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TRUSTEE'S AFFIDAVIT AS TO NON-OCCUPANCY

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STATE OF OREGON,

County of KLAMATH

ss.

I, ANDREW A. PATTERSON/SECRETARY OF ASPEN TITLE & ESCROW, INC.
being first duly sworn, depose, say and certify that:

I am the JERRY A. BRISCOE and LINDA J. BRISCOE, husband and wife trustee in that certain trust deed executed and delivered by
to ASPEN TITLE & ESCROW, INC as grantor
in which ROBERT V. WETHERN, SR. as trustee,
is beneficiary, recorded on June 27, 19 91, in the mortgage records of KLAMATH
County, Oregon, in book XXXXXXX No. M91, at page 12275 or as fee XXXXXXX
No. 31185 (indicate which), covering the following described real property situated in said county:

Lot 8, Block 58, KLAMATH FALLS FOREST ESTATES, HIGHWAY 66 UNIT, PLAT 2

See attached Trustee's Notice of Sale

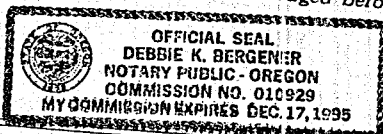
I hereby certify that on March 15th, 19 93, the above described real property was not occupied.
The word "trustee" as used in this affidavit means any successor-trustee to the trustee named in the trust deed
first mentioned above.

Andrew A. Patterson
ANDREW A. PATTERSON

Trustee

Subscribed, sworn to and acknowledged before me this 15th day of March, 19 93.

(SEAL)



Debbie K. Bergener

Notary Public for Oregon

My Commission expires: 12-17-95

TRUSTEE'S AFFIDAVIT
AS TO NON-OCCUPANCY

RE: Trust Deed from

Grantor

to

Trustee

AFTER RECORDING RETURN TO

ASPEN TITLE & ESCROW, INC
ATTN: FORECLOSURE DEPARTMENT

(DON'T USE THIS
SPACE; RESERVED
FOR RECORDING
LABEL IN COUNTIES
WHERE USED.)

STATE OF OREGON,

County of _____ } ss.

I certify that the within instrument
was received for record on the _____ day
of _____, 19 _____,
at _____ o'clock _____ M., and recorded
in book/reel/volume No. _____ on
page _____ or as fee/file/instru-
ment/microfilm/reception No. _____
Record of Mortgages of said County.
Witness my hand and seal of
County affixed.

NAME

By _____

TITLE

Deputy

04039048

TRUSTEE'S NOTICE OF SALE

5380

Reference is made to that certain trust deed made by JERRY A. BRISCOE and LINDA J. BRISCOE, husband and wife as tenants by the entirety, as grantor, to ASPEN TITLE & ESCROW, INC., as trustee, in favor of ROBERT V. WETHERN, SR., as beneficiary, dated June 1, 1991, recorded June 27, 1991, in the mortgage records of Klamath County, Oregon, in book/reel/volume No. M-91 at page 12275, or as fee/file/instrument/microfilm/reception No. 31185 (indicate which), covering the following described real property situated in said county and state, to-wit:

Lot 8, Block 58, KLAMATH FALLS FOREST ESTATES, HIGHWAY 66 UNIT, PLAT 2

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and a notice of default has been recorded pursuant to Oregon Revised Statutes 86.735(3); the default for which the foreclosure is made is grantor's failure to pay when due the following sums:

Monthly installments of \$74.74 for the months of March, April, May, June, July, August, September and October 1992; and subsequent installments of like amounts; subsequent amounts for assessments due under the terms and provisions of the Note and Trust Deed.

By reason of said default the beneficiary has declared all sums owing on the obligation secured by said trust deed immediately due and payable, said sums being the following, to-wit:

\$3,076.53 plus interest and late charges, thereon from February 8, 1992 at the rate of TEN AND ONE-HALF (10.5%) PER CENT PER ANNUM until paid and all sums expended by the Beneficiary pursuant to the terms and provisions of the Note and Trust Deed.

WHEREFORE, notice hereby is given that the undersigned trustee will on March 5, 1992, at the hour of 2:00 o'clock, PM., in accord with the standard of time established by ORS 187.110, at In the Lobby of Aspen Title & Escrow, Inc., 525 Main Street in the City of Klamath Falls, County of Klamath, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by grantor of the said trust deed, together with any interest which the grantor or grantor's successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that any person named in ORS 86.753 has the right, at any time prior to five 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 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 complained of herein that is capable of being cured by tendering the performance required under the obligation or trust deed, and in addition to paying said 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 said ORS 86.753. In construing this notice, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as any other person owing an obligation, the performance of which is secured by said trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED November 20, 1992

ASPEN TITLE & ESCROW, INC.

By [Signature]
Assistant Secretary ~~Trustee~~

State of Oregon, County of Klamath

ss: Assistant Secretary

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named trustee and that the foregoing is a complete and exact copy of the original trustee's notice of sale.

[Signature]
Assistant Secretary ~~Attorney~~ for said Trustee

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title Co the 16th day of March A.D., 19 93 at 10:27 o'clock A M., and duly recorded in Vol. M93 of Mortgages on Page 5379

FEE \$15.00

Evelyn Biehn County Clerk

By [Signature]