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NOTICE OF DEFAULT AND ELECTION TO SELL

Reference is made to that certain trust deed made by Carmel Weeks, as grantor, to
Aspen Title and Escrow, Inc. , as trustee,in favor of Owen W. MacPhee and Neva K. MacPhee, husband and wife , as beneficiary,
dated December 4, 2000 , ~~xxxx~~ , recorded December 11, 2000 , ~~xxxx~~ , in the mortgage records ofKlamath County, Oregon, in ~~book/leaf~~ volume No. M00 at page 44314 , or as~~file/instrument/microfilm/reception No.~~ ~~xxxxxxxxxxxxxxxxxxxx~~ (indicate which), covering the following described real
property situated in the above-mentioned county and state, to-wit:

SEE EXHIBIT "A"

The undersigned hereby certifies that no assignments of the trust deed by the trustee or by the beneficiary and no appointments of a successor trustee have been made except as recorded in the mortgage records of the county or counties in which the above-described real property is situated, further, that no action has been instituted to recover the debt, or any part thereof, now remaining secured by the trust deed, or, if such action has been instituted, such action has been dismissed except as permitted by ORS 86.735(4).

There is a default by the grantor or other person owing an obligation, the performance of which is secured by the trust deed, or by the successor in interest, with respect to provisions therein which authorize sale in the event of default of such provision; the default for which foreclosure is made is grantor's failure to pay when due the following sums:

The December 11, 2004 monthly installment of \$585.79 and each month thereafter, plus buyer's fees of \$45.00, plus late charges of \$175.74, plus fire insurance paid by lienholder in the amount of \$212.21 with interest thereon at 13% per annum from April 14, 2005 until paid.

By reason of the default, the beneficiary has declared all sums owing on the obligation secured by the trust deed immediately due and payable, those sums being the following, to-wit:

The unpaid principal balance of \$47,518.50 with interest thereon at 13% per annum from November 17, 2004 until paid, plus late charges of \$175.74, plus fire insurance paid by lienholder of \$212.21 with interest thereon at 13% per annum from April 14, 2005 until paid.

— OVER —

NOTICE OF DEFAULT
AND ELECTION TO SELLRe: Trust Deed from
Weeks

Grantor

TO

Aspen Title and Escrow Co.

Trustee

After recording return to (Name, Address, Zip):

PATRICK J. KELLYATTORNEY AT LAW717 NW 5th ST.GRANTS PASS, OR 97526

State of Oregon, County of Klamath
Recorded 04/26/2005 11:14 a. m
Vol M05 Pg 29428-30
Linda Smith, County Clerk
Fee \$ 31.00 # of Pgs 3

05 APR 26 AM 11:14

31F



Notice hereby is given that the beneficiary and trustee, by reason of the default, have elected and do hereby elect to foreclose the trust deed by advertisement and sale pursuant to ORS 86.705 to 86.795, and to cause to be sold at public auction to the highest bidder for cash the interest in the described property which the grantor had, or had the power to convey, at the time of the execution by grantor of the trust deed, together with any interest the grantor or grantor's successor in interest acquired after the execution of the trust deed, to satisfy the obligations secured by the trust deed and the expenses of the sale, including the compensations of the trustee as provided by law, and the reasonable fees of trustee's attorneys.

The sale will be held at the hour of 10:30 o'clock, A.M., in accord with the standard of time established by ORS 187.110 on September 8, 2005 ~~xxxx~~, at the following place: Law office of Justin Throne
280 Main Street in the City of Klamath Falls, County of
Klamath, State of Oregon, which is the hour, date and place last set for the sale.

Other than as shown of record, neither the beneficiary nor the trustee has any actual notice of any person having or claiming to have any lien upon or interest in the real property hereinabove described subsequent to the interest of the trustee in the trust deed, or of any successor in interest to the grantor or of any lessee or other person in possession of or occupying the property, except:

NAME AND LAST KNOWN ADDRESS

NATURE OF RIGHT, LIEN OR INTEREST

NONE

Notice is further given that any person named in ORS 86.753 has the right, at any time prior to five days before the date last set for the sale, to have this foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of the principal as would not then be due had no default occurred) and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or trust deed, and in addition to paying the sums or tendering the performance necessary to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and trust deed, together with trustee's and attorney's fees not exceeding the amounts provided by ORS 86.753.

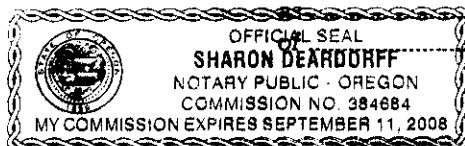
In construing this notice, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as any other person owing an obligation, the performance of which is secured by the trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

PATRICK J. KELLY, Attorney

DATED April 21, 2005 ~~xxxx~~

Trustee ~~Beneficiary~~ (state which)

STATE OF OREGON, County of Josephine) ss.
 This instrument was acknowledged before me on April 21, 2005 ~~xxxx~~
 by Patrick J. Kelly, Attorney
 This instrument was acknowledged before me on _____, 19____,
 by _____



Sharon Deardorff
 Notary Public for Oregon
 My commission expires 9-11-2008

29430

EXHIBIT "A"

A parcel of land lying in Lots 44 and 45, Block G, HOMECREST, in the County of Klamath, State of Oregon, more particularly described as follows:

Beginning at the Northwest corner of Lot 44 of said Block G; thence East along the North line of said Lot 44, 123.66 feet; thence South 26 degrees 00' East 97.0 feet; thence South 79 degrees 00' West 138.0 feet; thence North 45 degrees 00' West along the Northeasterly line of Crest Street (Faircrest Drive on the official plat of Homecrest) 55.1 feet; thence North along the West line of said Lot 44, to the point of beginning.

CODE 41 MAP 3909-3AB TL 4600