

21848

STATE OF NEVADA )  
COUNTY OF WASHOE ) SS.

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CRANE & BAILEY  
ATTORNEYS AT LAW  
540 MAIN STREET  
KLAMATH FALLS, OREGON 97601

LULA LEWIS  
says: That he is, and was at the time of the service  
of the within NOTICE OF TRUSTEE SALE

a Citizen of the United States, over the age of  
twenty-one years, and not a party to the within en-  
titled action: That on the 18 day of JANUARY  
A.D., 1983, in the County of Washoe, State of Nevada,  
he personally served the same upon FUN FACTORY INC. BY  
SERVING RESIDENT AGENT MCDONALD, CARANO, WILSON, &  
BERGIN BY LEAVING WITH THEIR SECRETARY, SARAH SMITHSON  
SUITE 440  
Address: 241 RIDGE ST. RENO, NEVADA Time: 11:40 AM  
by then and there personally delivering to and leaving  
with said SARAH SMITHSON  
above named, personally a copy of the within  
NOTICE OF TRUSTEE SALE  
in said within entitled action.

Subscribed and sworn to  
before me this 19  
day of JANUARY  
A.D. 19 83

ROBERT J. GALLI  
Sheriff of Washoe County

BY Lula Lewis  
Deputy Sheriff

Notary



LAVONNE G. PERALTA  
Notary Public - State of Nevada  
Appointment Recorded in Washoe County  
MY APPOINTMENT EXPIRES DEC 9 1985

S-116A

SHERIFF'S RETURN OF SERVICE

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STATE OF OREGON )  
County of Klamath ) ss.

Court Case No.       

Sheriff's Case No. 82-5627

I hereby certify that I received on December 14, 1982 the within:

( ) Summons & Complaint ( ) Summons & Petition ( ) Summons ( ) Complaint ( ) Petition  
( ) Subpoena ( ) Citation



# CERTIFICATE OF SERVICE

I, G. S. Phillips

, hereby certify that:

At all times hereinafter mentioned I was and now am a resident of the state where service was made, a competent person 18 years of age or older, and not the beneficiary or its successor in interest or the trustee or successor trustee or a party to the foreclosure proceeding described in the attached original notice of sale given under the terms of that certain trust deed described in said notice, or an officer, director, or employee of, or attorney for, any party, corporate or otherwise.

On December 17, 1982, at 8:47

(a.m.) (p.m.), I personally served the

attached notice of sale at the following place, State of Oregon Employment Division  
100 State Office Building, Salem

within the county of Marion, Oregon, on Mr. David B. Frohnmayer,  
Oregon Attorney General

by personally delivering a true copy of said notice of sale, certified to be such by the attorney for the trustee named in said notice, to Pennie Hathaway, Administrative Assistant personally and in person.

The service of said notice of sale was fully completed at least 120/90 days prior to the day fixed by said trustee in said notice for the trustee's sale.

JAMES F. HEENAN, SHERIFF

G. S. Phillips, Deputy

State of OREGON

County of MARION

SS

The foregoing certificate was acknowledged before me this 22 day of December, 1982

Barney L. Fulle  
Notary Public for Oregon

My commission expires: 5-21-86

Return to:

CRANE & BAILEY  
ATTORNEYS AT LAW  
540 MAIN STREET  
KLAMATH FALLS, OREGON 97601



4637

## TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made, executed and delivered by CECIL E. ELLIOTT, as grantor, to MOUNTAIN TITLE COMPANY, as trustee, to secure certain obligations in favor of George A. Merriweather and Leslie A. Merriweather, H & W, as beneficiary, dated March 21, 19 80, recorded April 2, 19 80, in the mortgage records of Klamath County, Oregon, in book/reel/volume No. M80 at page 6151, or as document/fee/file/instrument/microfilm No. 82667 (indicate which), covering the following described real property situated in said county and state, to-wit:

Lot 27 in Block 27, FOURTH ADDITION TO NIMROD RIVER PARK, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and to foreclose said deed by advertisement and sale; the default for which the foreclosure is made is grantor's failure to pay when due the following sums owing on said obligations, which sums are now past due, owing and delinquent:

Monthly payments of \$40.00 per month since January 18, 1982

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

\$1,111.35 with interest at the rate of 10% per annum from January 18, 1982  
A notice of default and election to sell and to foreclose was duly recorded December 9, 1982, in book M82 at page 17461 of said mortgage records, reference thereto hereby being expressly made.  
WHEREFORE, NOTICE HEREBY IS GIVEN That the undersigned trustee will on Friday, the 22nd day of April, 19 83, at the hour of 9:15 o'clock, A.M., Standard Time, as established by Section 187.110, Oregon Revised Statutes, at 540 Main Street, Suite 204, in the City of Klamath Falls, County of Klamath, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by him of the said trust deed, together with any interest which the grantor or his successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. 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 any other person owing an obligation, the performance of which is secured by said trust deed, and their successors in interest; the word "trustee" includes any successor trustee and the word "beneficiary" includes any successor in interest of the beneficiary named in the trust deed.

DATED at Klamath Falls, Oregon, December 9, 19 82.

[Signature]  
Trustee

State of Oregon, County of Klamath, ss:

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named trustee; that I have carefully compared the foregoing copy of trustee's notice of sale with the original thereof and that the foregoing is a true, correct and exact copy of the original trustee's notice of sale and of the whole thereof.

DATED at Klamath Falls, Oregon, this 13th day of December, 19 82.

[Signature]  
**CRANE & BAILEY**  
ATTORNEYS AT LAW  
540 MAIN STREET  
KLAMATH FALLS, OREGON 97601

[Signature]  
Attorney for said Trustee

STATE OF OREGON: COUNTY OF KLAMATH ; ss  
I hereby certify that the within instrument was received and filed for record on the 29th day of March A.D., 19 83 at 3:54 o'clock P M and duly recorded in Vol M83, of Mortgages on page 4634

EVELYN BIEHN, COUNTY CLERK  
by [Signature] Deputy

FEE \$16.00