

## TRUSTEE'S DEED

THIS INSTRUMENT, made this 20th day of November, 1997, between William L. Sisemore, hereinafter called trustee, and Bruce E. Brink, hereinafter called second party:

## WITNESSETH:

RECITALS: James A. Wood, Jr., as grantor, executed and delivered to Aspen Title & Escrow, Inc., as trustee, for the benefit of Ethel Stranske, as beneficiary, a certain trust deed dated September 11, 1993, duly recorded on October 8, 1993, in the mortgage records of Klamath County, Oregon, in book real volume No. 1193 at page 26299. In said trust deed the real property therein and hereinafter described was conveyed by said grantor to said trustee to secure, among other things, the performance of certain obligations of the grantor to the said beneficiary. The said grantor thereafter defaulted in grantor's performance of the obligations secured by said trust deed as stated in the notice of default hereinafter mentioned and such default still existed at the time of the sale hereinafter described.

On account of said default, the owner and holder of the obligations secured by said trust deed, being the beneficiary therein named, or beneficiary's successor in interest, declared all sums so secured immediately due and owing; a notice of default, containing an election to sell the real property and to foreclose said trust deed by advertisement and sale to satisfy grantor's said obligations was recorded in the mortgage records of said county on July 14, 1997, in book real volume No. 1197, at page 23012 thereof, to which reference is now made.

After the recording of said notice of default, as aforesaid, the undersigned trustee gave notice of the time and place of sale of said real property as fixed by the trustee and as required by law: copies of the Trustee's Notice of Sale were served pursuant to ORCP 7D.(3) or mailed by first class and certified mail with return receipt requested, to the last-known address of the persons or their legal representatives, if any, named in ORS 86.740(1) and (2)(a), at least 120 days before the date the property was sold, and the Trustee's Notice of Sale was mailed by first class and certified mail with return receipt requested, to the last-known address of the guardian, conservator or administrator executor of any person named in ORS 86.740(1), promptly after the trustee received knowledge of the disability, insanity or death of any such person; the Notice of Sale was served upon occupants of the property described in the trust deed in the manner in which a summons is served pursuant to ORCP 7D.(2) and 7D.(3) at least 120 days before the date the property was sold, pursuant to ORS 86.750(1). Further, the trustee published a copy of said notice of sale in a newspaper of general circulation in each county in which the said real property is situated, once a week for four successive weeks; the last publication of said notice occurred more than twenty days prior to the date of such sale. The mailing service and publication of said notice of sale are shown by one or more affidavits or proofs of service duly recorded on or prior to the date of sale in the official records of said county, said affidavits and proofs, together with the said notice of default and election to sell and the trustee's notice of sale, being now referred to and incorporated in and made a part of this trustee's deed as fully as if set out herein verbatim. The undersigned trustee has no actual notice of any person, other than the persons named in said affidavits and proofs as having or claiming a lien on or interest in said described real property, entitled to notice pursuant to ORS 86.740(1)(b) or (1)(c).

Pursuant to said notice of sale, the undersigned trustee on November 20, 1997, at the hour of four o'clock A.M., of said day, in accord with the standard of time established by ORS 86.710, and at the place so fixed for sale, as aforesaid, in full accordance with the laws of the state of Oregon and pursuant to the powers conferred upon said trustee by said trust deed, sold said real property in one parcel at public auction to the second party for the sum of \$25,607.64, said second party being the highest and best bidder at such sale and said sum being the highest and best sum bid for said property. The true and actual consideration paid for this transfer is the sum of \$25,607.64.

NOW THEREFORE, in consideration of the said sum so paid by the second party in cash, the receipt whereof is acknowledged, and by the authority vested in said trustee by the laws of the state of Oregon and by said trust deed, the trustee does hereby convey unto the second party all interest which the grantor had or had the power to convey at the time of grantor's execution of said trust deed, together with any interest the said grantor or grantor's successors in interest acquired after the execution of said trust deed in and to the following described real property, to-wit:

A parcel of land in the SW 1/4 of the NW 1/4 of Section 1, Township 39 South, Range 9 East of the Willamette Meridian, in the county of Klamath, State of Oregon, more particularly described as follows: BEGINNERS at a point where the southerly right of way line of Climax Avenue intersects the easterly right of way line of Ogden Street; thence East along said southerly right of way line of Climax Avenue a distance of 129.43 feet to an iron pin; thence South 3 degrees 23' East 11.81 feet to an iron pin; thence South 89 degrees 10' West 129.43 feet to an iron pin; thence North along the easterly right of way line of Ogden Street 73.43 feet to the point of beginning, said parcel being Parcel A of Minor Land Partition No. 80-105. Code 42-150-120-110-120.

SUBJECT: to redemption rights of the Internal Revenue Service;  
real property taxes for the years 1994-95; 1995-96; 1996-97 and 1997-98.

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

In construing this instrument the word "grantor" includes any successor in interest to the grantor as well as each and all other persons owing an obligation, the performance of which is secured by said trust deed; the word "trustee" includes any successor trustee, the word "beneficiary" includes any successor in interest of the beneficiary first named above, and the word "person" includes corporation and any other legal or commercial entity.

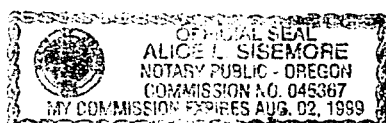
THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

IN WITNESS WHEREOF, the undersigned trustee has hereunto executed this document.

William L. Sisemore  
William L. Sisemore, Successor Trustee

STATE OF OREGON, County of Klamath ) ss

This instrument was acknowledged before me on November 20, 1997, by William L. Sisemore.



Alice L. Sisemore  
Notary Public for Oregon  
My Commission Expires: 08/02/99

STATE OF OREGON

ss

County of Klamath

I certify that the within instrument was received for record on the 20th day of November, 1997, at 1:36 o'clock P.M., and recorded in book H97 on page 38127 or as file/reel number 48886. Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Bernetha G. Letsch, Co. Clerk  
Recording Officer

BY Kathleen Roes  
Deputy

Fee: \$35.00

After recording return to:  
Bruce E. Brink  
1643 Manzanita  
Klamath Falls, OR 97601  
Until a change is requested,  
send tax statements to:  
same as above