

NTC 93419

2012-010139
Klamath County, Oregon



09/13/2012 02:37:33 PM

Fee: \$57.00

Paul S. Cosgrove, Esq.
220 NW Skyline Blvd.
Portland, OR 97210

Grantor's Name and Address

Budget Funding I, LLC
1849 Sawtelle Blvd. Ste. 700
Los Angeles, CA 90025

Grantee's Name and Address

After recording return to:
Paul S. Cosgrove, Esq.
220 NW Skyline Blvd.
Portland, OR 97210

Send Tax statements to (Name, Address, Zip):
Budget Funding I, LLC
1849 Sawtelle Blvd. Ste. 700
Los Angeles, CA 90025

TRUSTEE'S DEED

THIS INDENTURE, Made this 11th day of September, 2012, between **Paul S. Cosgrove, Esq.**, hereinafter called trustee, and **Budget Funding I, LLC**, hereinafter called the second party;

RECITALS: John Wade Turner and Kelley Reeves Turner, as grantor, executed and delivered to Paul S. Cosgrove, Esq., as trustee, for the benefit of Budget Finance Company, as beneficiary, a certain trust deed dated October 30, 2007, recorded December 11, 2007, in the mortgage records of Klamath County, Oregon, as Instrument No. 2007-020737, the beneficial interest thereafter being assigned to Budget Funding I, LLC, a Delaware limited liability company, by instrument recorded February 14, 2008, as No. 2008-001891. 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 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 grantor's obligations was recorded on April 26, 2012, as No. 2012-004353, Klamath County mortgage records, to which reference now is made.

The true and actual consideration for this conveyance is **\$123,373.43**.

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, together with Notice to Residential Tenants pursuant to ORS 86.745 as amended by Ch. 28, 2010 Oregon Laws, and Notice of Danger of Losing Property pursuant to ORS 86.737, were served pursuant to ORCP 7D(2) and 7D(3) on April 27, 2012, and mailed by both first class and certified mail with return receipt requested on May 1, 2012, to the last-known addresses 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. A copy of the Notice of Sale, together with Notice to Residential Tenants pursuant to ORS 86.745 as amended by Ch. 28, 2010 Oregon Laws, and Notice of Danger of Losing Property pursuant to ORS 86.737, was mailed by first class and certified mail with return receipt requested to the last-known address of the guardian,

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conservator or administrator or 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. Copies of the Notice of Sale, together with Notice to Residential Tenants pursuant to ORS 86.745 as amended by Ch. 28, 2010 Oregon Laws, and Notice of Danger of Losing Property pursuant to ORS 86.737, were 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) on April 27, 2012, which is 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 certified mail to the last-known address of those persons listed in ORS 86.740 and 86.750(1) on (not applicable), and to the address(es) 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, to-wit: Herald and News newspaper on July 11, July 18, July 25, August 1, 2012. The last publication of the notice occurred more than twenty days prior to the date of sale. The trustee caused to be mailed and served the Foreclosure Avoidance Measure notice pursuant to Oregon Laws 2012, Ch. 112 Sec. 4a, in the manner provided for therein and has recorded Affidavits and/or proofs of service or mailing, being now referred to and incorporated in and made a part of this deed as if fully set forth herein. 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, together with Notice to Residential Tenants pursuant to ORS 86.745 as amended by Ch. 28, 2010 Oregon Laws, and Notice of Danger of Losing Property pursuant to ORS 86.737, 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 undersigned trustee on **September 10, 2012, at the hour of 11:00 am.**, in accord with the standard of time established by ORS 86.755(2) which was the day and hour set in the 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 **\$123,373.43** 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:

The Northerly 100 feet of the Easterly 100 feet of Lot 6 of VICORY ACRES, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

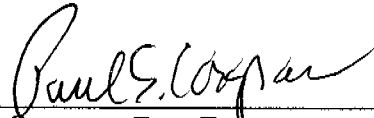
TO HAVE AND TO HOLD the same unto the second party, second party's heirs, successors in interest and assigns forever.

In construing this instrument and whenever the context so requires the singular includes the plural; 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 the 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 a corporation and any other legal or commercial entity.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES 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, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

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.



Paul S. Cosgrove, Esq., Trustee
File 66025-306

STATE OF OREGON, County of Multnomah) ss.

This instrument was acknowledged before me on September 11, 2012, by Paul S. Cosgrove, Esq.



Notary Public for Oregon
My commission expires: 6/23/2015

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.