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NOTICE OF DEFAULT AND ELECTION TO SELL

Reference is made to that certain trust deed made by

Kerry William Arthur Fields

Transamerica Title Insurance Company

in favor of Mellon Financial Services Corporation

dated March 4, 1983

recorded March 8, 1985

as beneficiary, in the mortgage records of

Klamath County, Oregon, in book/reel/volume No. M-83702 at page 3490

(indicate which) covering the following described real

fee/file/instrument/microfilm/reception No. 3490

property situated in said county and state, to-wit:

ELECTION TO SELL

M-83702 Summers Park, in the County of Klamath, State of Oregon

(2817)

With certification exhibits:

NOTICE OF ELECTION TO SELL
 TO THE PUBLIC
 OF THE COUNTY OF KLAMATH
 STATE OF OREGON
 SUMMERS PARK
 M-83702

With certification exhibits:

Notice of Public Sale

(2817)

Certification on behalf of the commission

secretary of

trustee and

1985

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 has been instituted to recover the debt, or any part thereof, now remaining secured by the said trust deed, or, if such action has been instituted, such action 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: payments of \$295.24 from September 4, 1984, less \$200.00 paid on September 4, 1984, to March 4, 1984, plus payments not received on September 4, 1984, to March 29, 1984, until paid at the rate of 19.58 per cent per annum.

By reason of said default, the beneficiary has declared all sums owing on the obligation secured by said trust deed immediately due and payable, said sums being the following, to-wit: \$15,415.41 plus interest at the rate of 19.58 per cent per annum from September 4, 1984, until paid.

\$15,343.41 plus interest at the rate of 19.58 per cent per annum from September 4, 1984, until paid.

NOTICE OF ELECTION TO SELL

Notice hereby is 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 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 10:00 a.m. Standard Time as established by Section 187.110 of Oregon Revised Statutes on August 15, 1985 at the following place: Klamath County Courthouse (steps in front of) in the City of Klamath, County of Klamath, State of Oregon, which is the hour, date and place fixed by the trustee for said sale.

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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

Maureen K. Deardorff
Care of Klamath County
Support Division
Klamath County Courthouse
Klamath Falls, OR 97601

Judgment for child support,
Case No. 74-125-E

Notice is further given that any person named in Section 86.753 of Oregon Revised Statutes has the right, at any time prior to five days before the trustee conducts the sale, to have this foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of the principal as would not then be due had no default occurred) and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or trust deed, and in addition to paying said sums or tendering the performance necessary to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and trust deed, together with trustee's and attorney's fees not exceeding the amounts provided by said Section 86.753 of Oregon Revised Statutes.

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

April 15, 1985 Successor Trustee

DATED: April 15, 1985

Trustee Beneficiary (State which)

STATE OF OREGON, County of Klamath

County of Klamath

The foregoing instrument was acknowledged before me this

April 15, 1985, by

Julie M. Nelson

JULIE M. NELSON

NOTARY PUBLIC - OREGON

My Commission Expires 01/09/89

(SEAL) My commission expires:

Notary Public for Oregon (SEAL)

My commission expires:

NOTICE OF DEFAULT AND ELECTION TO SELL

(FORM No. 884)

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

Re: Trust Deed From

Filed

Grantor

Mellon

Trustee

STEVEN P. COUGH

Attorney at Law

220 Main St., Suite 300

Klamath Falls, OR 97601

503/883-3639

STATE OF OREGON, County of Klamath

County of Klamath

I certify that the within instrument was received for record on the 26th day of August, 1985

at 2:55 o'clock P.M., and recorded in book/reel/volume No. M85 on page 13539 or as fee/file/instrument/microfilm/reception No. 52519

Record of Mortgages of said County.

Witness my hand and seal of

County affixed.

Evelyn Biehn, County Clerk

By: Deputy

Fee: \$9.00