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## NOTICE OF DEFAULT AND FORFEITURE

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

22667
20231

1. DESCRIPTION OF CONTRACT:
(A) PURCHASER: ROBERT K. TOLMAN & SHARON E. TOLMAN
(B) SELLER: THE BANK OF CALIFORNIA, N.A., as Trustee
(C) CONTRACT RECORDED: 3-30-83, vol. M83, Page 4694, Deed of records of Klamath County, dated 1-29-83
(D) AMOUNT AND TERMS OF CONTRACT: $12000. $600 down, balance of $19627.20 at $163.56 per month starting 4-15-83 until paid including 12% interest per annum.
(E) PROPERTY COVERED BY CONTRACT: Lot(s) 10 and 12 in Block 24, 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) 64 regular monthly payments at $163.56 or a total of $10467.84. (B) Real property taxes in the sum of $1985.76 plus interest to date.
3. SUM OWING ON OBLIGATION: Principal balance of $10375.41 with interest at 12% percent per annum from 4-20-85, 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: $13071.60 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 )
                ) ss.
County of Klamath )

On this 14th 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 )
                ) ss.
COUNTY OF KLAMATH )

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 ROBERT K. TOLMAN & SHARON E. TOLMAN, as buyer. The contract was recorded 3-30-83, in Volume M83, Page 4694, Deed Records, Klamath County, Oregon, covering the following described real property in Klamath County, Oregon:

Lot(s) 10 and 12 in Block 24, 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.
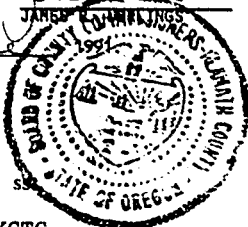
ROBERT K. TOLMAN & SHARON E. TOLMAN
4755-C EAST EKAHI WAY
EWA BEACH, HI 96706

Dated this 14th day of June, 1991.

_____
JAMES R. UERLINGS

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

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

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____ KCTC _____ the ___17th___ day
of ___June___ A.D., 19 _91_ at __1:23__ o'clock _P._ M., and duly recorded in Vol. __M91__,
of ___Mortgages___ on Page __11469__.

Evelyn Biehn     County Clerk
By _____

FEE    $8.00      INDEXED