

BOARD OF COUNTY COMMISSIONERS

KLAMATH COUNTY, OREGON

AFFIDAVIT

I, Dave Henzel, Chairman (Acting Chairman) of the Klamath County Board of Commissioner's, being first duly sworn, say:

1. By Order No. 96-056, dated November 1, 1995, In the Matter of Cancellation of a Contract with David Eugene Powell, which is attached hereto and incorporated herein, the Klamath County Board of Commissioner's cancelled the Contract with David Eugene Powell. This Contract dated, September 10, 1991, between Klamath County and David Eugene Powell was cancelled and declared null and void in accordance with Section 7 of this Contract for failure to pay (taxes and) past due payment(s) of \$771.41.

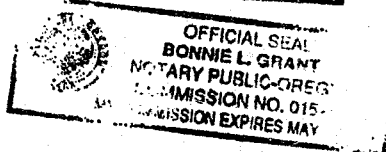
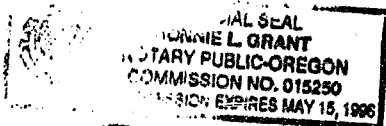
2. The Order was served in accordance with ORS 275.220 on November 8, 1995, and David Eugene Powell was given twenty (20) days to appeal the Order.

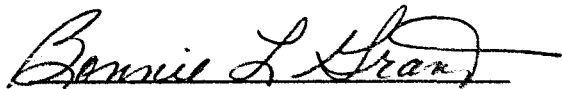
3. The time for David Eugene Powell to respond has expired and no appeal has been received.

DONE and DATED this 7th day of December, 1995.


Dave Henzel, County Commissioner

SUBSCRIBED and sworn to before me this 8th day of December, 1995.




Notary Public for Oregon
My Commission Expires May 15, 1996

BOARD OF COUNTY COMMISSIONERS
KLAMATH COUNTY, OREGON

34656

IN THE MATTER OF THE CANCELLATION OF A)
CONTRACT WITH DAVID EUGENE POWELL)ORDER 96- 056

WHEREAS, David Eugene Powell entered into an agreement with Klamath County on September 10, 1991, for the purchase of a parcel being described as:

Lot 6, Block 19, Klamath Falls Forest Estates Highway 66 Unit Plat
No. 1, Klamath County, Oregon.

for the sum of \$1,500.00 with the sum of \$375.00 being paid as a down payment the day of the sale and with the sum of \$342.89 being paid as the first annual installment due on the agreement; and

WHEREAS, David Eugene Powell did not make the timely payment as required by Section 7 of the Land Sale Contract, and is now in default under the term of the Land Sale Contract; and

WHEREAS, on September 12, 1995, a certified letter was mailed to David Eugene Powell requesting that the annual installment be paid current on the property and the return receipt was received on October 13, 1995; and

WHEREAS, no payment has been made and the Land Sale Contract is now in DEFAULT.

NOW, THEREFORE, IT IS HEREBY ORDERED, that the Land Sale Contract between Klamath County and David Eugene Powell dated September 10, 1991, is hereby declared null and void. A certified copy of this Order shall be mailed certified to David Eugene Powell at his/her last known address being: P.O. Box 294; 12871 Golden Eagle Drive, Bonanza, Oregon 97623.

NOTE: PURSUANT TO ORS 275.220 WITHIN TWENTY (20) DAYS AFTER THE SERVICE OF THIS ORDER OF CANCELLATION YOU MAY APPEAL FROM SUCH ORDER TO THE CIRCUIT COURT OF KLAMATH COUNTY. FAILURE TO APPEAL SHALL BECOME ABSOLUTE AND THE REAL PROPERTY SO FORFEITED AGAIN MAY BE SOLD, WITHOUT NOTICE.

DONE and DATED this 18th day of Nov, 1995.

BOARD OF COUNTY COMMISSIONERS

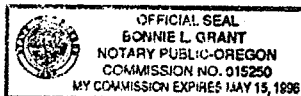
Clifton H. McMillan, III
Clifton H. McMillan, III, Chairman

Out of Office Today

F. Jean Elzer, County Commissioner

Dave Henzel
Dave Henzel, County Commissioner

SUBSCRIBED and SWORN to before me this 18th day of November, 1995.



Bonnie L. Grant
Notary Public of Oregon
My Commission Expires May 15, 1996

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 8th day
of November A.D., 19 95 at 2:57 o'clock P M., and duly recorded in Vol. M95
of Deeds on Page 30577

FEE No Fee

INDEXED

By Bernetha G. Letsch
Bernetha G. Letsch, County Clerk

Return: Klamath County

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 20th day
of Dec A.D., 19 95 at 2:50 o'clock P M., and duly recorded in Vol. M95
of deeds on Page 34655

FEE none

By Bernetha G. Letsch
Bernetha G. Letsch, County Clerk