


NOTICE is hereby given that the obligation secured by the trust deed described below is in default, and that the beneficiary has elected to foreclose the trust deed pursuant to ORS 86.705 to 86.795. No action is now pending to recover any part of the debt secured by the trust deed.

Information required by ORS 86.735 and ORS 86.745 is as follows:

1. Grantor: James Otis Burke and Patricia H. Burke
Trustee: Klamath County Title Co.
Successor Trustee: Bruce Kellington, Attorney
Beneficiary: Commonwealth, Inc.
Holder of Beneficiary Interest: General Electric Mortgage Corporation
2. Property covered by trust deed:

Lot 3 in Block 1 Eastmount, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon
3. Trust deed was recorded on March 30, 1972, in Volume M72, Page 3338, Mortgage Records, Klamath County, Oregon.
4. Default for which foreclosure is made is failure to pay the following: The monthly installment of \$159.69 due on the 1st day of November and December 1983, and January 1984, and the monthly installment of \$149.02 due on the 1st day of February 1984, and monthly installments in the same amount due on the 1st day of each month thereafter.
5. The sum owing on the obligation secured by the trust deed is: \$13,021.42, together with interest thereon at the rate of 7% per annum from October 1, 1983, until paid, plus accumulated late charges at the rate of 4% of any installment not paid within 15 days of the due date, plus trustee's fees, attorney fees, foreclosure costs, and any sums advanced by the beneficiary pursuant to the terms of said trust deed.
6. The beneficiary has and does elect to sell the property to satisfy the obligation. A Notice of Default was recorded as No. 43758 in Volume M84, Page 20247 of the Mortgage Records of Klamath County, Oregon.
7. The property will be sold in the manner prescribed by law on May 10, 1985, at 10:30 o'clock a.m., standard time as established by ORS 187.110, inside the front door of the Klamath County Courthouse, in the City of Klamath Falls, County of Klamath, Oregon.
8. Interested persons are notified of the right under ORS 86.753 to have this proceeding dismissed and the trust deed reinstated by payment of the entire amount then due, other than such portion as would not then be due had no default occurred, together with costs, trustee's and attorney's fees, and by curing any other default complained of in this Notice, at any time prior to five days before the date the successor trustee conducts the sale.

DATED this 10 day of December, 1984.


Bruce Kellington - Trustee

AFFIDAVIT OF MAILING NOTICE OF SALE

21301

STATE OF OREGON)

-ss.

County of Jackson)

I, Bruce Kellington, being first duly sworn, depose, say and certify that: At all times herein mentioned, I was and now am a resident of the State of Oregon, a competent person over the age of eighteen years and not the beneficiary or his successor in interest named in the attached original notice of sale given under the terms of that certain trust deed described in said notice, and that I am the trustee named therein;

That I gave notice of the sale of the real property described in the attached notice of sale by mailing a copy thereof, by certified mail and first class mail to each of the following named persons at their respective last known addresses:

Name

Address

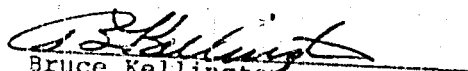
James Otis Burke
Patricia H. Burke

2828 Eastmount
Klamath Falls, OR 97601

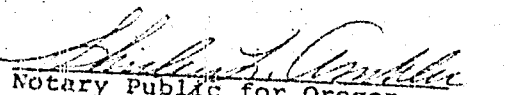
James Otis Burke

Silvertip Trailer Park
2072 Old Midlane Road
Klamath Falls, OR 97601

Each of the notices so mailed was certified to be a true copy of the original notice of sale by Bruce Kellington, the trustee named in said notice; each such copy was contained in a sealed envelope with postage thereon fully prepaid, and was deposited by me in the United States Post Office at Medford, Oregon, on the 10 day of December, 1984, each of said notices was mailed after the notice of default and election to sell described in said notice of sale was recorded, and at least 120 days before the day fixed in said notice by the trustee for the trustee's sale.


Bruce Kellington

Subscribed and sworn to before me this 10 day of December, 1984.


Notary Public for Oregon
My Commission Expires 2-25-87

SHERIFF'S RETURN OF SERVICE

21305

STATE OF OREGON)

County of Klamath)

Court Case No. _____

Sheriff's Case No. 84-3925

I hereby certify that I received on December 12, 1984

the within:

- | | | | | |
|--|--|---|------------------------------------|------------------------------------|
| <input type="checkbox"/> Summons & Complaint | <input type="checkbox"/> Summons & Petition | <input type="checkbox"/> Summons | <input type="checkbox"/> Complaint | <input type="checkbox"/> Petition |
| <input type="checkbox"/> Subpoena | <input type="checkbox"/> Citation | <input type="checkbox"/> Order | <input type="checkbox"/> Motion | <input type="checkbox"/> Affidavit |
| <input type="checkbox"/> Small Claim | <input type="checkbox"/> Restraining Order | <input type="checkbox"/> Show Cause Order | <input type="checkbox"/> Notice | |
| <input type="checkbox"/> Writ of Garnishment | <input type="checkbox"/> Order of Appearance | <input type="checkbox"/> Waiver of fees | | |

☒ TRUSTEE'S NOTICE OF SALE

for service on the within named: PARTIES IN POSSESSION at 2828 Eastmount, Klamath Falls, Oregon
☒ SERVED Roxanne Burke (Age 16) personally and in person.
 at 2828 Eastmount, Klamath Falls, Oregon

☒ SUBSTITUTE SERVICE - By leaving a true copy with Roxanne Burke, Daughter, for Patricia Burke
 (Her Mother) and Roxanne Burke for her Brother Bill Burke (Age 14)
 a person over the age of fourteen years, who resides at the place of abode of the within named, at said
 abode: 2828 Eastmount, Klamath Falls, Oregon 97603

- ☐ OFFICE SERVICE - By leaving a true copy with _____
 the person in charge of the office maintained for the conduct of business by _____
☐ By leaving a true copy with _____ of said corporation.
☐ OTHER METHOD _____
☐ NOT FOUND. After due and diligent search and inquiry, I hereby return that I have been unable to find

the within named: _____
 within Klamath County.

