

40076

MT-12788
PROOF OF SERVICE OF TRUSTEE'S NOTICE OF SALE UPON OCCUPANT AND TRUSTEE'S INSTRUCTIONS
RELATIVE THERETO (120-Day Notice)

Vol. 184 Page 14039

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

County of Multnomah } ss.

I, the undersigned trustee, being first duly sworn, depose and say:
The person to be served named below is an occupant of the property described in the Notice of Sale attached hereto and is either the grantor in the trust deed described in said Notice of Sale, or the successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice, or a lessee.
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

Guy and Marilyn Rahn
and/or

John Doe and/or Jane Doe
(possible occupants)

PROPERTY ADDRESS

1235 Owens Street
Klamath Falls, Oregon 97601

Service must be made at least 120 days before the date fixed for the trustee's sale in the Notice of Sale attached hereto. The last day for service is April 24, 1984.
The undersigned hereby certifies that said person is the only person named in ORS 86.750(1) who now occupies said property.
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 April

19 84

Trustee

Notary Public for Oregon
My commission expires 10/25/85

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

TRUSTEE'S INSTRUCTIONS AND PROOF OF
SERVICE UPON OCCUPANT OF TRUSTEE'S
NOTICE OF SALE
(120-Day Notice per ORS 86.750(1))

RE: Trust Deed from
Mark A. Daniels

Grantor

TO

Bank of Milwaukie

Trustee

AFTER RECORDING RETURN TO
Douglas M. Thompson
1200 Standard Plaza
Portland, Oregon 97204

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

STATE OF OREGON, County of

PROOF OF SERVICE

14040

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 trustee's 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:

Upon _____, Personal Service Upon Individual(s)
at _____, by delivering such true copy to him/her, personally and in person,
on _____, 19____, at _____ o'clock ____M.
or _____, 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: _____, 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.
or usual place of abode, to-wit: _____, 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
by leaving such true copy with _____, 19____, during normal working hours, at to-wit: _____ o'clock, ____M.
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 _____ (NAME OF CORPORATION, LIMITED PARTNERSHIP, ETC.)
(a) delivering such true copy, personally and in person, to _____, who is a/the
* _____ thereof; OR
(b) leaving such true copy with _____, who is a/the *
* Specify registered agent, officer (by title), director, general partner, managing agent.
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.

Subscribed and sworn to before me this _____ day of _____, 19____.

(SEAL)

Notary Public for Oregon
My commission expires _____

PUBLISHER'S NOTE: ORS 86.740(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.

14041

Mark A. Daniels

as grantor, to
as trustee,
as beneficiary,
page records of
367

_____, 19.81, _____, as grantor, i
 _____ County, Oregon, recorded _____, as trustee
 _____, in book/record volume No. M81, 1981, in the mortgage records of
 property situated in said county and state, to-wit: _____ at page 1367
 (in book when)
 The Southerly 64 feet of Lot 9, Block 201, MILL
 City of Klamath Falls, according to
 in the office of the County

The Southerly 64 feet of Lot 9, Block 201, MILLS SECOND ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon;

HAVING A STREET ADDRESS OF: 1235 Owens Street, Klamath Falls, Oregon;

Both the beneficiary and the trustee are deceased.

HAVING A STREET ADDRESS OF: 1235 Owens Street
Klamath Falls, Oregon 97601

ADDRESS OF: 1235 Owens Street
Klamath Falls, Oregon 97601

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 \$287.00, beginning July 1, 1983 through the installment due April 1, 1984, to the amount of \$5.00 each on each of the following the due date of each installment.

trustee have elected to sell the said real property to satisfy the obligations secured by the mortgage and a notice of default has been recorded pursuant to Section 86.735(3) of Oregon Revised Statutes for which the foreclosure is made is grantor's failure to pay when due the following sums:

Monthly installments of \$287.00, beginning July 1, 1983, and continuing through the installment due April 1, 1984, together with late charges in the amount of \$5.00 each on each installment not paid within 15 days following the due date thereof.

By reason of said default the beneficiary has declared all sums due and payable, said sums being the following:

\$2,583.70, together with late charges of \$5.00 each on each installment not paid within 15 days following the due date thereof.

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:

\$27,583.70, together with interest thereon at the rate of 9.75% per annum from June 1, 1983, until paid, plus trustee's fees, attorneys' fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said trust deed.

WHEREFORE, notice hereby is given that the undersigned trustee, _____, at the hour of _____ 10:00 o'clock, AM., Standard Time, at _____ 110 North Sixth Street, _____ in the City of _____, State of _____, County of _____, will execute and deliver to the beneficiary a deed of conveyance of the premises described in the foregoing instrument, together with late charges and continuing payments, and each installment not paid within 15 days thereof.

WHEREFORE, notice hereby is given that the undersigned trustee will on August 22, 19 84
at the hour of 10:00 o'clock, AM., Standard Time, as established by Section 187.110, Oregon Revised Statutes,
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 April 9, 19 84

NOTICE

DATED April 9

.., 19.. 84

DOUGLAS M. THOMPSON

Trustee

I, Douglas M. Thompson, Attorney at Law, do hereby certify that I am the attorney for the above named trustee and that the foregoing is a complete and exact copy of the original trustee's notice of sale.

Douglas M. Thompson
Trustee

If the foregoing is a copy to be served pursuant to ORS 86.740(2) or ORS 86.740(3), please print the name and address of the person to whom it is being served:

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.

~~Attorney for said Trustee~~

STATE OF Oregon

PROOF OF SERVICE

14042

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 trustee's 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:

Upon Guy Rahn
at 1235 Owens St. Klamath Falls, OR 97601
Upon Marilyn Rahn
at 1235 Owens St. Klamath Falls, OR 97601

Personal Service Upon Individual(s)
by delivering such true copy to him/her, personally and in person, on 4-18-1984, at 9:08 o'clock A.M.
by delivering such true copy to him/her, personally and in person, on 4-18-1984, at 9:08 o'clock A.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 age of 14 years and a member of the household of the person served on _____, 19____, at _____ o'clock _____ M.
Upon _____, by delivering such true copy at his/her dwelling house or usual place of abode, to-wit: _____, 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 _____, by leaving such true copy with _____, at the office which he/she maintains for the conduct of business at _____, 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 _____ (NAME OF CORPORATION, LIMITED PARTNERSHIP, ETC.)
(a) delivering such true copy, personally and in person, to _____, by _____ who is a/the _____ thereof; OR
(b) leaving such true copy with _____, who is a/the _____, the person who is apparently in charge of the office of _____, on _____, 19____, at _____ o'clock _____ M.
* Specify registered agent, officer (by title), director, general partner, managing agent.

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.

Deborah Sturgeon
Deborah Sturgeon

Subscribed and sworn to before me this 20 day of April, 1984.

(SEAL)

Notary Public for Oregon
My commission expires Sept. 12, 1987

PUBLISHER'S NOTE: ORS 86.740(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 in particular parties.

STATE OF OREGON: COUNTY OF KLAMATH:ss
I hereby certify that the within instrument was received and filed for record on the 15th day of August A.D., 1984 at 3:52 o'clock p M,
and duly recorded in Vol M84, of Mortgages on page 14039.

Fee: \$ 16.00

EVELYN BIEHN, COUNTY CLERK

by: Don Smith, Deputy