

RTC 4296

78-2224

55670

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PROOF OF SERVICE

I, Benjamin Derby, hereby 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 eighteen years, and not the beneficiary or its 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.

On June 5, 1978, 1978, at 10:30 (am) (p.m.), I personally served the attached notice of sale at the following place, 1403 Dayton St., Klamath Falls, Oregon 97601, within the county of Klamath, Oregon, on CECELIA F. CURTIS by personally delivering a true copy of said notice of sale, certified to be such by the attorney for the trustee named in said notice, to Cecelia F. Curtis personally and in person.

The service of said notice of sale was fully completed at least 120 days prior to the day fixed by said trustee in said notice for the trustee's sale.

TOM DUNVEE, SHERIFF
KLAMATH COUNTY
KLAMATH FALLS, ORE. 97601

Benjamin Derby
Deputy

AMENDED TRUSTEE'S NOTICE OF SALE

ORIGINAL

21450

Reference is made to that certain trust deed made, executed and delivered by BEN H. CURTIS and CECILIA F. CURTIS, husband and wife as Grantor, to MOUNTAIN TITLE COMPANY, as Trustee, to secure certain obligations in favor of FIRST NATIONAL BANK OF OREGON, as Beneficiary, dated April 1, 1977, and recorded April 4, 1977, in (tax) book M-77, page 5551 of the Record of mortgages of Klamath County, Oregon, covering the following described real property situated in said county and state, to wit:

LIVE 17, BLOCK 2, BRYANT TRACTS NO. 2, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

RICHARD A. EDWARDS, an attorney who is an active member of the Oregon State Bar, was appointed successor trustee by a certain instrument dated February 3, 1978, and recorded February 7, 1978, in (tax) book M-78, page 2202 of the Record of mortgages of Klamath County, Oregon, and is now vested with all the powers of said former Trustee.

Beneficiary has elected to sell 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 the failure of Grantor to pay when due the following sums owing on said obligations:

\$268.61	due	Sep 1,	1977
\$268.61	due	Oct 1,	1977
\$268.61	due	Nov 1,	1977
\$268.61	due	Dec 1,	1977
\$268.61	due	Jan 1,	1978
\$268.61	due	Feb 1,	1978
\$268.61	due	Mar 1,	1978
\$268.61	due	Apr 1,	1978
\$268.61	due	May 1,	1978

and a like amount due on the first day of each month thereafter, which sums are now past due, owing and delinquent. By reason of said default 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:

\$ 27,842.25 together with interest thereon at the rate of 8 percent per annum from ANNUAL 1, 1977, until paid, less balance, if any, in loan trust fund account at time of sale.

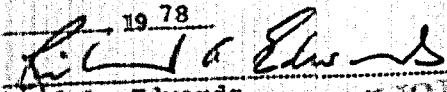
Amended notice of default and election to sell and to foreclose was duly recorded on May 25, 1978, in (tax) book M-78, page 11061 of said Record of mortgages reference thereto hereby being expressly made.

WHEREFORE, NOTICE HEREBY IS GIVEN that the undersigned Trustee or Trustee's attorneys will, on Tuesday, the 11th day of October, 1978, at the hour of 11 a.m., Standard Time as established by ORS 137.110, at the office of William L. Sigmund, 540 Main Street, 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 said described real property which Grantor had or had power to convey at the time of the execution by Grantor of said trust deed, together with any interest which Grantor or the successors in interest to Grantor acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including the cost of a title search, a reasonable charge by Trustee, and a reasonable attorneys' fee for Trustee's attorneys. Notice is further given that Grantor or any person named in Section 86.760 of Oregon Revised Statutes has the right at any time prior to five days before the Trustee's sale to require that the foreclosure proceeding be dismissed and the trust deed reinstated by the payment of the entire amount due (other than such portion of the principal as would not be due had no default occurred) under the terms of said trust deed and the obligations secured thereby, including all costs and expenses actually incurred and the Trustee's and attorneys' fees as provided by ORS 86.760.

In construing this notice and whenever the context hereof so requires, the word "Grantor" includes any successor in interest of 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 Beneficiary named in the trust deed.

DATED at Portland, Oregon, May 30, 1978


Richard A. Edwards, Trustee
900 S.W. Fifth Avenue
Portland, Oregon 97204
(503) 224-5858

ORIGINAL

21451

STATE OF OREGON; COUNTY OF KLAMATH; ss.

And for record of request of Mountain Title Co.

on 21st day of September A. D. 1978. at 11:20 o'clock AM., or

will, recorded in Vol. 1428 of Mortgages on Page 21449

Fee \$9.00

Wm D. MILNE, County Clerk

By Beverly H. H. H. H.

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