

1224

JAMES PRICE 2895

PROOF OF POSTING AND SERVICE OF NOTICE OF TRUSTEE'S SALE

STATE OF OREGON, County of Klamath, ss:

I, Dennis Lilly, being first duly sworn, depose, say and certify that:

At all times hereinafter mentioned I was and now am a resident of the State of Oregon, a competent person over the age of twenty-one years and not the beneficiary or his successor in interest or the trustee or successor-trustee or the attorney for any of them, or a party to the foreclosure proceeding described in the attached original notice of sale given under the terms of that certain trust deed described in said notice; that I am a detective for the City of Klamath Falls Police Department.

I personally served the said notice of sale within the County of Klamath, Oregon, by personally delivering a true copy of said notice, certified to be such by the attorney for the trustee named in said notice, on the following dates to the following occupants of the real property described in said notice, to-wit:

OCCUPANTS SERVED

DATE OF SERVICE

Julian Eccles, President of
Eccles Motor Company, an Oregon
Corporation.

October 18, 1965

That the building constructed on a portion of the subject premises is vacant and uninhabited; that the portion of the subject premises which are unimproved is occupied by motor vehicles belonging to Eccles Motor Company.

and to each of them, personally and in person.

Further, on October 18, 1965, I personally went to the real property described in said notice of sale and was present thereon, and after having made reasonable efforts by searching said real property to find and serve said notice upon the occupants of said real property other than those named above, and finding no others, (see above), I nevertheless posted a copy of said notice of sale so certified to be a true copy of the original thereof by the said attorney for the said trustee, in a conspicuous place on said real property, to-wit: On the front door of the building situate on the premises.

If the property is vacant, please to state

The said service of said notice of sale and the posting thereof, as aforesaid, were fully completed more than 120 days prior to the day fixed in said notice by the said trustee for the trustee's sale. Each of the persons so personally served by me is one of the identical persons named as a person in possession of or occupying said real property in the beneficiary's notice of default and election to sell described in the attached notice of sale and duly recorded as therein stated.

STATE OF OREGON, County of Klamath, ss: October 18, 1965

Personally appeared the above named Dennis Lilly, who subscribed and swore to the foregoing affidavit and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

(SEAL)

Ernest F. Gander
Notary Public for Oregon
My commission expires 5-15-68

PUBLISHER'S NOTE: An original notice of the sale, bearing the trustee's actual signature, should be attached to the foregoing proof.

PROOF OF POSTING AND SERVICE
OF NOTICE OF TRUSTEE'S SALE

RE: Trust Deed from

Grantor

TO

Trustee

AFTER RECORDING RETURN TO

Angie Lilly
+ Brenda

(DON'T USE THIS
SPACE; RESERVED
FOR RECORDING
LABEL IN COUN-
TIES WHERE
USED.)

STATE OF OREGON,

County of } ss.

I certify that the within instru-
ment was received for record on the
day of , 19 ,
at o'clock M., and recorded
in book on page
Record of Mortgages of said County.
Witness my hand and seal of
County affixed.

County Clerk—Recorder.
By Deputy.

SK

TRUSTEE'S NOTICE OF SALE

2896

Reference is made to that certain trust deed made, executed and delivered by Thomas W. Timmons and Muriel S. Timmons, husband and wife, as grantor, to First Federal Savings and Loan Association, as trustee, to secure certain obligations in favor of Ada Matthews, as beneficiary, dated December 20, 1963, recorded December 20, 1963, in book 220 at page 643 of the mortgage records of Klamath County, Oregon, covering the following described real property situated in said county and state, to-wit:

Lots 4 and 5, Block 105, Klamath Addition to the City of Klamath Falls, Klamath County, Oregon.

(That by instrument recorded October 14, 1965, Document 1117, Microfilm #M-65 at page 2688, Records of Klamath County, Oregon, Ernest F. Gordon, Attorney at Law, was appointed Successor Trustee.) Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and to foreclose said deed by advertisement and sale; the default for which the foreclosure is made is grantor's failure to pay when due the following sums owing on said obligations, which sums are now past due, owing and delinquent:

\$213.15 on May 1, 1965
\$213.15 on June 1, 1965
\$213.15 on July 1, 1965
\$213.15 on August 1, 1965
\$213.15 on September 1, 1965
\$213.15 on October 1, 1965

And 1964-65 taxes in sum of \$725.48, plus interest,

By reason of said default the beneficiary has declared the entire unpaid balance of all obligations secured by said trust deed together with the interest thereon, immediately due, owing and payable, said sums being the following, to-wit: \$25,546.30 with interest thereon at 5% per annum from May 1, 1965, trustee's and attorney's fees in the sum of \$757.38, and costs and disbursements incurred in this proceeding.

A notice of default and election to sell and to foreclose was duly recorded October 14, 1965, in Microfilm M-65 at page 2688 of said trust deed records, reference thereto hereby being expressly made.

WHEREFORE, NOTICE HEREBY IS GIVEN That the undersigned trustee will on Tuesday, the 3rd day of March, 1965, at the hour of 10:00 o'clock, A. M., Standard Time, as established by Section 187.110, Oregon Revised Statutes, at front steps of Courthouse in the City of Klamath Falls, County of Klamath, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by him of the said trust deed, together with any interest which the grantor or his successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that any person named in Section 86.760 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment of the entire amount due (other than such portion of said principal as would not then be due had no default occurred) together with costs, trustee's and attorney's fees at any time prior to two days before the date set for said sale.

In construing this notice and whenever the context hereof so requires, the masculine gender includes the feminine and the neuter, 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 said trust deed, and their successors in interest; the word "trustee" includes any successor trustee and the word "beneficiary" includes any successor in interest of the beneficiary named in the trust deed.

DATED at Klamath Falls, Oregon, OCTOBER 14, 1965.

Ernest F. Gordon

Trustee

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Ganong Ganong & Gordonthis 19 day of October, A. D. 1965, at 9:16 o'clock A. M., andduly recorded in Vol. M-65, of Mortgages on Page 2895

Fee 3.00

DOROTHY ROGERS, County Clerk

By Lynn M. Kauter