

K-43217

## DECLARATION OF FORFEITURE

STATE 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 Farris Findley, as Purchaser. Said Contract was recorded 12-2-82, in Volume M82, page 16749, Deed Records, Klamath County, Oregon, covering the following described real property in Klamath County, Oregon:

Lot 1 in Block 20, Mt. Scott Meadow, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

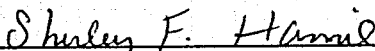
Together with all improvements on said real property presently existing or which may be hereafter added to said property.

A NOTICE OF DEFAULT AND FORFEITURE OF CONTRACT was mailed by first class mail and certified mail, return receipt requested to Purchaser on June 17, 1991. Copies of said NOTICE AND PROOF OF MAILING of said NOTICE are attached hereto.

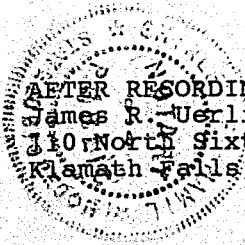
The defaults of the Purchaser under the terms of the contract were not cured with the time period provided in ORS 93.915 and the contract has been forfeited.

  
 JAMES R. UERLINGS #76080

SUBSCRIBED AND SWORN to before me this 20 day of October, 1991.

  
 NOTARY PUBLIC FOR OREGON  
 My Commission Expires: 9-10-93

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



91 OCT 4 AM 11 28

20255

## 1. DESCRIPTION OF CONTRACT:

- (A) PURCHASER: FARRIS FINDLEY  
 (B) SELLER: THE BANK OF CALIFORNIA, N.A., as Trustee  
 (C) CONTRACT RECORDED: 12-2-82, vol. M82, Page 16749, Deed of records of Klamath County, dated 9-23-82  
 (D) AMOUNT AND TERMS OF CONTRACT: \$6000. \$300 down, balance of \$10621.20 at \$88.51 per month starting 11-15-82 until paid including 14% interest per annum.  
 (E) PROPERTY COVERED BY CONTRACT: Lot(s) 1 in Block 20, 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) 91 regular monthly payments at \$88.51 or a total of \$8054.41. (B) Real property taxes in the sum of \$1135.15 plus interest to date.  
 3. SUM OWING ON OBLIGATION: Principal balance of \$5700 with interest at 14% percent per annum from 10-15-82, plus taxes, attorney fees, and foreclosure costs.  
 4. DATE AFTER WHICH CONTRACT FORFEITED IF DEFAULT NOT CURED: 9-30-91  
 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.  
 5. CURE OF DEFAULT TO AVOID FORFEITURE:  
 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 9-30-91. AMOUNT TO CURE: \$9807.56 as of 4-30-91.

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.

JAMES R. UERLINGS OSB #76030  
 Attorney for Seller

STATE OF OREGON

County of Klamath

ss.

On this 13 day of June, 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: 1-11-94

## 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 FARRIS FINDLEY, as buyer. The contract was recorded 12-2-82, in Volume M82, Page 16749, Deed Records, Klamath County, Oregon, covering the following described real property in Klamath County, Oregon:

Lot(s) 1 in Block 20, 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.

FARRIS FINDLEY  
 91-702 KILIPOE STREET  
 EWA BEACH, HI 96706-2723

Dated this 17 day of June, 1991.

JAMES R. UERLINGS

SUBSCRIBED and SWORN to before me this 17 day of June, 1991.

NOTARY PUBLIC FOR OREGON  
 My commission expires: 1-11-94



STATE OF OREGON: COUNTY OF KLAMATH:

Filed for record at request of \_\_\_\_\_ KCTC \_\_\_\_\_ the \_\_\_\_\_ day  
 of June A.D. 19 91 at 1:22 o'clock P. M., and duly recorded in Vol. 891  
 of \_\_\_\_\_ of Mortgages on Page 11460  
 Evelyn Biehn County Clerk  
 By Dorothy Miller

FEE

INDEXED

20256

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

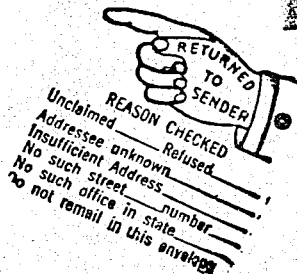
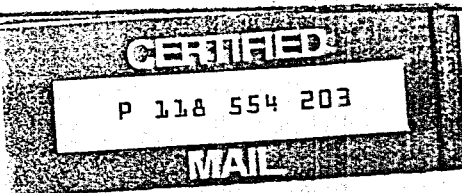
RECEIVED JUN 25 1991

Farris Findley  
91-702 Kilipoe Street  
Ewa Beach, HI 96706-2723

FIND702 967063007 1391 06/22/91

FINDLEY  
MOVED LEFT NO ADDRESS  
UNABLE TO FORWARD  
RETURN TO SENDER

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



Farris Findley  
91-702 Kilipoe Street  
Ewa Beach, HI 96706-2723

MOVED, LEFT NO ADDRESS

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of KCTC the 4th day  
of October A.D., 19 91 at 11:28 o'clock A. M., and duly recorded in Vol. M91  
of Mortgages on Page 20254

Evelyn Biehn, County Clerk

FEE \$18.00

By Carol Mullen