All search and service was made within Klamath County, State of Oregon.

DATE AND TIME OF SERVICE OR NOT FOUND: December 12, 1984, 3:18p.m.

TOM DURYEE, Sheriff
 Klamath County, Oregon

By Cynthia M. Dea Deputy

AFFIDAVIT OF COMPLIANCE WITH
MAILING ON SUBSTITUTED SERVICE

21306

STATE OF OREGON)
 ss.
County of Jackson)

I, Bruce Kellington, being first duly sworn on oath,
depose and say:

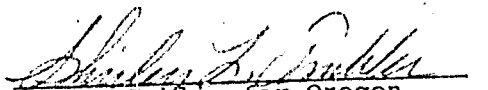
That I am the trustee herein, who has envoked the power
of sale under ORS 86.735 by a notice of default and election
to sell recorded as number 43758, Volume M84, Page 20247 of
the Mortgage Records of Klamath County, Oregon.

That service was made upon Patricia H. Burke, the party
in possession at 2828 Eastmount, Klamath Falls, Oregon, by
substituted service pursuant to the provisions of ORCP 7
D(2)(b) as is shown by the return of service on file in this
case.

That forthwith on the 19th day of December, 1984, I
mailed a notice to the said Patricia H. Burke and a
certified true copy of the trustee's notice of sale so
served.


Bruce Kellington

Subscribed and sworn to before me this 19th day of
December, 1984.


Notary Public for Oregon
My Commission Expires 2/25/87

AFFIDAVIT OF SERVICE BY MAIL

21307

STATE OF OREGON)
SS.
County of Jackson)

I, Bruce Kellington, certify:

That I am the Trustee herein; that I served James Otis Burke by mail with Trustee's Notice of Sale by depositing true copies of the original Trustee's Notice of Sale in the United States Post Office at Medford, Oregon, on the 10th day of December, 1984, in a sealed envelope, with postage paid thereon, by certified mail, return receipt requested.

Service was completed on James Otis Burke on the 15th day of December, 1984, as is shown on the postal return receipt attached hereto, which was attached to an envelope containing copies of the Trustee's Notice of Sale, said receipt being endorsed on said date by Jim Burke.

B. Kellington
Bruce Kellington

Subscribed and sworn to before me this 19th day of December, 1984.

Charles J. Tucker
Notary Public for Oregon
My Commission Expires 2/25/87

<p>SENDER: Complete items 1, 2, 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.</p>	
<p>1. <input type="checkbox"/> Show to whom, date and address of delivery. 2. <input type="checkbox"/> Restricted Delivery.</p>	
<p>3. Article Addressed to: James Otis Burke Patricia H. Burke 2828 Eastmount Klamath Falls, OR 97601</p>	
<p>4. Type of Service <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Insured <input type="checkbox"/> COD <input type="checkbox"/> Express Mail</p>	<p>Article Number P655801205</p>
<p>DATE-DELIVERED <i>12-15-84</i></p>	
<p>5. Signature of Addressee <i>James Burke</i></p>	
<p>6. Signature - Agent <i>X</i></p>	
<p>7. Date of Delivery <i>12-15-84</i></p>	
<p>8. Address & Address (ONLY if requested and fee paid)</p>	

PS Form 3877, July 1983

DOMESTIC RETURN RECEIPT

AFFIDAVIT OF NONMILITARY SERVICE

21308

STATE OF OREGON)
County of Jackson) ss.

Bruce Kellington, of legal age and being duly sworn, deposes and says:

That he is the trustee herein, who has evoked the power of sale under ORS 86.735 by a Notice of Default and Election to Sell recorded as number 43758, Volume M84, Page 20247 of the Mortgage Records of Klamath County, Oregon.

That a true copy of the Trustee's Notice of Sale was served on the following persons on the following dates:

<u>Name</u>	<u>Date of Service</u>
James Otis Burke	December 15, 1984
Patricia H. Burke	December 19, 1984

That the persons above named were not at the time they were served, nor are they now on active service with any branch of the Armed Services within the provisions of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended, and are not unrepresented minors or incapacitated persons.

B. Kellington
Bruce Kellington

Subscribed and sworn to before me this 19th day of December, 1984.

Richard J. Campbell
Notary Public for Oregon
My Commission Expires 2/25/87

Return to:

Harbison, Kellington, et al
Law Offices
15 Newtown Street
Medford, Or. 97501

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

on this 21st day of December A.D. 19 84
at 2:41 o'clock P M, and duly
recorded in Vol. M84 of Mortgages
Page 21303
EVELYN EHEHN, County Clerk
By [Signature] Deputy
Fee 25.00