

NT

02 APR 24 4:51:11

NEAL G. BUCHANAN
435 OAK AVE.
KLAMATH FALLS, OR 97601

Successor Trustee's Name and Address
THE WEST 1994 FAMILY TRUST
RAY WEST, TRUSTEE, 5911 Henley
Rd., Klamath Falls, OR 97603
Second Party's Name and Address

After recording, return to (Name, Address, Zip):
NEAL G. BUCHANAN
435 OAK AVE.
KLAMATH FALLS, OR 97601

Until requested otherwise, send all tax statements to (Name, Address, Zip):
THE WEST 1994 FAMILY TRUST
RAY WEST, TRUSTEE
5911 Henley Rd.
Klamath Falls, Oregon 97603

Vol M02 Page 24119

State of Oregon, County of Klamath
Recorded 04/24/2002 9:11 a m.
Vol M02, Pg 24119-22
Linda Smith, County Clerk
Fec \$ 36⁰⁰ # of Pgs 4

TRUSTEE'S DEED

THIS INDENTURE, Made this 23rd day of April, 2002 ~~xxx~~, between Neal G. Buchanan, Successor Trustee, hereinafter called trustee, and The West 1994 Family Trust, Ray West, Trustee, hereinafter called the second party; WITNESSETH:

RECITALS: Ray West*, as grantor, executed and delivered to Aspen Title & Escrow, Inc. * *, as trustee, for the benefit of Alfran, Inc. * * * signed March 19, 1999, as beneficiary, a certain trust deed dated March, 1999, recorded March 19, 1999, in the Records of Klamath County, Oregon, in book/file/volume No. M99 at page 9868, and/or as fee/file/instrument/microfilm/reception No. 76591 (indicate which). In that trust deed, the real property therein and hereinafter described was conveyed by the grantor to the trustee to secure, among other things, the performance of certain obligations of the grantor to the beneficiary. The grantor thereafter defaulted in performance of the obligations secured by the trust deed as stated in the notice of default hereinafter mentioned, and such default still existed at the time of the sale hereinafter described.

By reason of the default, the owner and holder of the obligations secured by the trust deed, being the beneficiary therein named, or the 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 the trust deed by advertisement and sale to satisfy the asserting grantor's obligations was recorded on December 13, 2001, ~~xx~~, in the Records of Klamath County, in book/file/volume No. M01 at page 63888, and/or as fee/file instrument/microfilm/reception No. _____ (indicate which), to which reference now is made.

After recording the notice of default, the undersigned trustee gave notice of the time for and place of sale of the real property, as fixed by the trustee and as required by law. Copies of the notice of sale were served pursuant to ORCP 7 D. (2) and 7 D. (3), or mailed by both first class and certified mail with return receipt requested, to the last known addresses of the persons or their legal representatives, if any, named in ORS 86.740 (1) and 86.740 (2)(a), at least 120 days before the date the property was sold. A copy of the notice of sale was mailed by first class and certified mail with return receipt requested to the last known address of the fiduciary or personal representative 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. Copies of the notice of sale were served upon occupants of the property described in the trust deed in the manner in which a summons is served pursuant to ORCP 7 D. (2) and 7 D. (3) at least 120 days before the date the property was sold, pursuant to ORS 86.750 (1). If the foreclosure proceedings were stayed and released from the stay, copies of an amended notice of sale in the form required by ORS 86.755 (6) were mailed by registered or certified mail to the last known addresses of those persons listed in ORS 86.740 and 86.750 (1) and to the address provided by each person who was present at the time and place set for the sale which was stayed within 30 days after the release from the stay. The trustee published a copy of the notice of sale in a newspaper of general circulation in each county in which the real property is situated once a week for four successive weeks. The last publication of the notice occurred more than twenty days prior to the date of sale. The mailing, service and publication of the notice of sale are shown by affidavits and/or proofs of service duly recorded prior to the date of sale in the county records, those affidavits and proofs, together with the Notice of Default and Election to Sell and the notice of sale, being now referred to and incorporated in and made a part of this deed as if fully set forth herein. The undersigned trustee has no actual notice of any person, other than the persons named in those affidavits and proofs as having or claiming a lien on or interest in the real property, entitled to notice pursuant to ORS 86.740 (1)(b) or (1)(c).

The true and actual consideration for this conveyance is \$ 20,040.77. (Here comply with ORS 93.030.)

(OVER)

77150



The undersigned trustee, on April 23, 2002 ~~xxx~~, at the hour of 1:00 o'clock, P.M., in accord with the standard of time established by ORS 187.110, (which was the day and hour to which the sale was postponed as permitted by ORS 86.755 (2)) (which was the day and hour set in the amended notice of sale)* and at the place so fixed for sale, in full accordance with the laws of the State of Oregon and pursuant to the powers conferred upon the trustee by the trust deed, sold the real property in one parcel at public auction to the second party for the sum of \$ 20,040.77, the second party being the highest and best bidder at the sale, and that sum being the highest and best bid for the property.

NOW, THEREFORE, in consideration of that sum so paid by the second party in cash, the receipt whereof is acknowledged, and by the authority vested in the trustee by the laws of the State of Oregon and by the 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 the trust deed, together with any interest the grantor or grantor's successors in interest acquired after the execution of the trust deed in and to the following described real property, to-wit:

See Exhibit A Legal Description attached hereto and incorporated by reference herein as if fully set forth.

