

31836

K-43017
DECLARATION OF FORFEITURESTATE OF OREGON)
) ss.
County of Klamath)


I, JAMES R. UERLINGS, being first duly sworn depose and say that I am the attorney for Bank of California, as Trustee, Seller under a Contract between said parties as vendor, and Roger A. Macek, Purchaser. Said Contract was recorded December 1, 1982, in Volume M 82, page 16327, Deed Records, Klamath County, Oregon, covering the following described real property in Klamath County, Oregon, :

Lot 1, Block 6, Mt. Scott Meadow according to the official plat thereof on file in the office of the county clerk of Klamath County, Oregon.

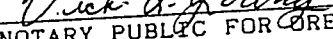
TOGETHER with all improvements on said real property presently existing or which may be hereafter added to said real property.

A NOTICE OF DEFAULT AND FORFEITURE OF CONTRACT was mailed by first class mail and certified mail, return receipt requested to Purchaser on May 1, 1991. Copies of said NOTICE AND PROOF OF MAILING of said NOTICE are attached hereto.

The defaults of the Purchaser under the terms of the contract were not cured within the time period provided in ORS 93.915 and the contract has been forfeited.


JAMES R. UERLINGS #76030

SUBSCRIBED AND SWORN to before me this 11th day of July, 1991.


NOTARY PUBLIC FOR OREGON
My Commission Expires: 9-21-92

AFTER RECORDING RETURN TO:
James R. Uerlings
110 North Sixth Street
Klamath Falls, OR 97601

Seller under the Contract described below is in default for the reasons set forth herein under ORS 93.905 through 93.945.

13550

1. DESCRIPTION OF CONTRACT:
 - (A) PURCHASER: ROGER A. MACEK
 - (B) SELLER: THE BANK OF CALIFORNIA, N.A., as Trustee
 - (C) CONTRACT RECORDED: 12-1-82, vol. M82, Page 16327, Deed of records of Klamath County, dated 6-23-81
 - (D) AMOUNT AND TERMS OF CONTRACT: \$6,000.00. \$300.00 down, balance of \$5,700.00 at \$88.51 per month starting 10-28-81 until paid including 14% interest per annum.
 - (E) PROPERTY COVERED BY CONTRACT: Lot 1 in Block 6, Mt. Scott Meadow, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.
2. NATURE AND AMOUNT OF DEFAULT: Failure to pay: (A) 51 regular monthly payments at \$88.51 or a total of \$4514.01. (B) Real property taxes in the sum of \$1135.15 plus interest to date.
3. SUM OWING ON OBLIGATION: Principal balance of \$4275.87 with interest at 14% percent per annum from 7-3-87, plus taxes, attorney fees, and foreclosure costs.
4. DATE AFTER WHICH CONTRACT FORFEITED IF DEFAULT NOT CURED: 7-10-91
5. CURE OF DEFAULT TO AVOID FORFEITURE:

Unless the default is cured as set forth in paragraph 5 of this Notice, the Purchaser and all persons claiming through the Purchaser shall have no further rights in the contract or the property and no person shall have any right to redeem the property. All sums previously paid under the contract by or on behalf of the Purchaser shall belong to and be retained by the Seller or other person to whom paid under the terms of the contract.

Notice is given that forfeiture may be avoided under the Contract by curing the default(s) by payment of the entire amount due, other than such portion of principal as would not then be due had no default occurred, and tendering performance of other obligations in default, together with costs and expenses actually incurred in enforcing the contract on or before 7-10-91. AMOUNT TO CURE: \$6,217.16 as of 4-23-91.
6. NAME AND ADDRESS OF SELLER'S ATTORNEY: (Address to Remit Payment)

James R. Uerlings, BOIVIN, JONES & UERLINGS
110 N. Sixth Street Suite 209
Klamath Falls, OR 97601

A copy of this Notice, together with an Affidavit of Mailing shall be recorded.

STATE OF OREGON)

County of Klamath) ss.

On this 1 day of May, 1991, personally appeared before me the above named JAMES R. UERLINGS and acknowledged the above to be his voluntary act and deed.

NOTARY PUBLIC FOR OREGON
My Commission Expires: 9-21-92

PROOF OF MAILING NOTICE OF DEFAULT AND FORFEITURE OF CONTRACT

STATE OF OREGON)
COUNTY OF KLAMATH) ss.

