

38556

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)

Vol. 1184 Page 11501

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

Klamath Basin Collection Service

ADDRESS

131 South 6th Street  
Klamath Falls OR 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 March 9, 1984.  
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

9th day of May, 1984  
Successor Trustee, William M. Ganong

Barbara P. Benekas  
Notary Public for Oregon  
My commission expires: 8-22-87

(SEAL)

BARBARA P. BENEKAS  
NOTARY PUBLIC - OREGON

PUBLISHER'S NOTE: Any commission expires at the sale, bearing the trustee's actual signature, should be attached to the foregoing affidavit.

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  
Curtis Stanton  
Grantor

TO

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 } ss.

I certify that the within instrument was received for record on the day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded in book/reel/volume No. \_\_\_\_\_ on page \_\_\_\_\_ or as fee/file/instrument/microfilm/reception No. \_\_\_\_\_ Record of Mortgages of said County.  
Witness my hand and seal of County affixed.

By \_\_\_\_\_ TITLE \_\_\_\_\_  
Deputy

PROOF OF SERVICE

STATE OF OREGON County of KLAMATH ss.  
 I hereby certify and swear that at all times herein mentioned I was and now am a competent person 18 years of age or older and a resident of the state wherein the service hereinafter set forth was made; that I am not the beneficiary or trustee named in the original summons, Notice of Sale, attached hereto, nor the successor of either, nor an officer, director, employee of or attorney for 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:

Personal Service Upon Individual(s)

Upon \_\_\_\_\_, by delivering such true copy to him/her, personally and in person,  
 at \_\_\_\_\_, on \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M.  
 Upon \_\_\_\_\_, by delivering such true copy to him/her, personally and in person,  
 at \_\_\_\_\_, 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: \_\_\_\_\_, who is a person over the  
 to \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M.  
 age of 14 years and a member of the household of the person served on \_\_\_\_\_,  
 Upon \_\_\_\_\_, by delivering such true copy at his/her dwelling house  
 or usual place of abode, to-wit: \_\_\_\_\_, who is a person over the  
 to \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M.  
 age of 14 years and a member of the household of the person served on \_\_\_\_\_.

Office Service Upon Individual(s)

Upon \_\_\_\_\_, at the office which he/she maintains for the conduct of  
 business at \_\_\_\_\_, the person who  
 by leaving such true copy with \_\_\_\_\_, 19\_\_\_\_, during normal working hours, at to-wit: \_\_\_\_\_ o'clock, \_\_\_\_M.  
 is apparently in charge, on \_\_\_\_\_.

Service on Corporations, Limited Partnerships or Unincorporated Associations Subject to Suit Under a Common Name

Upon KLAMATH BASIN COLLECTION SERVICES, by  
 (NAME OF CORPORATION, LIMITED PARTNERSHIP, ETC.)

- (a) delivering such true copy, personally and in person, to RON PEIL who is a/the  
 \* President 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 registered agent, officer (by title), director, general partner, managing agent.  
 at 131 S. 6th St., Klamath Falls, Ore. on March 5, 1984, at 2:05 o'clock \_\_\_\_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  
 at \_\_\_\_\_, on \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M.  
 FURTHER, it such public body is a county, I served an additional true copy of the Notice of Sale upon \_\_\_\_\_,  
 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  
 \_\_\_\_\_, the person who is apparently in charge of the district attorney's office,  
 at \_\_\_\_\_, 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 5<sup>th</sup> day of

WM. M. GANONG

NOTARY PUBLIC - OREGON

Notary Public for Oregon  
 My commission expires 11-2-86

(SEAL)

PUBLISHER'S NOTE: ORS 85.740(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) for complete service methods on particular parties. This form does not include proof of service upon a minor or incapacitated person. See ORCP

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

11503

STATE OF OREGON, County of Klamath, ss:I, William M. Ganong, 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

Curtis M. Stanton, Jr.

P.O. Box 502  
Chiloquin OR 97624

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 M. Ganong, 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 March 2, 1984. 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.

William M. Ganong  
William M. Ganong, Successor Trustee

Subscribed and sworn to before me this 9th day of May, 1984.

(SEAL)

Barbara Benekas  
Notary Public for Oregon. My commission expires 8-22-87

PUBLISHER'S NOTE: A true and correct copy of the notice of the sale, bearing the trustee's actual signature, should be attached to the foregoing affidavit.

My Commission Expires

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

RE: Trust Deed from

Grantor

TO

Trustee

AFTER RECORDING RETURN TO

WILLIAM M. GANONG  
ATTORNEY AT LAW  
1101 PINE STREET  
KLAMATH FALLS, OR 97601

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

STATE OF OREGON,

County of \_\_\_\_\_ } ss.

I certify that the within instrument was received for record on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded in book/reel/volume No. \_\_\_\_\_ on page \_\_\_\_\_ or as fee/file/instrument/microfilm/reception No. \_\_\_\_\_, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

NAME

TITLE

By \_\_\_\_\_ Deputy

## TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by WILLIAM L. SISEMORE CURTIS M. STANTON, JR. 11504

in favor of TOWN AND COUNTRY MORTGAGE AND INVESTMENT CO., as grantor, to  
 dated June 22, 19 81, recorded June 23, 19 81, as trustee,  
Klamath County, Oregon, in book/reel/volume No. M-81, in the mortgage records of  
 fee/file/instrument/microfilm/reception No. \_\_\_\_\_ at page 11382  
 property situated in said county and state, to-wit: (indicate which), covering the following described real

The East one-half of Government Lot 6, Township 34 South,  
 Range 7 East of the Willamette Meridian, in the County of  
 Klamath, State of 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 \$180.00 each which were due  
 on October 22, November 22, and December 22, 1983, and on January 22,  
 1984; together with late payment charges in the amount of \$28.80. Also,  
 late taxes in the amount of \$372.69 for 1981-82 and \$391.10 for the year  
 1982-83 plus interest.

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 \$11,999.00 together with interest thereon  
 at the rate of 18.0% per annum from September 22, 1983, until paid; plus  
 late charges in the amount of \$28.80.

WHEREFORE, notice hereby is given that the undersigned trustee will on July 9, 19 84,  
 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 Klamath County Court House  
 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 obli-  
 gation, the performance of which is secured by said trust deed; the words "trustee" and "beneficiary" include their  
 respective successors in interest, if any.

DATED February 2119 84William M. Ganong

William M. Ganong

Successor

Trustee

State of Oregon, County of Klamath

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.

William M. Ganong  
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 24 day of July, A.D., 1984 at 9:59 o'clock A M,  
 and duly recorded in Vol M34, of \_\_\_\_\_ Mortgages on page 11501.

Fee: \$ 16.00

EVELYN BIEHN, COUNTY CLERK

by: Bernetha A. Smith, Deputy