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27268

TRUSTEE'S DEED

Vol. 483 Page 14108

THIS INDENTURE, Made this Timothy A. Bailey day of August, 1983, between called trustee, and Perla Development Co., Riverwood Realty Corp. and, hereinafter hereinafter called the second party;

WITNESSETH:

Isaac Shachory

RECITALS: Fred W. Koehler, Jr., as grantor, executed and delivered to Transamerica Title Insurance Co., as trustee, for the benefit of Perla Dev. Co., Riverwood Realty Corp. & Isaac Shachory, as beneficiary, a certain trust deed dated September 25, 1981, duly recorded on December 4, 1981, in the mortgage records of Klamath County, Oregon, in book/reel/volume No. M81 at page 20952, or as fee/file/instrument/microfilm/reception No. (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 April 14, 1983, in book/reel/volume No. M83 at page 5620 thereof or as fee/file/instrument/microfilm/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 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 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 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 19, 1983, at the hour of 10:00 o'clock, A.M., of said day, Standard Time as established by Section 187.110, Oregon Revised Statutes, (which was the day and hour to which said sale was postponed for reasons and as expressly permitted by subsection 2 of Section 86.755, Oregon Revised Statutes) (delete words in parenthesis if 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 \$ 106,108.64, 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 \$ 106,108.64.

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:

Government Lots 22, 27 and 30 and that portion of Lots 31 and 32 lying West of Highway No. 422, all in Section 8, Township 35 South, Range 7 East, of the Willamette Meridian, in the County of Klamath, State of Oregon.

(CONTINUED ON REVERSE SIDE)

CRANE & BAILEY

540 MAIN STREET SUITE 204

KLAMATH FALLS OR 97601

GRANTOR'S NAME AND ADDRESS

PERLA DEVELOPMENT CO.

RIVERWOOD REALTY CORP. & ISAAC

SHACHORY

GRANTEE'S NAME AND ADDRESS

After recording return to:

CRANE & BAILEY

540 MAIN STREET SUITE 204

KLAMATH FALLS OR 97601

NAME, ADDRESS, ZIP

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

BOB KUGLER

P O BOX 584

MERCER ISLAND WA 98040

NAME, ADDRESS, ZIP

STATE OF OREGON,

County of (indicate which) ss.

I certify that the within instrument was received for record on the (indicate which) day of (indicate which), 1983, at (indicate which) o'clock M., and recorded in book/reel/volume No. (indicate which) on page (indicate which) or as fee/file/instrument/microfilm/reception No. (indicate which), Record of Deeds of said county.

Witness my hand and seal of County affixed.

By (indicate which) Deputy

Book

MINUTES TREVINO BY 00010  
 100 DAY 201

DEED IN WITNESS WHEREOF  
 I have hereunto set my hand and seal  
 this 19th day of August 1983

NOTARY PUBLIC, COUNTY OF KLAMATH  
 LORRAINE HANDELSON, Notary

NOTARY PUBLIC, COUNTY OF KLAMATH  
 100 DAY 201

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

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.

*[Signature]*  
 Timothy A. Bailey

(If executed by a corporation,  
 affix corporate seal)

STATE OF OREGON,  
 County of Klamath } ss.  
 August 19th, 1983

Personally appeared the above named Timothy A. Bailey and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

*[Signature: Penny Storkelton]*  
 Notary Public for Oregon  
 My commission expires: 3-14-87

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 behalf 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:

Notary Public for Oregon  
 My commission expires:

(SEAL)

STATE OF OREGON, )  
 County of Klamath )  
 Filed for record at request of

on this 22 day of August A.D. 19 83  
 at 2:56 o'clock P M, and duly  
 recorded in Vol. M83 of DEEDS  
 page 14108

EVELYN BIEHN, County Clerk

By *[Signature]* Deputy

ss 8.00