

2006-022079

Klamath County, Oregon



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11/03/2006 09:17:35 AM

Fee: \$36.00

TRUST DEED

Jeffrey Owen Vinyard
5935 Hwy 238
Jacksonville, OR 97530
GRANTOR

Janet Elizabeth Vinyard
1883 N. Keene Way Drive #B
Medford, OR 97504
BENEFICIARY

After recording, return to:
Janet Elizabeth Vinyard
1883 N. Keene Way #B
Medford, OR 97504

THIS TRUST DEED, made on September 18, 2006, between JEFFREY OWEN VINYARD, as Grantor and JANET ELIZABETH VINYARD, as Beneficiary, and LAWYER'S TITLE, as Trustee.

WITNESSETH:

Grantor irrevocably grants, bargains, sells and conveys to trustee, in trust with power of sale, the property in Klamath County, Oregon described on Exhibit "1", attached hereto and incorporated herein.

FOR THE PURPOSE OF SECURING PERFORMANCE of each agreement of grantor herein contained and payment of the sum of One Hundred Thirty Nine Thousand Two Hundred Five Dollars and 00/100----(\$139,205), according to the terms of a judgment set forth in Paragraph 2.4 of the parties Corrected General Judgment of Dissolution of Marriage and Money Award, Case #05-0942-D-4 in Jackson County Circuit Court for the State of Oregon.

1. Grantor shall provide and continuously maintain insurance on the buildings now or hereafter erected on the property against loss or damage by fire and other hazards, as the beneficiary may from time to time require.

2. Upon default by grantor in payment of any indebtedness secured hereby or in grantor's performance of any agreement hereunder, time being of the essence with respect to such payment and/or performance, the beneficiary may declare all sums secured hereby immediately due and payable. In such events, the beneficiary may elect to proceed to foreclose this trust deed in equity as a mortgage or direct the trustee to foreclose this trust deed by advertisement and sale, or may direct the trustee to pursue any other right or remedy, either at law or in equity, which the beneficiary may have. In the event the beneficiary elects to foreclose by advertisement and sale, the beneficiary or the trustee shall execute and cause to be recorded a written notice of default and election to sell the property to satisfy the obligation secured hereby whereupon the trustee shall fix the time and place of sale, give notice thereof as then required by law and proceed to foreclose this trust deed in the manner provided in ORS 86.735 to 86.795.

3. Beneficiary may, from time to time, appoint a successor or successors to any trustee named herein or to any successor trustee appointed hereunder. Upon such appointment, and without conveyance to the successor trustee, the latter shall be vested with all title, powers and duties conferred upon any trustee herein named or appointed hereunder. Each such appointment and substitution shall be made by written instrument executed by beneficiary, which, when recorded in the mortgage records of the county or counties in which the property is situated, shall be conclusive proof of proper appointment of the successor trustee.

4. Trustee accepts this trust when this deed, duly executed and acknowledged, is made a public record as provided by law. Trustee is not obligated to notify any party hereto of pending sale under any other deed of trust or of any action or proceeding in which grantor, beneficiary or trustee shall be a party unless such action or proceeding is brought by trustee.

The grantor covenants to and agrees with the beneficiary and the beneficiary's successors in interest that the grantor is lawfully seized in fee simple of the real property and has a valid, unencumbered title thereto, except as may be set forth in any addendum or exhibit attached hereto, and that the grantor will warrant and forever defend the same against all persons whomever.

IN WITNESS WHEREOF, the Grantor has executed this instrument the date and year first written above.

Jeffrey Owen Vinyard
JEFFREY OWEN VINYARD

STATE OF OREGON)
) ss.
County of Jackson)

This instrument was acknowledged before me on September 18, 2006, by JEFFREY OWEN VINYARD.



Alice M. Young
Notary Public for Oregon
My Commission expires: _____

REQUEST FOR FULL RECONVEYANCE
(To be used when obligations have been paid)

TO: _____, Trustee

The undersigned is the legal owner and holder of all indebtedness secured by the foregoing trust deed. All sums secured by the trust deed have been fully paid and satisfied. You hereby are directed, on payment to you of any sums owing to you under the terms of the trust deed or pursuant to statute, to cancel all evidences of indebtedness secured by the trust deed, the estate now held by you under the same. Mail the reconveyance and documents to: _____

Dated: _____

**Do not lose or destroy this Trust Deed
OR THE NOTE which is secures. Both
should be delivered to the Trustee or
cancellation before reconveyance is made.**

Beneficiary

EXHIBIT A

LOT 26, Block 22, Tract 1113 – Oregon Shores – Unit 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

LOT 33, Block 22, Tract 1113 – Oregon Shores – Unit 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

The Northwesterly 55 feet of Lots 1 and 2, Block 19 FIRST ADDITION TO THE CITY OF KLAMATH FALLS, in the County Of Klamath, State of Oregon.

The SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 38 South, Range 13 East of the Willamette Meridian, Klamath County, Oregon.

The S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 34, Township 35 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

A portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36, Township 38 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Southwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 38 South, Range 10 EWM; thence North 31 degrees 47' 22" East, 773.54 feet to a point; thence North 31 degrees 47' 22" West, 773.54 feet to a point on the West line of said NE $\frac{1}{4}$; thence South along said West line a distance of 1315.00 feet to the point of beginning.