

32606

Vol. 1184 Page 898

PROOF OF SERVICE OF TRUSTEE'S NOTICE OF SALE UPON PERSON HAVING A LIEN OR INTEREST
SUBSEQUENT TO THE TRUSTEE AND TRUSTEE'S INSTRUCTIONS RELATIVE THERETO (90-Day Notice)

TRUSTEE'S INSTRUCTIONS to the person who serves the Trustee's Notice of Sale attached hereto:
STATE OF OREGON,
County of Klamath } ss.

I, the undersigned Trustee, being first duly sworn, depose and say:
The person to be served named below is any person, including the Department of Revenue or any other state agency, having a lien or interest subsequent to the interest of the trustee in the trust deed described in said Notice of Sale, if such lien or interest appears of record or the trustee or the beneficiary has actual notice of such lien or interest.
You are hereby directed to serve the Trustee's Notice of Sale in the manner in which a summons is served pursuant to ORCP 7 D.(2) and 7 D.(3), upon the following person or persons:
NAME OF PERSON TO BE SERVED

Frank Chiero
or
Dorothy M. Chiero
Any officer of Pacific
Power & Light Company

ADDRESS
3409 Lindberg
Klamath Falls, Oregon 97601

500 Main Street
Klamath Falls, Oregon 97601

Service must be made at least 90 days before the date fixed for the trustee's sale in the Notice of Sale attached hereto. The last day for service is October 14, 1983.
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 this 13th day of September, 1983
William M. Ganong
Trustee
BETTY GANONG
NOTARY PUBLIC - OREGON
MY COMMISSION EXPIRES APRIL 19, 1987

Notary Public for Oregon
My commission expires: 4-19-87

TRUSTEE'S INSTRUCTIONS AND PROOF OF
SERVICE OF TRUSTEE'S NOTICE OF SALE
(90-Day Notice per ORS 86.740(2))

RE: Trust Deed from
Pierce

TO
Certified Mortgage Co.

Grantor

Trustee

AFTER RECORDING RETURN TO

WILLIAM M. GANONG
ATTORNEY AT LAW
1151 PINE STREET
KLAMATH FALLS, OR 97601

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON,
County of Klamath } ss.

I certify that the within instrument was received for record on the 13th day of September, 1983, at 5:00 o'clock P.M. and recorded on page 898 of book/reel/volume No. 1184 or as fee/file/instrument/microfilm/reception No. 1184 Record of Mortgages of said County.
Witness my hand and seal of County affixed.

NAME
By William M. Ganong TITLE
Deputy

STATE OF OREGON

PROOF OF SERVICE

899



I, WILLIAM M. GANONG, County of KLAMATH, ss.
 and a resident of the State of Oregon, that at all times herein mentioned I was and now am a competent person 18 years of age or older
 original and true copies of the service hereinafter set forth was made; that I am not the beneficiary or trustee named in the
 beneficiary or trustee, or successor of either, corporate or otherwise.
 I made service of the attached original Trustee's Notice of Sale upon the individuals and other legal entities to be served, named
 below, by delivering true copies of said Notice of Sale certified to be such by the attorney for the trustee or successor trustee, as follows:

Upon Dorothy M. Chiero
 at 3409 Lindberg, Klamath Falls, Ore. 97601, by delivering such true copy to him/her, personally and in person,
 on September 13, 1983, at 5:25 o'clock P.M.
 at _____, by delivering such true copy to him/her, personally and in person,
 on _____, 19____, at _____ o'clock _____ M.
 Substituted Service Upon Individual(s)

Upon _____, by delivering such true copy at his/her dwelling house
 or usual place of abode, to-wit: _____,
 to _____,
 age of 14 years and a member of the household of the person served on _____, who is a person over the
 age of 14 years and a member of the household of the person served on _____, 19____, at _____ o'clock _____ M.
 by delivering such true copy at his/her dwelling house
 to _____,
 age of 14 years and a member of the household of the person served on _____, who is a person over the
 age of 14 years and a member of the household of the person served on _____, 19____, at _____ o'clock _____ M.
 Office Service Upon Individual(s)

Upon _____, at the office which he/she maintains for the conduct of
 business at _____, the person who
 is apparently in charge, on _____, 19____, during normal working hours, at to-wit: _____ o'clock, _____ M.
 Service on Corporations, Limited Partnerships or Unincorporated Associations Subject to Suit Under a Common Name

Upon Pacific Power & Light Co.
 (NAME OF CORPORATION, LIMITED PARTNERSHIP, ETC.)

