, Successor Trustee

(If executed by a corporation, affix corporate seal)

STATE OF OREGON,
 County of Multnomah } ss.
 August 4, 19 81

STATE OF OREGON, County of _____) ss.
 _____, 19_____
 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 be-
 half of said corporation by authority of its board of directors; and each of
 them acknowledged said instrument to be its voluntary act and deed.
 Before me:


Personally appeared the above named Victor W. VanKoten and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

 Kianne P. Sunog
 Notary Public for Oregon
 My commission expires: 3/5/83

Notary Public for Oregon
 My commission expires:

(SEAL)

STATE OF OREGON, COUNTY OF KLAMATH; ss.

Filed for record _____
 this 11th day of August A.D. 1981 at 1:39 o'clock P.M. and
 duly recorded in Vol. 181 of Deeds on Page 14233
 EVELYN BIEHN, County Clerk
 By 
 Fee \$7.00