

ASPEN 38735
NOTICE OF DEFAULT AND ELECTION TO SELL

This notice of default is given pursuant to ORS 86.735:

- 1) PARTIES: GRANTOR: James D. Orr and Ellen Orr
ORIGINAL TRUSTEE: Farmers Home Administration, United States
Department of Agriculture, acting through the
State Director of the Farmers Home Administration
for the State of Oregon
ORIGINAL BENEFICIARY: United States of America, acting through the
Farmers Home Administration, United States
Department of Agriculture
- 2) DESCRIPTION OF PROPERTY COVERED BY THE TRUST DEED:
Lot 2 in Block 1, Tract 1137, MEADOWGLENN, according to the official plat thereof on file in the office of the
county clerk of Klamath County, Oregon.
The real property is known as: 3018 Bryant Avenue
Malin, OR 97632
- 3) RECORDING: The Trust Deed was recorded on June 25, 1990, Book M-90, Page 12392 and Fee No. 16652,
Official Mortgage records in the clerk's office of Klamath County, Oregon.
- 4) DEFAULT FOR WHICH FORECLOSURE IS MADE: Grantor is in default and Beneficiary seeks to foreclose the
Trust Deed for failure to pay 4 monthly payments of \$368.00 each as of July 8, 1992 and failure to pay each
monthly payment due afterwards, plus failure to pay real property taxes when due.
- 5) SUM OWING ON OBLIGATION SECURED BY TRUST DEED: Beneficiary has declared all amounts owing on
the obligation secured by the Trust Deed immediately due and payable. The sum owing on the obligation
secured by the Trust Deed is \$47,278.89, as of July 8, 1992, plus, from that date until paid, accrued and
accruing interest at the rate of 8.75 percent per year, plus any late charges, foreclosure costs, trustee fees,
attorney fees, sums required for protection of the property and additional sums secured by the Trust Deed.
- 6) ELECTION TO SELL: Take notice that Beneficiary and Trustee have elected to sell the property to satisfy the
obligations secured by the Trust Deed and to satisfy the expenses of the sale, including without limitation the
compensations of the Trustee as provided by law and reasonable attorney's fees, pursuant to ORS 86.705 to
86.795.
- 7) SALE: The sale shall be held:
On the Date: February 11, 1993
At the Time: 9:30 a.m. in accordance with the standard of time established by ORS 187.110.
At the Place: Front Entrance of the Klamath County Courthouse

After Recording return to:
Oregon title Insurance
1515 SW 5th # 840
Portland, OR 97201
Attn: Johanna

- 8) RIGHT TO DISMISSAL AND REINSTATEMENT: Take notice that any person named in ORS 86.753 has the right, at any time prior to five (5) days before the date last set for the sale, to have this foreclosure proceeding dismissed and the Trust Deed reinstated by payment to the Beneficiary, or the Beneficiary's successor in interest, of the entire amount then due (other than such portion of the principal as would not then be due had no default occurred) and by curing any other default of the Trust Deed that is capable of being cured, by tendering the performance required under the obligation or Trust Deed, and in addition to paying the sums or tendering the performance necessary to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and Trust Deed, together with trustee's and attorney's fees not exceeding the amounts provided by ORS 86.753.
- 9) CERTIFICATION: The undersigned certifies that no assignment of the Trust Deed by the Trustee or by the Beneficiary and no appointment of a Successor Trustee has been made except as recorded in the Mortgage Records of the county or counties in which the described property is situated, and the undersigned certifies that no action has been instituted to recover the debt or any part of the debt now remaining secured by the Trust Deed, or, if action has been instituted, the action has been dismissed, except as permitted under ORS 86.735(4).
- 10) PERSONS CLAIMING LIEN OR INTEREST: Other than as shown of record, neither the Beneficiary nor the Trustee has any actual notice of (a) any person having or claiming to have in or upon the described property any lien or interest subsequent to the lien of and interest under the Trust Deed, or (b) of any successor in interest to the Grantor or of any lessee or other person in possession of or occupying the property.

21466

DATED this 16th day of September 1992

Oregon Title Insurance Company, Successor Trustee

C. Cleveland Abbe
C. Cleveland Abbe, Senior Vice President

STATE OF OREGON

County of Multnomah

)
) ss.
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This instrument was acknowledged before me on September 16th, 1992 by C. Cleveland Abbe, Senior Vice President of Oregon Title Insurance Company on behalf of the corporation.



Johanna Spielman
NOTARY PUBLIC FOR OREGON

My Commission Expires: _____

AFTER RECORDING RETURN TO:

Oregon Title Insurance Co.
Trustee's Sale Foreclosure Dept.
1515 SW 5th Ave. Suite 840
Portland, OR 97201

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 18th day
of September A.D., 19 92 at 1:51 o'clock P M., and duly recorded in Vol. M92
of Mortgages on Page 21464.

FEE \$20.00

Evelyn B. Behn County Clerk

By Bernetha Hetsch