

AFFIDAVIT OF MAILING NOTICE OF SALE  
OF TRUST DEED FORECLOSURE

STATE OF OREGON, County of Deschutes: ss.

I, WILLIAM M. HOLMES, being first duly sworn, depose and say:

That I am the attorney for ROBERT S. LOVLIN, Successor Trustee under Trust Deeds between BROOKS RESOURCES CORPORATION, as Beneficiary and RICHARD F. JOHNSTON and IDA MAE JOHNSTON, as Grantor, recorded on June 22, 1979, in Book M79, page 14810, 14814, and 14818, Mortgage Records, Klamath County, Oregon and covering the following described real property:

Lots 40, 41, and 42 in Block 6 of Wagon Trail Acreages Number One, Second Addition, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

I hereby certify that on March 28, 1983, I mailed a copy of the attached NOTICE OF SALE to the following persons:

RICHARD F. JOHNSTON  
3295 POTTER ST  
EUGENE OR 97405

IDA MAE JOHNSTON  
3295 POTTER ST  
EUGENE OR 97405

which are the last known addresses to the Beneficiary and Trustee.

I further certify that said NOTICE OF SALE was placed in sealed envelopes addressed to the above and that said sealed envelopes were then deposited in the United States Post Office in Bend, Oregon on March 28, 1983, as certified mail with postage thereon fully paid.

I further certify that on March 28, 1983, I caused copies of the NOTICE OF SALE to be personally served upon the following:

WAGON TRAIL RANCH PROPERTY OWNERS ASSOCIATION  
C/O ARTHUR W. HOLMES, Chairman  
Route 1, Box 1043  
LaPine, OR 97739

That the Grantor, or any successor in interest of his, does not now occupy the property described by the Trust Deed.

*Return*  
GRAY, FANCHER, HOLMES & HURLEY  
Attorneys at Law

40 N.W. Greenwood Ave. - P. O. Box 1151  
Bend, Oregon

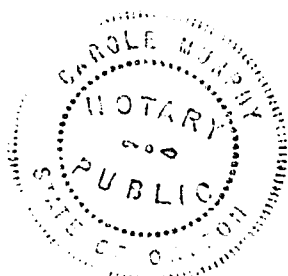


4706

March

SUBSCRIBED AND SWORN to before me this 38 day of

William M. Holmes  
WILLIAM M. HOLMES



Carole Murphy  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 3-8-87

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GRAY, FANCHER, HOLMES & HURLEY  
Attorneys at Law  
40 N.W. Greenwood Ave. - P. O. Box 1151  
Bend, Oregon



## NOTICE OF SALE

ROBERT S. LOVLIE, Successor Trustee under the Trust Deeds hereinafter described, hereby elects to sell the real property described in said deed at 2:00 p.m. on August 12, 1983, at 40 NW Greenwood, Bend, Deschutes County, Oregon 97709-1151.

All obligations of performance which are secured by the trust deed hereinafter described are in default by reason of the failure to pay installments when due as described below.

GRANTOR: RICHARD F. JOHNSTON and IDA MAE JOHNSTON

BENEFICIARY: BROOKS RESOURCES CORPORATION

TRUST DEED RECORDED: June 22, 1979, in Book M79, at page 14810, 14814, and 14818, Klamath County Mortgage Records

PROPERTY COVERED BY TRUST DEED: Lots 40, 41, and 42 in Block 6 of Wagon Trail Acreages Number One, Second Addition, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

GRANTOR'S INTEREST ASSIGNED TO: Richard F. Johnston by instruments recorded June 19, 1980, in Book M80, page 11286, and June 19, 1980, in Book M80, page 11287, Deed records of Klamath County, Oregon.

DEFAULT: Failure to pay the regular monthly payments due for July 25, 1982 through February 25, 1983, on 3 lots, which represents seven months at \$31.96 ea. or a total of \$ 671.16. Plus real property taxes for 1981-82 in the sum of \$113.67, plus interest.

SUM OWING ON OBLIGATION SECURED BY TRUST DEED: Principal balance of \$2,132.28 with interest at .0975 percent per annum from October 1, 1982, until paid.

Beneficiary and Trustee have no actual notice of any persons claiming or having claim to any lien or interest on the above described property other than: Wagon Trail Ranch Property Owners Assoc. and Deschutes County Tax Collector.

Notice is given that any person named in the Oregon Revised Statutes, Chapter 86.760 has the right to have this foreclosure proceeding dismissed and the Trust Deed reinstated by payment of the entire amount due, other than such portions of principal as would not then be due had no default occurred, together with costs, trustees' and attorneys' fees, at any time prior to five days before August 12, 1983.

GRAY, FANCHER, HOLMES & HURLEY

Attorneys at Law

40 N.W. Greenwood Ave. - P. O. Box 1151  
Bend, Oregon



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No action, suit or proceeding has been instituted to recover the debt or any part of it now remaining secured by the trust deed.

DATED This 28 day of March, 1983.

ROBERT S. LOVLIE,  
Successor Trustee

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record  
this 30th day of March A.D. 19 83 at 11:05 o'clock A.M.  
duly recorded in Vol. MS3, of Mortgages on a 4705.

By EV. LYN BIEHN, County Clerk

Fee \$16.00

GRAY, FANCHER, HOLMES & HURLEY  
Attorneys at Law  
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