I, James R. Uerlings, being first duly sworn, depose and say: That I am the attorney for The Bank of California, N.A., Seller under a Contract between said parties, The Bank of California, N.A., as Trustee, and ROGER A. MACEK, as buyer. The contract was recorded 12-1-82, in Volume M82, Page 16327, Deed Records, Klamath County, Oregon, covering the following described real property in Klamath County, Oregon:

Lot 1 in Block 6, Mt. Scott Meadow, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

Together with all improvements on said real property presently existing or which may be hereafter added to said real property.

I hereby certify that I mailed by first class mail and by certified mail, return receipt requested a copy of the attached NOTICE OF DEFAULT AND FORFEITURE to the persons listed below, on the date and to the address indicated which was the last known address to the Seller, by placing said NOTICE in a sealed envelope with postage fully paid thereon, and depositing the same in the United States Mail.

ROGER A. MACEK
VP-22
NAS LEEMORE SEA OPDT
Leemore, CA 93246-500

ROGER A. MACEK
6880 W. Fairfield Dr. #37
Pensacola, FL 32506

Dated this 1 day of May, 1991.

SUBSCRIBED and SWORN to before me this 1 day of May, 1991.

NOTARY PUBLIC FOR OREGON
My commission expires: 9-21-92.

AFTER RECORDING RETURN TO:

James R. Uerlings
110 N. 6th Street
Klamath Falls, OR 97601

STATE OF OREGON: COUNTY OF KLAMATH:

Filed for record at request of Klamath County Title Co. the 1st day of May A.D. 19 91 at 3:44 o'clock P. M., and duly recorded in Vol. M91 of Mortgages on Page 8108.

FEE \$8.00

Evelyn Biehn County Clerk

By David M. Muesel

INDEXED

D. V. L. V.

BOIVIN, JONES & UERLINGS
ATTORNEYS AT LAW
110 N. SIXTH STREET
KLAMATH FALLS, OREGON 97601-0215

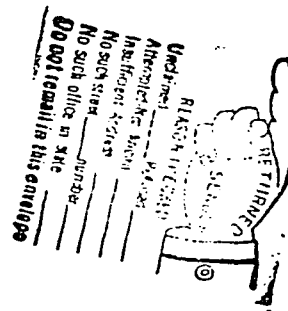
ROGER A. MACEK
6880 W. FAIRFIELD DR. #37
PENSACOLA, FL 32506

ATTEMPTED - NOT KNOWN



NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

RETURN TO SENDER
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

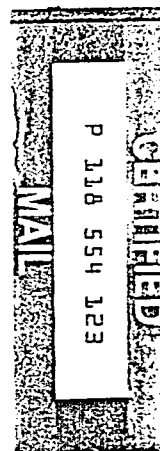


ROGER A. MACEK
6880 W. FAIRFIELD DR. #37
PENSACOLA, FL 32506

NAME *R.A. Macek*
1ST NOTICE *5/14*
2ND NOTICE *5/14*
RETURN *5/21*

RECEIVED JUN - 4 1991

BOIVIN, JONES & UERLINGS
ATTORNEYS AT LAW
110 N. SIXTH STREET
KLAMATH FALLS, OREGON 97601-02



13551

13551-A

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

<p>3. Article Addressed to:</p> <p>Roger A. Naeck UP 32 Mrs Lennore Sea 0801 Lennore, CA 93246-5200</p>		<p>4. Article Number</p> <p>P 118 554 122</p>	
<p>5. Signature - Address</p> <p>X</p>		<p>Type of Service:</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Insured</p> <p><input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Express Mail</p>	
<p>6. Signature - Agent</p> <p>X <i>[Signature]</i></p>		<p>8. Addressee's Address (ONLY if requested and fee paid)</p> <p>JB</p>	
<p>7. Date of Delivery</p> <p>JUNE 3, 1991</p>			

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 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 boxes for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County Title Co. the 11th day
of July A.D., 19 91 at 3:54 o'clock P.M., and duly recorded in Vol. M91
of Mortgages on Page 13549

Evelyn Biehn County Clerk
By Pauline Mueller

FEE \$23.00