

21849

Affidavit of Publication

Vol. ^{M83} Page 4638

1983

STATE OF OREGON,
COUNTY OF KLAMATH ss.

I, Sarah L. Parsons, Office
Manager

being first duly sworn, depose and say that

I am the principal clerk of the publisher of
the Herald & News

a newspaper of general circulation, as
defined by Chapter 193 ORS, printed and
published at Klamath Falls in the aforesaid
county and state; that the

#431-Trustee's Sale-Elliott

a printed copy of which is hereto annexed,
was published in the entire issue of said
newspaper for four

~~insertions and one copy was used for day~~

(4 insertion s) in the following issue s: —

Jan. 17, 1983

Jan. 24, 1983

Jan. 31, 1983

Feb. 7, 1983

Total Cost: \$179.40

Sarah L. Parsons

Subscribed and sworn to before me this 7
day of February 19 83

Xeta Daska
Notary Public of Oregon

My commission expires June 15 19 84

Return to:

CRANE & BAILEY
ATTORNEYS AT LAW
540 MAIN STREET

STATE OF OREGON: COUNTY OF KLAMATH ;ss

I hereby certify that the within instrument was received and filed for
record on the 29th day of March A.D., 19 83 at 3:54 o'clock P M
and duly recorded in Vol M83, of Mortgages on page 4638

FEE \$ 4.00

EVELYN BIEHN COUNTY CLERK
by [Signature] Deputy

(COPY OF NOTICE TO BE PASTED HERE)

TRUSTEE'S NOTICE OF SALE
Reference is made to that certain
trust deed made, executed and
delivered by CECIL E. ELLIOTT,
as grantor, to MOUNTAIN TITLE
COMPANY, as trustee, to secure
certain obligations in favor of
George A. Merriweather and
Leslie A. Merriweather, husband
and wife, as beneficiary, dated
March 21, 1980, recorded April 2,
1980, in the mortgage records of
Klamath County, Oregon, in book
No. M80 at page 6151, or as
document/fee/instrument
microfilm No. 82687, covering
the following described real prop-
erty situated in said county and
state, to-wit:

Lot 27 in Block 27, FOURTH
ADDITION TO NIMROD RIVER
PARK, according to the official
plat thereof on file in the office of
the County Clerk of Klamath
County, Oregon

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:

Monthly payments of \$40.00 per
month since January 18, 1982

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:

\$1,111.35 with interest at the rate
of 10% per annum from January
18, 1982

A notice of default and election to
sell and to foreclose was duly
recorded December 9, 1982, in
book M82 at page 17461 of said
mortgage records, reference
thereto hereby being expressly
made.

WHEREFORE, NOTICE
HEREBY IS GIVEN That the
undersigned trustee will on Fri-
day, the 22nd day of April, 1983,
at the hour of 9:15 o'clock, A.M.,
Standard Time, as established by
Section 187.110, Oregon Revised
Statutes, at 540 Main Street, Suite
204, 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 five 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" in-
cludes 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 suc-
cessor in interest of the
beneficiary named in the trust
deed.

DATED at Klamath Falls, Or-
egon, December 9, 1982,
Donald R. Crane, Trustee
#431 Jan. 17, 24, 31, Feb. 7, 1983