

FORM No. 240—DEED—ESTOPPEL (In lieu of foreclosure) (Individual or Corporate).

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ESTOPPEL DEED

ATC #04042794

THIS INDENTURE between Richard L. Mendiola and Ma. Wendy F. Mendiola, hereinafter called the first party, and FN Realty Services, Inc., a California Corporation, hereinafter called the second party; **WITNESSETH:** Trustee

Whereas, the title to the real property hereinafter described is vested in fee simple in the first party, subject to the lien of a mortgage or trust deed recorded in the mortgage records of the county hereinafter named, in book/reel/volume No. M-90 at page 17096 thereof and/or as fee/file/instrument/microfilm/reception No. _____ (state which), reference to those records hereby being made, and the notes and indebtedness secured by the mortgage or trust deed are now owned by the second party, on which notes and indebtedness there is now owing and unpaid the sum of \$ 7,558.94, the same being now in default and the mortgage or trust deed being now subject to immediate foreclosure, and whereas the first party, being unable to pay the same, has requested the second party to accept an absolute deed of conveyance of the property in satisfaction of the indebtedness secured by the mortgage and the second party does now accede to that request.

NOW, THEREFORE, for the consideration hereinafter stated (which includes the cancellation of the notes and indebtedness secured by the mortgage or trust deed and the surrender thereof marked "Paid in Full" to the first party), the first party does hereby grant, bargain, sell and convey unto the second party, second party's heirs, successors and assigns, all of the following described real property situated in Klamath County, State of Oregon, to-wit:

Lot 1, Block 38, Tract 1184, OREGON SHORES UNIT #2, FIRST ADDITION, in the County of Klamath, State of Oregon.

CODE 118 MAP 3507-17BB TL 3000

together with all of the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining;

(CONTINUED ON REVERSE SIDE)

Richard and Ma Wendy Mendiola	
P.O. Box 10895	
Tamuning, Guam 96931	
Grantor's Name and Address	
FN Realty Services, Inc.	
116 N. Maryland, Lower Level	
Glendale, CA 91206	
Grantee's Name and Address	
After recording return to (Name, Address, Zip):	
Robert M. Perla	
1922 Stradella Road	
Los Angeles, CA 90077	
Until requested otherwise send all tax statements to (Name, Address, Zip):	
Weststar Loan Servicing, Inc.	
116 N. Maryland, Lower Level	
Glendale, CA 91206	

SPACE RESERVED
FOR
RECORDER'S USE

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 _____ and/or as fee/file/instrument/microfilm/reception No. _____, Record of Deeds of said County.

Witness my hand and seal of County affixed.

NAME _____ TITLE _____
By _____, Deputy



TO HAVE AND TO HOLD the same unto the second party, second party's heirs, successors and assigns forever.

And the first party, for first party and first party's heirs and legal representatives, does covenant to and with the second party, second party's heirs, successors and assigns, that the first party is lawfully seized in fee simple of the property, free and clear of incumbrances except the mortgage or trust deed and further except Taxes 91-92, 92-93, 93-94 and 94-95. Liens recorded in M-91-21174 10-10-91, M-92-26271 11-6-92 and M-94-5098 2-16-94

that the first party will warrant and forever defend the above granted premises, and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, other than the liens above expressly excepted; that this deed is intended as a conveyance, absolute in legal effect as well as in form, of the title to the premises to the second party and all redemption rights which the first party may have therein, and not as a mortgage, trust deed or security of any kind; that possession of the premises hereby is surrendered and delivered to the second party; that in executing this deed the first party is not acting under any misapprehension as to the effect thereof or under any duress, undue influence, or misrepresentation by the second party, or second party's representatives, agents or attorneys; that this deed is not given as a preference over other creditors of the first party and that at this time there is no person, co-partnership or corporation, other than the second party, interested in the premises directly or indirectly, in any manner whatsoever, except as set forth above.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 7,558.94

Ⓢ However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which) Ⓢ part of the

In construing this instrument, it is understood and agreed that the first party as well as the second party may be more than one person; that if the context so requires the singular pronoun includes the plural and that all grammatical changes shall be made, assumed and implied to make the provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the first party above named has executed this instrument; if first party is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

Dated 3/28/95, 1995

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Richard L. Mendiola
ma. wendy f. mendiola

STATE OF OREGON, County of) ss.

This instrument was acknowledged before me on 19

by This instrument was acknowledged before me on 19

by as of

Territory of Guam

SS. Notary Public for Oregon

My commission expires

On this 28th day of March, in the year 1995,

NOTE: The signature of the Notary Public must be deleted. See Oregon Notary Public, personally appeared RICHARD L. MENDIOLA and MA. WENDY F. MENDIOLA, personally known to me to be the persons whose names are subscribed to this instrument, and acknowledged that they executed it.

WITNESS my hand and official seal.

Elizabeth C. Hines

ELIZABETH C. HINES
NOTARY PUBLIC

In and for the Territory of Guam, U.S.A.
My Commission Expires: June 1, 1997
P.O. BOX 9399 Tamuning, Guam 96831



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 5th day of May A.D., 19 95 at 3:39 o'clock P M., and duly recorded in Vol. M95 of Deeds on Page 11802

FEE \$35.00

Bernetha G. Letsch, County Clerk

Bernetha G. Letsch