2023-010390

Klamath County, Oregon 12/04/2023 03:03:01 PM

Fee: \$112.00

AFTER RECORDING RETURN TO:

Christopher B. Matheny Matheny Law, LLC 1644 Liberty Street SE Salem, OR 97302

Until a change is requested all tax statements Shall be sent to the following address:

IRA Services Trust Company CFBO: Jeffrey Thomas Hendricks, IRA Account #724348 2900 NE 232nd Avenue Camas WA 98607

SUCCESSOR TRUSTEE'S DEED UPON SALE

Recitals.

Reference is made to that certain trust deed ("Trust Deed"), the original parties and other information of which are as follows:

Grantor:

Samuel S. Shaw and Ronita R. Shaw

Trustee:

D. Eugene Pierson

Beneficiary:

IRA Services Trust Company CFBO:

Jeffrey Thomas Hendricks, IRA Account #724348

Date:

December 21, 2018

Recording Date:

December 21, 2018 and January 3, 2019

Recording Reference:

2018-015487 and 2019-000045

County of Recording:

Klamath County, Oregon

The Trust Deed encumbered certain real property described therein (the "**Property**") to secure performance of obligations of the Grantor of the Beneficiary. Thereafter, the Beneficiary informed the Trustee that the obligations were in default and declared default, including an acceleration of all sums due and owing.

On October 25, 2022, Christopher B. Matheny of Matheny Law, LLC was appointed the Successor Trustee by the Beneficiary in the Appointment of Successor Trustee recorded as follows:

Recording Date:

October 25, 2022

Recording Reference:

2022-012662

County of Recording:

Klamath County, Oregon

Pursuant to the Oregon Trust Deed Act (the "Act"), the Successor Trustee recorded a Notice of Default and Election to Sell as follows:

Recording Date:

February 24, 2023

Recording Reference:

2023-001318

County of Recording:

Klamath County, Oregon

Pursuant to the Act, the Successor Trustee recorded an <u>Amended</u> Notice of Default and Election to Sell as follows:

Recording Date:

July 21, 2023

Recording Reference:

2023-006120

County of Recording:

Klamath County, Oregon

The Notice of Default and Election to Sale and the Amended Notice of Default and Election to Sell are collectively referred to herein as the "Notice of Default."

The Successor Trustee served a Successor Trustee's Notice of Sale on all parties entitled thereto under the Act. The Successor Trustee hereby certifies that any valid requests for information under ORS 86.786 have been responded to within the time prescribed by statute.

Pursuant to the Successor Trustee's Notice of Sale, the Successor Trustee on December 1, 2023, at the hour of $\underline{10:00}$ a.m., at the place so fixed for the sale, sold the Property in one parcel at public auction to the Buyer for the sum of $\underline{$129,388.02}$, which sum was the highest and best bid at the sale and the true and actual consideration paid for this transfer.

Conveyance.

Successor Trustee conveys to Buyer 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 which the Grantor or Grantor's successors in interest acquired after the execution of the Trust Deed in and to the Property legally described as follows:

Lots 2, 3, 4, 5, 6, 8, 11, 12, 13 and 14 of Block 1 and Lots 1, 9 and 10, Block 2, SECOND ADDITION to the City of Chiloquin, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

More commonly known as: 315 N. Baker Avenue, Chiloquin, Klamath County, Oregon.

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, 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 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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009 AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

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 "Successor Trustee" and "Beneficiary" include their respective successors in interest, if any. The Successor Trustee has authorized the undersigned attorney to sign this instrument on behalf of the Successor Trustee.

SUCCESSOR TRUSTEE

Christopher B. Matheny, OSB #023843

Matheny Law, LLC

STATE OF OREGON) ss.
County of Marion)

This instrument was acknowledged before me on December <u>4</u>, 2023, by Christopher B. Matheny of Matheny Law, LLC, Successor Trustee.



NOTARY PUBLIC FOR OREGON
My Commission Expires: 4-15-2025