7		95069	9á~co.					
			Vol <u>mgs</u> Paga 21520					
	1	IN THE CIRCUIT COURT OF THE STATE OF OREGON						
	2	FOR THE COUNTY OF KLAMATH						
20	3	R. RAYMOND ROYSE and JESSIE P. ROYSE, husband and wife,						
	4	Plaintiffs,	Case No. 88-371-C√					
	6	VS.						
	7	LEWIS E. ERBES, DAVID C. ELLIOTT) and ELOISE J. ELLIOTT, husband) and wife,	NOTICE OF PENDENCY OF AN ACTION					
	8 9	Defendants.						
	10	Pursuant to ORS 93.740, the undersigned states:						
	11	1. As plaintiffs, R. RAYMOND ROYSE and JESSIE P. ROYSE,						
- - 	12	husband and wife, have filed an action in the Circuit Court for						
•38 DEC 19	13	Klamath County, State of Oregon;						
	14	2. The defendants are LEWIS E. ERBES, DAVID C. ELLIOTT and						
	15	ELOISE J. ELLIOTT;						
	16	3. The object of the action is foreclosure of a commercial,						
	17	non-purchase money mortgage;						
	_ 18	4. The description of the real property to be affected is						
	19	attached hereto marked as Exhibit 1.						
	20	DATED this <u>2</u> day of <u>be</u>	<u>emiker</u> , 1988.					
	21	A.	SPELL, DELLA-ROSE & RICHARD					
	22	B						
	23 24		BRADFORD J.) ASPELL, OSB. 74015 Of Attorneys for Plaintiffs					
	24 25	ASPELL, DELLA-ROSE & RICHARD 122 South Fifth Street						
	25 26	Klamath Falls, Oregon 97601 (503) 883-7754						
ASPELL, DELLAR & RICHARD Attomeya at Lan 122 So. 5th Stra- Klamath Falls, O Phone 503/383-7/	OSE							

STATE OF OREGON) SS. County of Klamath) The foregoing instrument was acknowledged before me this <u>Jud</u> of <u>flecember</u>, 19<u>88</u> by Bradford J. Aspell. day of <u>flecember</u> NOTARY PUBLIC FOR OREGON My commission expires: 8/20/90 3 8 offail) UBL TC OF ONE (and the second Ŧ 6-ASPELL, DELLA-ROSE Attorneys at Law 122 So, 5th Street Klemath Falls, OR Phone 603/883-7784

PARCEL 1: Deginning at a point 2103.75 fest Bouth of Boutheest oprmer of Bortheest quarter of Bortheest quarter of Section 10. Township 39 Bouth, Range 9 East of the Willmantte Meridian, Elementh County, Gregon, being the Bortheest corner of propert tonversed to A. M. Falery and Bulk H. Eastery by Ded Tecorded May 9, 1944 in Volume 164, page 552, Klamath County Bed Records and running themes Borth a distance of 105.75 feet, more or larsa. 10 the Boutherly line of Rummers Parki thence West along the said Boutherry line of Summers Park a distance of 103.75 feet, more or larsa. 10 the Boutherly 105 feet, more or less to the Mest line of Pash half of Bouthers Park a distance of 103.75 said Houtherry so coungyed to said Folseys by the Deed above described; themce East along the Borth line of said Falery property a distance for 1320 feet to the point of peginning, escepting he Fast 30 feet contailed in Rummers Late. orts

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PARCEL 1:

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EXCEPTING THENEFOOD a track of land in the Mark of Section 10, Township 39 Bouth, Range 9 East of the Willpaptie Meridian, Klassik County, Oregon, more particularly described as follows:

described as follows: Beginning at a point on the West line of Summers Lane which is South 00° 21' 00" East a distance of 103.75 fest, more or less, from the iron axis marking the Bouth-esst corner of Summers Fest, Klasath County, Oregod, which said point is situated on the Mortherly line of that certain parcel conveyed to Amou H. Kelsey, by Ded recorded in Volume 278, page 35 Klasath County, Oregon, Deed Hecords; thence Westerly sloog said Mortherly line of said Kelsey parcel a distance of 235 feet, more or less to a point thence, continuing Westerly on the same bearing a distance of k60 feet, more or less, to a point which is the intersection of this line (Deing said Mortherly line of said Kelsey parcel a distance of 235 feet, more or less to a point thence, continuing Westerly on the same bearing a distance of k60 feet, more or less, to a point which is the intersection of this line of Derby Stret extended Mortherly on its mase bearing from its terminus at the North line of Massam Gardens, Riamath County, Gregon; thence Southerly along the Westerly line of Derby Stret extended a distance of 60 feet more or less, for a point which is Bouth 69° 39' 00" West a distance of 580 feet, more or less, for a boint which is Bouth 69° 39' 00" Kest a distance of the tract of land soid to Jack Milkey et ux; thence, Horth 98' 39! 00" Est's alistance ontinuing North 89° 39' 00" West along the Worth line iof said Mulkey Tract i distance of 306.87 feet, more or less, to the 9/816 hich iron pin on the West line of Bummar Lane, which marks the Hortherly corner of said Mulkey Tract i thence Morth 89° 29' 00" West along setd West line of Bummar Lane & distance or 60 feet, more or less, to point of beginning.