(a) delivering such true copy, personally and in person, to _____, by
 * _____ thereof; OR
 (b) leaving such true copy with Bob McFaul, the person who is apparently in charge of the

office of Pacific Power & Light Co., who is a/the * Assistant District Manager thereof;
 * Specify registered agent, officer (by title), director, general partner, managing agent.
 at 500 Main, Klamath Falls, Ore. 97601, on September 13, 1983, at 11:11 o'clock A.M.

Service Upon State of Oregon
 Upon the State of Oregon by leaving such true copy with _____, a deputy/
 clerk (delete word inapplicable) at the office of the Attorney General on _____, 19____, at _____ o'clock _____ M.
 Service Upon Public Bodies

Upon _____, by
 (a) serving such true copy, personally and in person on _____, who is the
 * _____ thereof; OR
 (b) leaving such true copy with _____, the person who is apparently in charge of the
 office of _____, who is a/the * _____ thereof;
 * Specify director, managing agent, clerk, secretary

FURTHER, if such public body is a county, I served an additional true copy of the Notice of Sale upon _____, on _____, 19____, at _____ o'clock _____ M.
 _____, who is the district attorney for the county, by

(a) delivering such true copy, personally and in person, to said district attorney, OR (b) leaving such true copy with
 at _____, the person who is apparently in charge of the district attorney's office,
 on _____, 19____, at _____ o'clock _____ M.
 EACH OF THE PERSONS, FIRMS AND CORPORATIONS SERVED BY ME IS THE IDENTICAL PERSON, FIRM OR
 CORPORATION NAMED IN THE TRUSTEE'S INSTRUCTIONS TO ME IN CONNECTION HERewith.
 Service cannot be made upon _____, after reasonable efforts to do so have been made;
 I attempted to make service by _____

Subscribed and sworn to before me this 13th day of September, 1983.

WM. M. GANONG

NOTARY PUBLIC - OREGON

(SEAL)

Ed A. Gindow
Conn M. Gandy
 Notary Public for Oregon
 My commission expires 12-86

PUBLISHER'S NOTE: ORS 84.740(2) requires that the Notice of Sale be served in the manner in which a summons is served pursuant to Oregon Rules of
 Civil Procedure 7 D. (2) and 7 D. (3). The Proof of Service above contains most, but not all, of the methods of service. For example, this form does not
 include proof of service upon a minor or incapacitated person. See ORCP 7 D. (2) and 7 D. (3) for complete service methods on particular parties.

OL

TRUSTEE'S NOTICE OF SALE

900

Reference is made to that certain trust deed made by Charles J. Pierce and Carol A. Pierce, husband and wife, as grantor, to William L. Sisemore, as trustee, in favor of Aleta L. Wainwright, as beneficiary, dated September 22, 1978, recorded October 2, 1978, in the mortgage records of Klamath County, Oregon, in book/reel/volume No. M-78 at page 21869 fee/file/instrument/microfilm/reception No. _____ (indicate which), covering the following described real property situated in said county and state, to-wit:

Lot 418, Block 101, Mills Addition to the City of Klamath Falls, Oregon, according to the official plat thereof on file in the office of the 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 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 installment payments in the sum of \$168.71 each which were due on December 30, 1982, and on January 30, February 28, March 30, April 30, May 30, June 30, July 30, and August 30, 1983; together with late payment charges in the amount of \$22.50.

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 principal sum of \$8,599.25 together with interest thereon at the rate of 11.5% per annum from November 30, 1982, until paid; plus late charges in the amount of \$22.50

WHEREFORE, notice hereby is given that the undersigned trustee will on January 15, 1984, at the hour of 10:00 o'clock, A.M., Standard Time, as established by Section 187.110, Oregon Revised Statutes, at Frontsteps of the 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 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.

DATED September 8, 1983

William M. Ganong
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 and that the foregoing is a complete and exact copy of the original trustee's notice of sale.

Attorney for said Trustee

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.

SERVE: _____

STATE OF OREGON: COUNTY OF KLAMATH:ss

I hereby certify that the within instrument was received and filed for record on the 17th day of January A.D., 1984 at 10:24 o'clock A.M., and duly recorded in Vol. M84, of Mortgages on page 302.

EVELYN BIEHN, COUNTY CLERK

by Patricia Smith Deputy

Fee \$ 12.00