

57964

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

Vol. 1386 Page 2225

STATE OF OREGON, County of Multnomah, ss:

I, George C. Reinmiller

being first duly sworn, depose, and 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 both first class and certified mail with return receipt requested to each of the following named persons (or their legal representatives, where so indicated) at their respective last known addresses, to-wit:

NAME Richard L. Brisco

ADDRESS

39325 McCormick, Sandy OR 97055

Maria E. Brisco

39325 McCormick, Sandy OR 97055

Said persons include (a) the grantor in the trust deed, (b) any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice, (c) any person, including the Department of Revenue or any other state agency, having a lien or interest subsequent to the trust deed if the lien or interest appears of record or the beneficiary has actual notice of the lien or interest, and (d) any person requesting notice, as required by ORS 86.785.\*

Each of the notices so mailed was certified to be a true copy of the original notice of sale by

George C. Reinmiller

AN., 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 Portland, Oregon, on September 10, 1985.

With respect to each person listed above, one such notice was mailed with postage thereon sufficient for first class delivery to the address indicated, and another such notice was mailed with a proper form to request and obtain a return receipt and postage thereon in the amount sufficient to accomplish the same. Each of said notices was mailed after the notice of default and election to sell described in said notice of sale was recorded.

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

George C. Reinmiller Successor-Trustee  
Subscribed and sworn to before me this 6th day of January, 1986

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

\* More than one form of affidavit may be used when the parties are numerous or when the mailing is done on more than one date.

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

RE: Trust Deed from

Richard L. Brisco and  
Maria E. Brisco

Grantor

TO  
Klamath County Title Co.

Trustee

AFTER RECORDING RETURN TO

George C. Reinmiller  
521 SW Clay  
Portland OR 97201

(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/tile/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

22269

Reference is made to that certain trust deed made by RICHARD L. BRISCO and MARCIA E. BRISCO

Klamath County Title Company, as grantor, to  
in favor of First Interstate Bank of Oregon, N.A. fka First Nat'l Bank of Oregon, as trustee,  
dated October 1, 19 80, recorded October 9, 19 80, as beneficiary,  
Klamath County, Oregon, in book 160 / Volume No. M-80, in the mortgage records of  
fee/file/instrument/microfilm/reception No. \_\_\_\_\_ at page 19674,  
property situated in said county and state, to-wit: (indicate which), covering the following described real

Lots 3 and 4 and the Easterly 8 feet of Lot 5, Block 6, EWAUNA HEIGHTS ADDITION TO THE CITY OF KLAMATH FALLS, OREGON, ALSO the Easterly 10 feet of the vacated portion of the alley adjacent to Lot 3 in said Block 6 of EWAUNA HEIGHTS ADDITION, in the County of Klamath, State of Oregon. (219 High 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 \$902.21 each, commencing with the payment due February 1, 1985 and continuing each month until this trust deed is reinstated or goes to Trustee's sale; plus all fees, costs and expenses associated with this foreclosure, all sums expended by beneficiary to protect the property or its interest therein during the pendency of this proceeding, and less the reserve account balance of \$448.74.

By reason of said default the beneficiary has declared all sums owing on the obligation secured by said trust deed immediately due and payable, said sums being the following, to-wit:  
The sum of \$73,486.63 with interest thereon at the rate of 12.00% per annum from January 1, 1985, until paid; plus all fees, costs and expenses associated with this foreclosure, all sums expended by beneficiary to protect the property or its interest therein during the pendency of this proceeding, and less the reserve account balance of \$448.74.

WHEREFORE notice hereby is given that the undersigned trustee will on February 7, 19 86, at the hour of 1:00 o'clock, P., 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 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 86.753 of Oregon Revised Statutes has the right, at any time prior to five days before the trustee conducts the sale, to have this foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of the principal as would not then to be due had no default occurred) and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or trust deed, and in addition to paying said sums or tendering the performance necessary to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and trust deed, together with trustee's and attorney's fees not exceeding the amounts provided by said Section 86.753 of Oregon Revised Statutes.

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, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED September 10, 19 85

GEORGE C. REINMILLER, 1985  
521 SW Clay, Suite 2000  
Portland, OR 97201 Multnomah 226-3607  
State of Oregon, County of \_\_\_\_\_

GEORGE C. REINMILLER - Successor-Trustee

Trustee

I, the undersigned, certify that I am an attorney \_\_\_\_\_ and that the foregoing is a complete and exact copy of the original trustee's notice of sale.

Attorney

If the foregoing is a copy to be served pursuant to ORS 86.740 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.

Filed for record at request of \_\_\_\_\_ of February A.D., 19 86 at 2:02 o'clock P. M., and duly recorded in Vol. M86 day \_\_\_\_\_ of \_\_\_\_\_ Mortgages on Page 2226

FEE \$9.00

Evelyn Biehn County Clerk

By Bernetha J. Jetch