- *By Bargain and Sale Deed dated July 1, 1999 and recorded July 2, 1999 at Vol. M99, Page 26599, grantor Ray West conveyed to Glen River Homes, Inc. (an Oregon corp)
- **By Appointment of Successor Trustee dated October 25, 2001 and recorded October 25, 2001 at Vol. M01, Page 54261, Neal G. Buchanan, Attorney at Law, was appointed as Successor Trustee.
- ***By Assignment of Beneficiary dated October 5, 2001 and recorded October 22, 2001 at Vol. M01, Page 53496, the beneficiary's interest in the subject Trust Deed was assigned to The West 1994 Family Trust, Ray West, Trustee.

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

In construing this instrument, and whenever the context so requires, the singular includes the plural; "grantor" includes any successor in interest to the grantor, as well as each and every other person owing an obligation, the performance of which is secured by the trust deed; "trustee" includes any successor trustee; "beneficiary" includes any successor in interest of the beneficiary first named above; and "person" includes a corporation and any other legal or commercial entity.

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

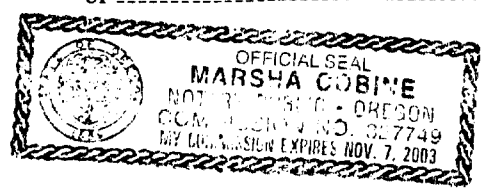
Neal G. Buchanan

NEAL G. BUCHANAN, Successor Trustee

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.

* Delete words in parentheses if inapplicable.

STATE OF OREGON, County of Klamath) ss.
 This instrument was acknowledged before me on April 23, 2002 ~~xxx~~,
 by Neal G. Buchanan
 This instrument was acknowledged before me on _____, 19____,
 by _____
 as _____
 of _____



Marsha Cobine
 Notary Public for Oregon
 My commission expires 11-7-03

EXHIBIT "A"

A tract of land being a portion of Lots 11, 12 and 13, Block 7, NORTH BLY, in the County of Klamath, State of Oregon, more particularly described as follows:

Beginning at the most Northerly corner of Lot 11 of said Block 7; said point being on the Southerly boundary of the Klamath Falls-Lakeview Highway; thence Southwesterly along the Northerly boundary of said Lot 11, 159.0 feet to the most Westerly corner thereof; thence South 28 degrees 53' West along the Westerly boundary of said Lot 11, 64.2 feet to a point; thence South 89 degrees 52' East 106.1 feet to a point; thence South 1 degree 13' West 50 feet to a point on the South line of said Lot 13; thence East along the South line of said Lot 13 to the West boundary of a tract of land conveyed to C. I. Svensgaard, et ux., by deed recorded September 16, 1968 in Deed Book M-68 at Page 8342; thence North 34 degrees 52' East to a point on the South boundary of the Klamath Falls-Lakeview Highway; thence Northwesterly along the Southerly boundary of said Highway to the point of beginning.

CODE 58 MAP 3614-34DC TL 7300

NE

24122



CERTIFICATE OF NON-MILITARY SERVICE

STATE OF OREGON,

County of Klamath

ss.

THIS IS TO CERTIFY That I am the attorney for the Successor Trustee. Beneficiary in that certain trust deed in which Ray West *

Inc. **, as grantor, conveyed to Aspen Title & Escrow, Inc. **, as trustee, certain real property in Klamath County, Oregon; which said trust deed was dated March 19, 1999, signed March 19, 1999 March 19, 1999, in the mortgage records of said county, in book/reel/volume M99 at page 9868 or as fee/file/instrument/microfilm/reception No. 76591 (indicate which); thereafter a notice of default with respect to said trust deed was recorded December 13, 2001, in book/reel/volume M01 at page 63888 of said mortgage records, or as fee/file/instrument/microfilm/reception No. (indicate which); thereafter the said trust deed was duly foreclosed by advertisement and sale and the real property covered by said trust deed was sold at the trustee's sale on April 23, 2002, IXX; I reasonably believe at no time during the period of three months and one day immediately preceding the day of said sale and including the day thereof, was the real property described in and covered by said trust deed, or any interest therein, owned by a person in the military service as defined in Article I of the "Soldiers' and Sailors' Civil Relief Act of 1940," as amended.

In construing this certificate the singular includes the plural, the word "grantor" includes any successor in interest to the grantor, the word "trustee" includes any successor trustee, and the word "beneficiary" includes any successor in interest to the beneficiary named in said trust deed.

Handwritten signature of Neal G. Buchanan

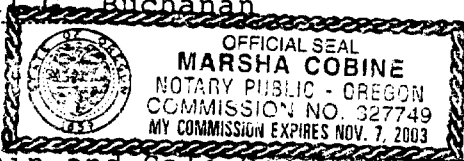
NEAL G. BUCHANAN

STATE OF OREGON,

County of Klamath

ss:

This instrument was acknowledged before me on April 23, 2002, by Neal G. Buchanan



Handwritten signature of Marsha Cobine

Notary Public for Oregon

My commission expires 11-7-03

*By Bargain and Sale Deed dated July 1, 1999 and recorded July 2, 1999 at Vol. M99, Page 26599, grantor Ray West conveyed to Glen River Homes, Inc. (an Oregon corp)

**By Appointment of Successor Trustee dated October 25, 2001 and recorded October 25, 2001 at Vol. M01, Page 54261, Neal G. Buchanan, Attorney at Law, was appointed as Successor Trustee.

CERTIFICATE OF NON-MILITARY SERVICE

Re Trust Deed from Ray West Glen River Homes, Inc. (an Oregon corp) Grantor to Aspen Title & Escrow, Inc. Neal G. Buchanan as Trustee Successor

AFTER RECORDING RETURN TO

Neal G. Buchanan 435 Oak Ave. Klamath Falls, OR 97601

(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 on page of the Records of said County.

By NAME TITLE Deputy