

29541

First Interstate v. Richardson -

SHERIFF'S RETURN OF SERVICE Vol. 1183 Page 17929

STATE OF OREGON)
County of Klamath) ss.

Court Case No. _____

Sheriff's Case No. 83-2265

I hereby certify that I received on May 27, 1983 the within:

- () Summons & Complaint () Summons & Petition () Summons () Complaint () Petition
 () Subpoena () Citation () Order () Motion () Affidavit
 () Small Claim () Restraining Order () Show Cause Order () Notice
 () Writ of Garnishment () Order of Appearance () Waiver of fees

(XX) Trustees Notice of Sale (Book M-80, Page 21028)

for service on the within named: Julie Down (Or Occupant)

() SERVED _____ personally and in person.

(XX) SUBSTITUTE SERVICE - By leaving a true copy with Matt Down for Julie Down
 a person over the age of fourteen years, who resides at the place of abode of the within named, at said
 abode: 3940 Bristol, Klamath Falls, Oregon 97601() OFFICE SERVICE - By leaving a true copy with _____
 the person in charge of the office maintained for the conduct of business by _____() By leaving a true copy with _____ of said corporation.
 () OTHER METHOD _____() NOT FOUND. After due and diligent search and inquiry, I hereby return that I have been unable to find
 the within named: _____
 within Klamath County.

All search and service was made within Klamath County, State of Oregon.

DATE AND TIME OF SERVICE OR NOT FOUND: May 31, 1983, 11:55a.m.

TOM DURYEE, Sheriff
Klamath County, OregonBy Tom Duryee Deputyok
12.00

83 OCT 18 AM 11 34

NOTICE OF SUBSTITUTED OR OFFICE SERVICE

17930

TO: Julie Down
3940 Bristol
Klamath Falls, Oregon 97601

You are hereby notified that you have been served with a Summons and* Trustee's Notice of Sale (hereafter called documents), a true copy of which is attached hereto and enclosed herewith. Service was made by delivering a true copy of said documents at your dwelling house or usual place of abode, to-wit: 3940 Bristol, Klamath Falls, Oregon, to Matt Down member of your household, on May 31, 1983, at 11:55 o'clock A.M.

OR Service was made by leaving a true copy of said documents with the person who is apparently in charge of the office which you maintain for the conduct of your business at on June 1, 1983, during normal working hours, at to-wit: Eric P. Brown o'clock M.

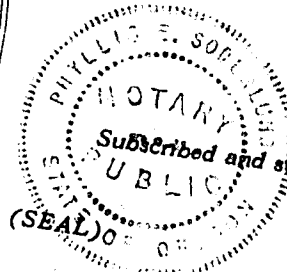
STATE OF OREGON,

AFFIDAVIT OF MAILING

County of Multnomah } ss.

I, Eric P. Brown

I mailed an original Notice of Substituted or Office Service, an exact and complete copy of which appears above, together with a true copy of the documents referred to therein and attached hereto, which documents were certified to be an exact and complete copy of the originals thereof by James Estekin attorney for the Trustee to the person and to the address first appearing above. The Notice set forth above, and true copies of the documents were placed in a sealed envelope with first class postage thereon fully prepaid, and deposited by me in the United States Post Office at Portland, Oregon, on June 7, 1983, addressed as aforesaid.



Subscribed and sworn to before me this 7th day of June, 1983.

Eric P. Brown
Phyllis E. Soderlund
Notary Public for Oregon
My commission expires 2/22/87

* Specify: Complaint, Third Party Complaint, or Petition for Dissolution/Separation/Annulment.
† Specify: Plaintiff, Third Party Plaintiff or Petitioner.

PUBLISHER'S NOTE: A copy of the documents should be attached to the foregoing affidavit.

NOTICE OF SUBSTITUTED OR OFFICE SERVICE.

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by DON R. RICHARDSON and JUDY M. RICHARDSON, husband and wife as grantor, to Transamerica Title Insurance Company as trustee, in favor of First Interstate Bank of Oregon, N.A., fka First National Bank as beneficiary, dated October 28, 19 80, recorded October 29, 19 80, in the mortgage records of Klamath County, Oregon, in book M-80 at page 21028 fee/file/instrument/microfilm/reception No. --- (indicate which), covering the following described real property situated in said county and state, to-wit:

Lot 9, SUMMERS PARK in the County of Klamath, State of Oregon.

*Beneficial interest was assigned to HOUSING DIVISION, DEPARTMENT OF COMMERCE, STATE OF OREGON by Instrument recorded October 29, 1980 in Book M-80 at Page 21032, Klamath County Records.

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and a notice of default has been recorded pursuant to Section 86.735(3) of Oregon Revised Statutes; the default for which the foreclosure is made is grantor's failure to pay when due the following sums: Monthly installments of \$292.58 each, commencing with the payment due October 1, 1982, and continuing each month until this trust deed is reinstated or goes to Trustee's Sale; plus accrued late charges of \$127.82 as of April 17, 1983 and further late charges of \$16.23 on each delinquent payment after the 16th day of May, 1983; plus all other fees, costs and expenses associated with this foreclosure and plus the escrow account reserve deficit balance of \$165.59.

By reason of said default the beneficiary has declared all obligations secured by said trust deed immediately due and payable, said sums being the following, to-wit: The sum of \$35,107.15 with interest thereon at the rate of 9.25% per annum from September 1, 1982, until paid; plus all other fees, costs and expenses associated with this foreclosure and plus the loan trust fund reserve deficit balance of \$165.69.

WHEREFORE, notice hereby is given that the undersigned trustee will on October 21, 1983, at the hour of 1:10 o'clock, P.M., Standard Time, as established by Section 187.110, Oregon Revised Statutes, at front door Klamath County 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 of 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 to the beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred) together with costs and trustee's and attorney's fees as provided by law, at any time prior to five days before the date set for said sale.

In construing this notice, 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; the words "trustee" and "beneficiary" include their respective successors in interest, if any.

ret. DATED May 24, 19 83
GEORGE C. REINMILLER

610 S.W. Alder Street - 1015
Portland, Oregon 97205 222-1331
State of Oregon, County of Multnomah

GEORGE C. REINMILLER Successor-Trustee

Trustee

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named trustee and that the foregoing is a complete and exact copy of the original trustee's notice of sale.

Attorney for said Trustee

SERVE

If the foregoing is a copy to be served pursuant to ORS 86.740(2) or ORS 86.750(1), fill in opposite the name and address of party to be served.

STATE OF OREGON: COUNTY OF KLAMATH: ss
I hereby certify that the within instrument was received and filed for record on the 18th day of October A.D., 19 83 at 11:34 o'clock AM, and duly recorded in Vol M 83, of Mortgages on page 17929.

Fee \$ 12.00

EVELYN BIEHN, COUNTY CLERK
by Pam Smith deputy