

29352

STATE OF OREGON,

Vol. 1183, Page 17580

(COPY OF NOTICE TO BE PASTED HERE)

1, Sarah L. Parsons, Office
Manager

being first duly sworn, depose and say that

I am the principal clerk of the publisher of
the Herald and News

a newspaper of general circulation, as defined by Chapter 193 ORS, printed and published at Klamath Falls in the aforesaid county and state; that the _____

#057 Notice of Default

a printed copy of which is hereto annexed,
was published in the entire issue of said
newspaper for four
successive and consecutive week s ~~xxxxxx~~

(4 insertion s) in the following issue s:

July 21, 1983

July 28, 1983

~~Aug. 4. 1983~~

~~Aug. 11. 1982~~

Total Available

Total Cost: \$218.40

Саша и Павел

... ..

Subscribed and sworn to before me this 11th
day of April 1964 at San Francisco, California.

1903

St. Lucia

Notary Public of Oregon

My commission expires Jan 15 1926

100-443887-100

**NOTICE OF DEFAULT
AND ELECTION TO SELL**

Reference is made to that certain trust deed made by Randall D. Jones, as grantor, to Transamerica Title Insurance Co., as trustee, in favor of Tara Enterprises, as beneficiary, dated August 10, 1982, recorded August 12, 1982, in the mortgage records of Klamath County, Oregon, in book/reel/volume No. M-82 at page 10456, or as covering the following described real property situated in said county and state, to-wit:

Lot 6, Block 1, Tract No. 1218, DODDS HOLLOWESTATES.

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; 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 or other person owing an obligation, the performance of which is secured by said trust deed, or by their successor in interest, with respect to provisions therein which authorize sale in the event of default of such provision; the default for which foreclosure is made is grantor's failure to pay when due the following sums:

\$265.00 per month from October 15, 1982 and each month thereafter until the full sum of \$39,250.00 plus interest at the rate of 8.0% per annum has been paid, according to the terms of the note herein dated August 10, 1982.

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

\$39,250.00 and interest at the rate of eight percent per annum from August 15, 1982 until paid.

Notice is hereby given that the beneficiary and trustee, by reason of said default, have elected and do hereby 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 the compensations of the trustee as provided by law, and the reasonable fees of trustee's attorneys. Said sale will be held at the hour of 11:00 o'clock A.M., Standard Time as established by Section 187.110 of Oregon Revised Statutes on October 14, 1983 at the following place: Front steps of the Courthouse, 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.

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.

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 to the beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred), together with costs and trustee's and attorney's fees as provided by law, at any time prior to five days before the date for said sale.

In construing this notice, 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 persons owing an obligation, the performance of which is secured by said trust deed, the words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED: June 3, 1983
Alan M. Lee
Attorney for Beneficiary
7057 July 21, 28, August 4, 11, 1982

rtu: Alan M. Lee
122 S. 5th
Ft. Lee

Case No. N/A

PROOF OF SERVICE

17581

STATE OF OREGON, County of Klamath) ss.

I hereby certify that I made service of the foregoing documents _____

Notice of Default and Election to Sell

upon the individuals and other legal entities to be served, named below, by delivering or leaving true copies of said documents, certified to be such by Alan Lee, as follows:

PERSONAL SERVICE UPON INDIVIDUAL

Upon _____ personally and in person at _____ by delivering such true copy to him/her _____, on the _____ day of _____, 19____, at _____ o'clock _____ .M.

SUBSTITUTED SERVICE UPON INDIVIDUAL

Upon Randell D. Jones by delivering such true copy at his/her dwelling or usual place of abode, to-wit: 118 North Pine Dorris, Cal., to Sara Arnold, who is a person over the age of 14 years and a member of the household of the person served on the 16th day of June, 19 83, at 8:50 o'clock P.M.

OFFICE SERVICE UPON INDIVIDUAL

Upon _____ conduct of business at _____, at the office he/she maintains for the such true copy with _____, by leaving in charge, on the _____ day of _____, 19____, the person who is apparently _____ o'clock _____ .M., during normal working hours, at _____

I further certify that I am a competent person over 18 years of age or older and a resident of the State of service or the State of Oregon, and that I am not a party to nor an officer, director or employee of, nor attorney for any party, corporate or otherwise; that the person, firm or corporation served by me is the identical person, firm or corporation named in the action.

DATED this 17th day of June, 19 83.

Clarke McCance
SIGNATURE

Clarke McCance
TYPE OR PRINT NAME

STATE OF OREGON: COUNTY OF KLAMATH: ss
I hereby certify that the within instrument was received and filed for record on the 13th day of October A.D., 19 83 at 11:16 o'clock A M, and duly recorded in Vol M83, of Mortgages on page 17580.

EVELYN BIEHN, COUNTY CLERK
by Pam Smith deputy

Fee \$ 8.00