

TRUSTEE'S AFFIDAVIT AS TO NON-OCCUPANCY

Re: Trust Deed From:

Joe & Eleanor Victor; Grantor

To:

Andrew P. Ositis, Trustee;
Successor Trustee, Brand: A. Himler

AFTER RECORDING RETURN TO:

R. Kevin Hendrick; Atty at Law
1223 Edgewater NW, Salem, OR 97304

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

First American Title

on this 23rd day of February A.D., 1998
at 3:13 o'clock P.M. and duly recorded
in Vol. M98 of Mortgages Page 5826

Bernetha G. Letsch, County Clerk

By *Brandt A. Himler*

Fee. \$10.00

Deputy

K-51950
TRUSTEE'S AFFIDAVIT AS TO NON-OCCUPANCY

STATE OF OREGON)

County of Polk)

ss.

I, BRANDT A. HIMLER, being first duly sworn, depose, and say and certify that:

I am the Successor Trustee in that certain trust deed executed and delivered by JOE H. VICTOR and ELEANOR D. VICTOR, as grantor, to ANDREW P. OSITIS; Successor Trustee, BRANDT A. HIMLER, as trustee, in favor of WILLIAM BARRY and IRENE BARRY, as beneficiary, dated the 27th day of December, 1996, and recorded the 6th day of January, 1997 in the microfilm mortgage records of Klamath County, Oregon in Volume M97, Page 206, covering the following described real property situated in the above-mentioned county and state, to-wit:

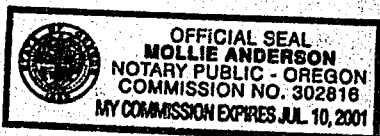
Lot 28 and 29 in Block 21 of Industrial Addition to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

I hereby certify that on the 19th day of February, 1998, the above described real property was not occupied.

As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity.

Brandt A. Himler
Brandt A. Himler

SUBSCRIBED and SWORN to before me on this 19th day of February, 1998, by Brandt A. Himler, Successor Trustee.



Mollie Anderson
NOTARY PUBLIC FOR OREGON
My Commission Expires July 10, 2001