

2022-013848

Klamath County, Oregon

11/30/2022 03:08:01 PM

Fee: \$92.00

After recording return to:
TW AND LJ 401K PLAN
3404 S PACIFIC HWY
MEDFORD, OR 97501

T.S. No.: **OR-19-876399-SW**

Space above this line is for recorders use only

Title Order No.: **02-19113673**

True and Actual Consideration Paid is: **\$162,000.00**

APN: 889491, 3909-010DA-03801

TRUSTEE'S DEED UPON SALE

THIS INDENTURE, made **11/9/2022**, between **QUALITY LOAN SERVICE CORPORATION OF WASHINGTON**, (hereinafter "trustee"), and **TW and LJ 401K Plan**, (hereinafter "the second party"):

WITNESSETH:

RECITALS:

LYLE J SMITH, as grantor, executed and delivered to **ASPEN TITLE**, for the benefit of **MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., AS NOMINEE FOR ALL SEASONS MORTGAGE SERVICES GROUP, ITS SUCCESSORS AND ASSIGNS**, as beneficiary, a trust deed dated **5/14/2003**, duly recorded on **5/16/2003**, in the mortgage records of **KLAMATH** County, Oregon, in **Book M03 Page 33212**. The interest in the trust deed has now been transferred to the foreclosing lender, the current Beneficiary. In said trust deed, the real property therein and hereinafter described ("Property") was conveyed by the grantor to the trustee to secure, among other things, the performance of the grantor's obligations to the beneficiary. The grantor thereafter defaulted in the 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.

Because of the default(s), the beneficiary under the trust deed or its successor in interest declared all sums secured by the trust deed immediately due and owing; therefore a notice of default, containing an election to sell the Property and to foreclose the trust deed by advertisement and sale to satisfy grantor's obligations owed to the beneficiary was recorded in the mortgage records of said county on **3/25/2022** as fee/ file/ instrument/ microfilm/ reception number **2022-003664**.

After recording the Notice of Default and at least 120 days before the date the property was sold, a copy of the Notice of Sale and a copy of the Danger Notice required by ORS 86.756 were served by **QUALITY LOAN SERVICE CORPORATION OF WASHINGTON** pursuant to ORCP 7D(2) and 7D(3) or mailed by both first class and certified mail with return receipt requested to the last known address of all required/interested parties in ORS 86.764. The undersigned trustee has no actual notice of any person, other than the persons named in said affidavits and proofs as having or claiming a lien on-or interest in said described real property, entitled to notice pursuant to ORS 86.764. The Notice of Sale was served upon the occupant of the property described in the trust deed pursuant to ORS 86.774(1). Pursuant to ORS 86.782(12), if the foreclosure proceedings were stayed and released from the stay, copies of an amended notice of sale were mailed by registered or certified mail to the last-known address of the persons listed in ORS 86.764 and 86.774(1), and all other persons required to receive the notice. Further, pursuant to ORS 86.774(2) the trustee published a copy of the notice of sale in a newspaper of general circulation in each of the counties where the property is located, once a week for four successive weeks, the last publication occurred at least 20 days prior to the date of the sale. An affidavit of mailing of the Notice of Sale (if any), an affidavit of service (if any), an

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affidavit of service attempts and posting (if any), and affidavit of publication were recorded in the county on or before the date of the trustee's sale, pursuant to ORS 86.774(3).

Pursuant to the notice of sale, and any notice of postponement and/or amended notice of sale, the undersigned trustee on **11/3/2022** at the hour of **1:00 PM**, in accord with the standard of time established by ORS 187.110, 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 said trust deed, sold the Property in one parcel at public auction to the second party for the sum of **\$162,000.00**, being the highest and best bidder at the sale. The true and actual consideration paid for this transfer is the sum of **\$162,000.00**.

NOW THEREFORE, in consideration of the sum paid by the second party in cash, the receipt of which 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 the grantor had or had the power to convey at the time of the 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 deed in and to the following described real property, to-wit:

TRACTS 2, 3 AND 4, LANDIS PARK, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF KLAMATH COUNTY, OREGON. EXCEPTING THEREFROM THE EASTERLY 144 FEET OF TRACT 4 AS DESCRIBED IN THAT CERTAIN DEED FROM CLINTON LANDIS, A SINGLE MAN TO EARLE WILLIAM TICHENOR AND ISABELL JEAN TICHENOR, HUSBAND AND WIFE, DATED NOVEMBER 5, 1941 AND RECORDED NOVEMBER 6, 1941 IN BOOK 142 AT PAGE 313, DEED RECORDS OF KLAMATH COUNTY, OREGON. ALSO EXCEPTING THEREFROM THE EASTERLY 144 FEET OF TRACT 3 AS DESCRIBED IN THAT CERTAIN DEED FROM CAROLYN F. PEACORE TO STERLING W. HANCOCK, ET UX, DATED SEPTEMBER 12, 1980 AND RECORDED SEPTEMBER 15, 1980 IN VOLUME M-80 AT PAGE 17483, MICROFILM RECORDS OF KLAMATH COUNTY, OREGON. ALSO EXCEPTING THEREFROM THE EASTERLY 144 FEET OF TRACT 2. ALSO KNOWN AS PARCEL 2 OF MINOR PARTITION 79-100

This conveyance is made without representations or warranties of any kind, expressed or implied. By recording this Trustee's Deed, the second party understands, acknowledges and agrees that the Property was purchased in the context of a foreclosure, that the current Trustee made no representations to the second party concerning the Property, and that the current Trustee owed no duty to make disclosures to the second party concerning the Property except as required by law, the second party relying solely upon his/her/their/its own due diligence investigation before electing to bid for the Property.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE

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APPROVED USES OF THE LOT OR PARCEL, 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 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

QUALITY MAY BE CONSIDERED A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

Date:

11/23/22

QUALITY LOAN SERVICE CORPORATION OF
WASHINGTON

Janice Stavee
By: Janice Stavee, Assistant Secretary

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of: Washington

County of: King

On NOV 23 2022 before me, Aili Stenman a notary public, personally appeared Janice Stavee, Assistant Secretary, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under *PENALTY OF PERJURY* under the laws of the State of Washington that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

(Seal)

Aili Stenman
Signature