PARCEL 2: A tract of land in the Motifs of Section 10, Township 39 South, Bange 9 East of the Willamster Maridian, Flamath County, Gregory more particularly described as follows: eribed as

Follows: Follows: Beginning at a point on the West line of Eugers Earls which is Bouth 00° 21' 00" East a distance of 103.75 feet, more or less, from the iron axis marking the Bouth-east corner of Burners Park, Klanath County, Gregon, which asid point is situated on the Northerly line of that certain parcel conveyed to Assos H. Kelsey and Dula on the Northerly line of that certain parcel conveyed to Assos H. Kelsey and Dula H. Kelsey, by Deed recorded in Volume 776, page 36 Klamath County, Oregon, Deed Records; thence Westerly along said Northerly line of said Kelsey parcel a distance of this line (being said Northerly line of said Kelsey parcel a distance of this line (being said Northerly line of said Kelsey parcel extended) with the Vesterly line of Derby Street extended Northerly on its mass bearing from its terainus at the North line of Marana Gardens, Flamath County, Oregon; thence Boutherly along the Westerly line of Derby Street extended a distance of 306 feet, more or less, to a point which is found by 391 000 Nest a distance of 306 feet, more or less, to a point which is found by 391 000 Nest a distance of 306 feet, continuing North 89° 391 001 West along the West line of Summers Lanes, which marks the North 89° 391 00". East a distance of Summers Lanes, which marks the North 80° 391 000 Nest a distance of distance of 306.71 feet, more or less, to the 5/6th inch iron pin on the West line of Summers Lanes, which marks the North 80° 391 00". East a distance of Summers Lanes, which marks the North 80° 391 000 Tast a distance of 306 feet, more or less; to said Northwest corner of asid Mulkey Tract; thence Morth 60° 211 00" West along the West line of Summers Lanes, which marks the Northest corner of asid Mulkey Tract; Here 110, 270, 170 West along said West line of Summers Lane a distance of 60 feet, more or less, to the South South 200. Here 110, 270, 190 West along said West line of Summers Lane a distance of 60 feet, more or less, to the point of beginning.] PANOT 31

Beginning 2783.75 feet Bouth of the Boutheast corper of the NEW of the NEW of Boction 10. Township 39 South, Range 9 East of the Willamste Meridian, Klamath County, Oregon; thence Gouth 227.50 feet; thence West, 1320 feet, thence Bouth 137.50 feet, thence East to the place of beginning,

EXCEPTING THEREFROM a parcel of land situated in the SEASE of Section 10. Township 39 South, Range 9 East of the Willamette Meridian, more particularly described as follows: follows: 1

follows: Beginning at a 5/8 inch iron pip which is 1.5 fest North of an existing fence corner on the Westerly right of way line of Burners Lange said point being Bouth 00° 21' 00° East a distance of 163.75 fest from the from site marking the Boutheast corner of "Burners Park" subdivision and said beginning point being Bouth a distance of 785.75 fest and yest a distance of 30.00 fest from the Southeast corner of the FRANK of said Spation 10 by the description of that property deeded from Franklin to Kelper and descripted in Deed Volume 78. page 36. Klamsth County Leed Necords; thenos Bouth 69° 39' 00° West at right angles to Burners Lans and along the South line of said property deeded from Franklin to Kelper and the Neatorly streamsion of said line a distance of 306.47 fest to a 5/8 inch iron pip 0.4 fest Bouthest of an existing fence porner; thenpe South 00° 14! CO' West a distance of 90.78 fest to a 5/8 inch iron pip 0.4 fest Southwest of an existing rence corner; thence Bouth 89° Me 55° East distance of 307.50° fest to a 5/8 inch iron pip 0.4 fest Bouth of an existing fence pages, said point being on the Westerly right-of-way line of Supmers Lane, Shapen Korth 00° 21' 00° West a long the Mesterly right-of-way line for Europer Burner (a constance of 100.0 fest to a 5/8 inch iron pip 0.4 fest Bouth of an existing fence pages, said point being on the Westerly right-of-way line of Supmers Lane, being a drink more constant of the totage of 90.770 rows alp.39 t Spith, Range & Mest of the Hilligestic Meridian, more particularly described as 'following'

Beginning at a 5/8 inch iron pin on the West right of vay line of Bussers Lane Which bears Bouth a distance of 2783.75 feet and West a distance of 30.0 feet from the Foutheast corner of the HEMENG of said Section 10, said point also being the Northeast corner of parcel coveyed to A. M. Kaiser, et us try Deed Volume 164, page 552, thence South 00° 21' East, along the West line of Bussers Lane, a distance of 103.0 feet to the true point of beginning of this description; thence North 89° 44' 55" West a distance of 200.0 feet to a point; thence South 00° 21' East, parallel with the West line of Bussers Lane, to the Forth line of Massaa Gardenn; thence Horth 89° 52' East along sold Sorth Line; a distance of 202.0 feet, more or less, to s2" iron pipe on the West right of vay line, a distance of 225.36 feet, more or less; to the point of peginding.

THR

STATE OF OREGON: COUNTY OF KLAMATH:

18.00

Filed for re	ecord at request of	Aspe	11, Della-Rose	e & Richard	the	L9th
of	Dec.	A.D., 19 <u>88</u> at _	4:20 o'cloc	k <u>P.M.</u> , and duly	v recorded in Vol	M88 day
	of	Mort	gages	on Page <u>21520</u>	철물 위험 공격을 얻는 것을 했다.	
FEE \$1	8.00		Eve	lyn Biehn	County Clerk	
17. 1				By <u>Qaulene</u>	Mullenda	20