

40612
NOTICE OF DEFAULT AND ELECTION TO SELL

EGG: 00:00

Vol. 1484 Page 14949

JOANNE BRITTLE

made, executed and delivered to TRANSAMERICA TITLE INSURANCE COMPANY, as grantor,
to secure the performance of certain obligations including the payment of the principal sum of \$ 6,000.00,
in favor of RICHARD R. KOPCZAK, as trustee,
that certain trust deed dated November 1, 1981, and recorded May 7, 1982,
in Book/Reel/Volume No. M82 at page 5786 or as Document/Fee/File/Instrument/Microfilm
No. _____ (indicate which) of the mortgage records of Klamath County, Oregon,
covering the following described real property situated in said county:

Section 21, Township 36 South, Range 10 East.

The North $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$.

This conveyance is made subject to easements, rights of way of record
and those apparent on the land.

(Transamerica Title Insurance Company has been replaced by Michael C. Miller as trustee)

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 and that the beneficiary is the owner and holder of the obligations, the performance of which is secured by said trust deed; 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 owing the obligations, the performance of which is secured by said trust deed, with respect to provisions therein which authorize sale in the event of default of such provision, in that the grantor has failed to pay, when due, the following sums thereon:

monthly installments of not less than \$100 per month for each month since February 1984.

which are now past due, owing and delinquent. Grantor's failure just described is the default for which the foreclosure mentioned below is made.

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

\$4,823.48

Notice hereby is given that the undersigned, by reason of said default, has elected and he hereby does 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 a reasonable charge by the trustee as provided by law, and the reasonable fees of trustee's attorneys.

Said sale will be held at the hour of 10:00 o'clock, A.M., Standard Time, as established by Section 187.110 of Oregon Revised Statutes on January 31, 1985, at the following place: 316 Main Street, Klamath County Courthouse steps 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, except:

NAME AND LAST KNOWN ADDRESS	NATURE OF RIGHT, LIEN OR INTEREST
JOANNE BRITTLE, 1610 3rd, San Diego CA 92101	owner in fee simple.
DENISE HAUENSTEIN, 1610 3rd, San Diego CA 92101	possible attorney's lien

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 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.

DATED: August 17, 19 84

Richard R. Kopczak
Beneficiary

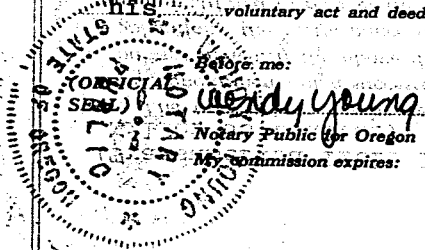
(If executed by a corporation, affix corporate seal)

(If the signer of the above is a corporation, use the form of acknowledgment opposite.)

STATE OF OREGON, } ss.
County of Klamath
August 17, 19 84
Personally appeared the above named
Richard R. Kopczak
and acknowledged the foregoing instrument to be
his voluntary act and deed.

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 author-
ity 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: 18-31-87
(OFFICIAL SEAL)



NOTICE OF DEFAULT AND ELECTION TO SELL

(FORM No. 884)

STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

RE TRUST DEED

Joanne Brittle

Grantor

TO

Richard R. Kopczak

Trustee

AFTER RECORDING, RETURN TO

Michael C. Miller
210 North Fourth Street
Klamath Falls OR 97601

STATE OF OREGON } ss.
County of Klamath

I certify that the within instru-
ment was received for record on the
29th day of August, 19 84,
at 9:00 o'clock A.M., and recorded
in book/reel/volume No. M84 on
page 14949 or as document/fee/file/
instrument/microfilm No. 40612.
Record of Mortgages of said County.
Witness my hand and seal of
County affixed.

Evelyn Biehn, County Clerk
NAME _____ TITLE _____
By *Pam Smith* Deputy

Fee: \$8.00