

22548

## TRUSTEE'S NOTICE OF SALE

Vol. 483 Page 5859

Reference is made to that certain trust deed made, executed and delivered by JEFFREY BRYAN HURDLE and ROBERT DE PAU HURDLE, JR., aka Jeffrey B. Hurdle and Robert Hurdle, Jr. as grantor, to Klamath County Title Company as trustee, to secure certain obligations in favor of EDWARD C. DORE, JEANNE M. DORE and ROSE G. YOUNG as beneficiary, dated February 1, 1979, recorded March 2, 1979, in the mortgage records of Klamath County, Oregon, in Book No. M79 at page 4617, (Hurdle County), covering the following described real property situated in said county and state, to-wit:

Lot 8 in Block 3, Mountain lakes Homesites, Tract No. 1017,  
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:*

\$51.00 due December 2, 1981, and a like amount on the 2nd day of every month thereafter.

*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:*

\$4,960.54, plus interest from September 26, 1980, until paid.

A notice of default and election to sell and to foreclose was duly recorded December 2, 19 82, in book M82 at page 16819 of said mortgage records, reference thereto hereby being expressly made.

WHEREFORE, NOTICE HEREBY IS GIVEN That the undersigned trustee will on Wednesday, the 20th day of April, 1983, at the hour of 11:10 o'clock, A.M., Standard Time, as established by Section 187.110, Oregon Revised Statutes, at Room 204, 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 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" 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, December 2 19 82

William & Jesse

*Successor* Trustee

State of Oregon, County of \_\_\_\_\_, ss:

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named trustee; that I have carefully compared the foregoing copy of trustee's notice of sale with the original thereof and that the foregoing is a true, correct and exact copy of the original trustee's notice of sale and of the whole thereof.

**DATED** at \_\_\_\_\_, Oregon, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

*Attorney for said Trustee*

# Affidavit of Publication

5860

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 and 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

#561 Trustee's Sale-Hurdle

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

successive and consecutive week s ~~days~~  
(4 insertion s) in the following issue s: —

February 23, 1983

March 2, 1983

March 9, 1983

March 16, 1983

Total Cost: \$179.40 paid

Sarah L. Parsons

Subscribed and sworn to before me this 16th  
day of March 19 83

John Beck

Notary Public of Oregon

My commission expires June 15 86

19

(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 JEFFREY BRYAN  
HURDLE and ROBERT DE PAU  
HURDLE, JR., aka Jeffrey B.  
Hurdle and Robert Hurdle, Jr., as  
grantor, to KLAMATH COUNTY  
TITLE COMPANY, as trustee, to  
secure certain obligations in  
favor of EDWARD C. DORE,  
JEANNE M. DORE and ROSE G.  
YOUNG, as beneficiary, dated  
February 1, 1979; recorded March  
2, 1979, in the mortgage records  
of Klamath County, Oregon, in  
volume No. M79 at page 4617,  
covering the following described  
real property situated in said  
county and state, to-wit:  
Lot 8 in Block 3, Mountain Lakes  
Homesites, Tract No. 1017, ac-  
cording 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:  
\$51.00 due December 2, 1981, and  
a like amount on the 2nd day of  
every month thereafter.

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:  
\$4,960.54, plus interest from Sep-  
tember 26, 1980, until paid.  
A notice of default and election to  
sell and to foreclose was duly  
recorded December 2, 1982, in  
book M82 at page 16819 of said  
mortgage records, reference  
thereto hereby being expressly  
made.

WHEREFORE, NOTICE  
HEREBY IS GIVEN That the  
undersigned trustee will on  
Wednesday, the 20th day of April,  
1983, at the hour of 11:10 o'clock,  
A.M., Standard Time, as  
established by Section 187.110,  
Oregon Revised Statutes, at  
Room 204, 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 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 suc-  
cessors in interest acquired after  
the execution of said trust deed,  
to satisfy the foregoing obliga-  
tions 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 2, 1982.  
William L. Sisemore  
Successor Trustee  
#561 Feb. 22, Mar. 2, 9, 16, 1983

TRUSTEE'S AFFIDAVIT AS TO NON-OCCUPANCY

5861

STATE OF OREGON, County of Klamath ) ss.

I, William L. Sisemore, being first duly sworn, depose, say and certify that:

I am the successor trustee in that certain trust deed executed and delivered by Jeffrey Bryan Hurdle and Robert DePau Hurdle, Jr., aka Jeffrey B. Hurdle as grantor to Klamath County Title Co. as trustee, in which and Rose G. Young is beneficiary, recorded on March 2, 1979, in book M79 at page 4617 of the mortgage records of Klamath County, Oregon, covering the following described real property situate in said county:

Lot 8 in Block 3, Mountain Lakes Homesites, Tract No. 1017, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

I hereby certify that on December 2, 1982, the above described real property was not occupied by any of the persons named in subsection 1 of Section 86.750, Oregon Revised Statutes.

The word "trustee" as used in this affidavit means any successor-trustee to the trustee named in the trust deed first mentioned above.

William L. Sisemore  
Successor Trustee

Subscribed, sworn to and acknowledged before me this 2<sup>nd</sup> day of December, 1982



Clara M. Fahey  
Notary Public for Oregon

My commission expires: 2-5-85

AFFIDAVIT OF MAILING NOTICE OF SALE TO GRANTOR,  
SUCCESSOR IN INTEREST TO GRANTOR AND PERSON REQUESTING NOTICESTATE OF OREGON, County of Klamath, ss:

5862

I, William L. Sisemore

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 eighteen years and not the beneficiary or his successor in interest named in the attached original notice of sale given under the terms of that certain trust deed described in said notice.

I gave notice of the sale of the real property described in the attached notice of sale by mailing a copy thereof by registered or certified mail to each of the following named persons at their respective last known addresses, to-wit:

NAME

ADDRESS

Jeffrey Bryan Hurdle

7347 Enfield Ave.,  
Reseda, California 91335

Robert DePau Hurdle, Jr.

7347 Enfield Ave.,  
Reseda, California 91335

Said persons include the grantor in the trust deed, any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice, and any person requesting notice as provided in ORS 86.785.

Each of the notices so mailed was certified to be a true copy of the original notice of sale by William L. Sisemore, attorney for the trustee named in said notice; each such copy was contained in a sealed envelope, with postage thereon fully prepaid, and was deposited by me in the United States post office at Klamath Falls, Oregon, on December 2, 1982. Each of said notices was mailed after the notice of default and election to sell described in said notice of sale was recorded and at least 120 days before the day fixed in said notice by the trustee for the trustee's sale.

As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity.

Subscribed and sworn to before me this 2<sup>nd</sup> day of December, 1982.

(SEAL)

Charles M. Farnsworth  
Notary Public for Oregon. My commission expires 2-5-85.

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

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF  
SALE TO GRANTOR, SUCCESSOR IN INTEREST TO  
GRANTOR, AND PERSON REQUESTING NOTICE

RE: Trust Deed from

TO Grantor

Trustee

AFTER RECORDING RETURN TO

William L. Sisemore  
540 Main Street  
Klamath Falls, Or. 97601

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

16.00

STATE OF OREGON,  
County of Klamath } ss.

I certify that the within instrument  
was received for record on the 18 day  
of April, 1983,  
at 10:12 o'clock A.M., and recorded  
in book/reel/volume No. M83 on  
page 5859 or as fee/file/instru-  
ment/microfilm/reception No. 22548,  
Record of Mortgages of said County.

Witness my hand and seal of  
County affixed.

Evelyn Biehn, County Clerk  
NAME TITLE  
By John Lewis Deputy