

AFFIDAVIT OF FORFEITURE

Reference is hereby made to that certain real estate contract dated January 3, 1980, by and between Weston Thorsen, as Vendor, and Bill Harp and Peggy Harp, as Vendees, recorded January 7, 1980, in the microfilm records of Klamath County, Oregon, in volume M80, page 230.


The contract referred to herein provided for yearly payments beginning February 15, 1981, and each year thereafter with the full amount of the contract to be paid by January 1, 1983. The first payment due on February 15, 1981, was not made and no payments have been made to date, thereby creating default under the terms of the contract. Notice of the default was given to the Vendees pursuant to ORS 93.915 on December 4, 1986, by mailing by first class and Certified Mail with the Return Receipt Requested to the Vendees at their last known address, the Notice is attached hereto as Exhibit "A".

The default as set out herein has not been cured within the time provided by ORS 93.915 and the contract is hereby forfeited.

The contract and property involved herein is for that certain real property in Klamath County, Oregon, described as:

Lot No. 8, 9, 10, and 11, BLOCK 2, EVERGREEN ACRES,
Klamath County, Oregon, according to the official
plat thereof on file in the office of the County
Clerk of Klamath County, Oregon.

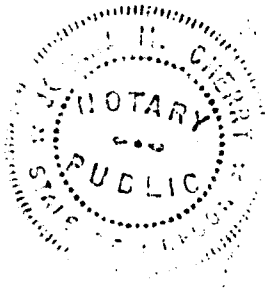
Proof of mailing is attached hereto.

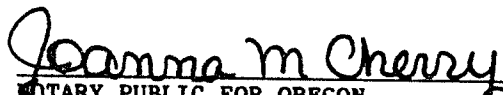

MICHAEL L. SPENCER
Attorney for Vendor

STATE OF OREGON)
) ss.
County of Klamath)

Appeared before me the above named MICHAEL L. SPENCER and declared the foregoing instrument to be his voluntary act and deed.

DATED this 9 day of April, 1987.




JOAMMA M. CHERRY
NOTARY PUBLIC FOR OREGON
My Commission Expires: 10-6-89

87 APR 9 PM 4 29

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ck

5975

AFFIDAVIT OF MAILING

STATE OF OREGON)
) ss.
 County of Klamath)

I, MICHAEL L. SPENCER, being first duly sworn, depose and say: that on December 4, 1986, I caused to be mailed to the Vendors, Mr. and Mrs. Bill Harp, at their last known address, Notice of Default as required by ORS 93.915 by both Certified Mail, Return Receipt Requested, and first class mail. Both letters were returned as undeliverable. A true and accurate copy of the face of each envelope is located below.

OSBORNE, SPENCER and WOGAN
 ATTORNEYS AT LAW
 439 PINE
 KAMATH FALLS, OREGON 97601

John Cherry
 No.
 533568

☐ Hold

Date

12-10-86

1ST Notice

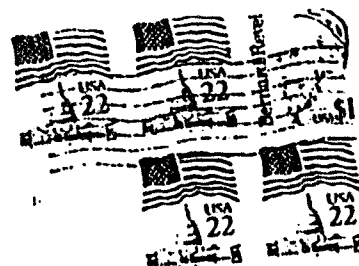
2ND Notice

Return

Forwarded from
 12-1-86-1, 1, 1986

RETURNED
 TO SENDER
 UNDELIVERABLE AS ADDRESSED
 RETURN TO FURNISHER

MR. AND MRS. BILL HARPE
 POWDER HORN TRADING POST
 200 W. 3RD STREET
 DORRIS, CA 95023



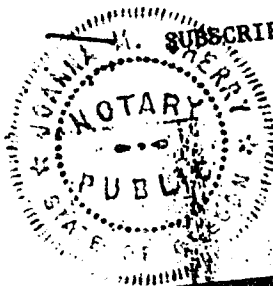
OSBORNE, SPENCER and WOGAN
 ATTORNEYS AT LAW
 439 PINE
 KAMATH FALLS, OREGON 97601

RETURNED
 TO SENDER
 UNDELIVERABLE AS ADDRESSED
 RETURN TO FURNISHER

MR. AND MRS. BILL HARPE
 POWDER HORN TRADING POST
 200 W. 3RD STREET
 DORRIS, CA 95023

MICHAEL L. SPENCER

SUBSCRIBED and SWORN to before me this 9 day of April, 1987.



Joanna M. Cherry
 NOTARY PUBLIC FOR OREGON
 My Commission Expires: 10-1-89

OSBORNE, SPENCER and WOGAN

ATTORNEYS AT LAW
439 PINE
KLAMATH FALLS, OREGON 97601
TELEPHONE (503) 884-8152

DOUGLAS V. OSBORNE
MICHAEL L. SPENCER
CAMERON F. WOGAN

5976

December 4, 1986

Mr. and Mrs. Bill Harpe
Powder Horn Trading Post
200 W. 3rd Street
Dorris, CA 96023

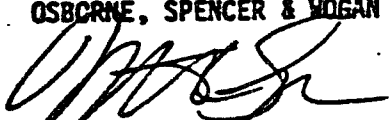
Re: Contract with Weston Thorsen

Dear Mr. and Mrs. Harpe:

In regards to your contract with Mr. Thorsen for the lot in Evergreen Acres, please be advised that this law firm has been retained by him in regards to your nonpayment of those sums. There is currently due and owing on this contract the sum of \$6,200.00 and, pursuant to ORS 93.915, you are hereby given notice that you are in default on the payment terms which required payment in full of this contract by January 3, 1983. The amount of the default is the sum of \$6,200.00. A forfeiture will be declared in this situation on February 10, 1987, unless the sums indicated herein are paid to Mr. Thorsen's attorney, Michael L. Spencer, at the address indicated herein.

Very truly yours,

OSBORNE, SPENCER & WOGAN


Michael L. Spencer
MLS/mkh

AFTER RECORDING RETURN TO:

Osborne, Spencer & Wogan
439 Pine Street
Klamath Falls, OR 97601

EXHIBIT "A"

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Osborne, Spencer, Wogan, Attorneys the 9th day
of April A.D., 19 87 at 4:29 o'clock P M., and duly recorded in Vol. M87
of Deeds on Page 5974

FEE \$13.00

Evelyn Biehn, County Clerk
By 