



THIS INDENTURE, Made this 3rd day of February, 1988, between David E. Fennell, called trustee, and Lomas & Nettleton Company, hereinafter called the second party;

WITNESSETH:

RECITALS: Patrick E. Shelp and Patricia M. Shelp, husband and wife, as grantor, executed and delivered to Safeco Title Insurance Company of Oregon, as trustee, for the benefit of Samuel R. Pierce, Jr., Secretary of Housing and Urban Development, a certain trust deed dated February 27, 1984, duly recorded on February 27, 1984, in the mortgage records of Klamath County, Oregon, in book and/or volume No. M-84 at page 3084* ~~considered file/instrument/microfilm/reception No. xxxxxxxxx (not water lock)~~. In said trust deed the real property therein and hereinafter described was conveyed by said grantor to said trustee to secure, among other things, the performance of certain obligations of the grantor to the said beneficiary. The said grantor thereafter defaulted in his performance of the obligations secured by said trust deed as stated in the notice of default hereinafter mentioned and such default still existed at the time of the sale hereinafter described.

*Rerecorded March 7, 1984, Volume M-84, page 3568.
By reason of said default, the owner and holder of the obligations secured by said trust deed, being the beneficiary therein named, or his successor in interest, declared all sums so secured immediately due and owing; a notice of default, containing an election to sell the said real property and to foreclose said trust deed by advertisement and sale to satisfy grantor's said obligations was recorded in the mortgage records of said county on September 25, 1987, in book and/or volume No. M-87 at page 17465 thereof ~~considered file/instrument/microfilm/reception No. xxxxxxxxx (not water lock)~~, to which reference now is made.

After the recording of said notice of default, as aforesaid, the undersigned trustee gave notice of the time for and place of sale of said real property as fixed by him and as required by law; copies of the Trustee's Notice of Sale were served pursuant to ORCP 7D.(2) and 7D.(3) or mailed by both first class and certified mail with return receipt requested, to the last-known address of the persons or their legal representatives, if any, named in ORS 86.740(1) and (2)(a), at least 120 days before the date the property was sold, and the Trustee's Notice of Sale was mailed by first class and certified mail with return receipt requested, to the last-known address of the guardian, conservator or administrator or executor of any person named in ORS 86.740(1), promptly after the trustee received knowledge of the disability, insanity or death of any such person; the Notice of Sale was served upon occupants of the property described in the trust deed in the manner in which a summons is served pursuant to ORCP 7D.(2) and 7D.(3) at least 120 days before the date the property was sold, pursuant to ORS 86.750(1). If the foreclosure proceedings were stayed and released from the stay, copies of an Amended Notice of Sale in the form required by ORS 86.755(6) were mailed by registered or certified mail to the last-known address of those persons listed in ORS 86.740 and 86.750(1) and to the address provided by each person who was present at the time and place set for the sale which was stayed within 30 days after the release from the stay. Further, the trustee published a copy of said notice of sale in a newspaper of general circulation in each county in which the said real property is situated, once a week for four successive weeks; the last publication of said notice occurred more than twenty days prior to the date of such sale. The mailing, service and publication of said notice of sale are shown by one or more affidavits or proofs of service duly recorded prior to the date of sale in the official records of said county, said affidavits and proofs, together with the said notice of default and election to sell and the trustee's notice of sale, being now referred to and incorporated in and made a part of this trustee's deed as fully as if set out herein verbatim. The undersigned trustee has no actual notice of any person, other than the persons named in said affidavits and proofs as having or claiming a lien on or interest in said described real property, entitled to notice pursuant to ORS 86.740(1)(b) or (1)(c).

Pursuant to said notice of sale, the undersigned trustee on February 3, 1988, at the hour of 10:00 o'clock, A.M., of said day, in accord with the standard of time established by ORS 187.110, ~~which was the day and hour at which said sale was postponed or postponed by ORS 86.755(2)(b) which was the day and hour of the recording of said deed and at the place so fixed for sale, as aforesaid, in full accordance with the laws of the state of Oregon and pursuant to the powers conferred upon him by said trust deed, sold said real property in one parcel at public auction to the said second party for the sum of \$29,918.07, he being the highest and best bidder at such sale and said sum being the highest and best sum bid for said property. The true and actual consideration paid for this transfer is the sum of \$29,918.07.~~

* Delete words in parentheses if inapplicable.

(CONTINUED ON REVERSE SIDE)

Mr. David E. Fennell
PRESTON, THORGRIMSON, ELLIS & HOLMAN
3200 USBancorp Tower, 111 SW 5th Avenue
Portland, OR 97204 NAME AND ADDRESS
The Lomas & Nettleton Company
PO Box 227097
Dallas, TX 75222-7097

GRANTEE'S NAME AND ADDRESS

After recording return to:
Mr. David E. Fennell
PRESTON, THORGRIMSON, ELLIS & HOLMAN
3200 USBancorp Tower, 111 SW 5th Avenue
Portland, OR 97204 ADDRESS, ZIP

(Until a change is requested all tax statements shall be sent to the following address:
The Lomas & Nettleton Company
PO Box 227097
Dallas, TX 75222-7097

NAME, ADDRESS, ZIP

STATE OF OREGON,

County of _____ ss.

I certify that the within instrument was received for record on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ of as fee/file/instrument/microfilm/reception No. _____, Record of Deeds of said county.

Witness my hand and seal of County affixed.

NAME _____ TITLE _____

By _____ Deputy

