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**TRUSTEE'S NOTICE OF DEFAULT
AND ELECTION TO SELL AND OF SALE**

VOL M85 Page 6320
Vol M85 Page 19868

Reference is made to that Trust Deed wherein BILLY RUSHING and PATRICIA N. RUSHING, husband and wife, is Grantor; WILLIAM L. SISEMORE is Trustee; and FIRST SERVICE CORPORATION OF SOUTHERN OREGON is Beneficiary, recorded in Official/Microfilm Records, Vol. M85, Page 6983, Klamath County, Oregon, covering the following-described real property in Klamath County, Oregon:

Lot 17, Block 8, TRACT NO. 1079, SIXTH ADDITION TO SUNSET VILLAGE, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

No action is pending to recover any part of the debt secured by the trust deed.

The obligation secured by the trust deed is in default because the grantor has failed to pay the following:

\$483.70 due on July 15, 1985, and a like payment due on the 15th day of each month thereafter.

The sum owing on the obligation secured by the trust deed is:

\$51,064.72, plus interest from June 10, 1985,

plus trustee's fees, attorney's fees, foreclosure costs and any sums advanced by beneficiary pursuant to the terms of said trust deed.

Beneficiary has and does elect to sell the property to satisfy the obligation pursuant to ORS 86.705 to 86.795.

The property will be sold as provided by law on April 16, 19 86, at 10:00 o'clock a.m. based on standard of time established by ORS 187.110 at Room 204, 540 Main Street, Klamath Falls, Klamath County, Oregon.

Interested persons are notified of the right under ORS 86.753 to have this proceeding dismissed and the trust deed reinstated by payment of the entire amount then due, other than such portion as would not then be due had no default occurred, together with costs, trustee's and attorney's fees, and by curing any other default complained of in this Notice, at any time prior to five days before the date last set for sale.

Dated: December 5, 19 85. William L. Sisemore, Trustee

STATE OF OREGON, County of Klamath ss
The foregoing was acknowledged before me on December 5, 19 85 by William L. Sisemore

Clara M. Foley Notary Public for Oregon — My Commission Expires: Feb. 5, 1989

Certified to be a true copy:

Attorney for Trustee

STATE OF OREGON, County of Klamath ss
Filed for record on December 5th, 19 85 at 2:17 o'clock P.m.
and recorded in M85 page 19868 of mortgages.

Evelyn Biehn, Klamath County Clerk by Ram Smith, Deputy

After recording return to:

William L. Sisemore Fee: \$5.00
540 Main St.,
Klamath Falls, Or. 97601.

INDEXED



Affidavit of Publication

6371

STATE OF OREGON,
COUNTY OF KLAMATH

55.

(COPY OF NOTICE TO BE PASTED HERE)

I, Sarah L. Parsons, Office
Manager
being first duly sworn, depose and say that
I am the principal clerk of the publisher of
the Herald and News

a newspaper of general circulation, as
defined by Chapter 193 ORS, printed and
published at Klamath Falls in the aforesaid
county and state; that the #551 Notice of default

a printed copy of which is hereto annexed,
was published in the entire issue of said
newspaper for four

~~consecutive days~~

(4 insertion s) in the following issue s: —

Feb. 20, 1986

Feb. 27, 1986

Mar. 6, 1986

Mar. 13, 1986

Total Cost: \$133.00

Sarah L. Parsons

Subscribed and sworn to before me this 13
day of March 1986

[Signature]
Notary Public for Oregon

My commission expires Jan 15 90

TRUSTEE'S NOTICE OF DEFAULT
AND ELECTION TO SELL AND OF SALE
Reference is made to that Trust Deed wherein
BILLYE RUSHING and PATRICIA N.
RUSHING, husband and wife, is Grantor;
WILLIAM L. SISEMORE is Trustee; and
FIRST SERVICE CORPORATION OF
SOUTHERN OREGON is Beneficiary, recorded
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official plat thereof on file in the office of the
County Clerk of Klamath County, Oregon.
No action is pending to recover any part of the
debt secured by the trust deed.
The obligation secured by the trust deed is in
default because the grantor has failed to pay the
following:
\$483.70 due on July 15, 1985, and a like payment
due on the 15th day of each month thereafter.
The sum owing on the obligation secured by the
trust deed is \$51,064.72, plus interest from June 10, 1985, and
late charges;
plus trustee's fees, attorney's fees, foreclosure
costs and any sums advanced by beneficiary
pursuant to the terms of said trust deed.
Beneficiary has and does elect to sell the prop-
erty to satisfy the obligation pursuant to ORS
86.705 to 86.795.
The property will be sold as provided by law on
April 11, 1986, at 10:00 o'clock a.m. based on
standard of time established by ORS 187.110 at
Room 204, 540 Main Street, Klamath Falls,
Klamath County, Oregon.
Interested persons are notified of the right under
ORS 86.753 to have this proceeding dismissed
and the trust deed reinstated by payment of the
entire amount then due, other than such portion
as would not then be due had no default occur-
red, together with costs, trustee's and attorney's
fees, and by curing any other default complained
of in this Notice, at any time prior to five days
before the date last set for sale.
Dated: December 5, 1985
William L. SiseMORE, Trustee
#SST Feb. 20, 23 March 6/13/ 1986

PROOF OF SERVICE

6372

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 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:

Personal Service Upon Individual(s)

Upon JAMES BROADWAY, by delivering such true copy to him/her personally and in person, at 3878 Rio Vista, Klamath Falls, Ore., on Dec. 9, 1985, at 5:27 o'clock P.M.

Upon TERRILL BROADWAY, by delivering such true copy to him/her personally and in person, at 3878 Rio Vista, Klamath Falls, Ore., on Dec. 9, 1985, at 5:27 o'clock P.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 _____, at the office which he/she maintains for the conduct of business at _____, by leaving such true copy with _____, 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 _____, by _____, (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 _____, 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 _____, on _____, 19____, at _____ 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, if 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 _____ day of _____, 19____

TED L. LINDOW
Legal Investigations
3710 Madison
Klamath Falls, Or. 97604
503-882-6754

Notary Public for Oregon
My commission expires _____

(SEAL)

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.

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE
STATE OF OREGON, County of Klamath, ss:

6373

I, William L. Sisemore, 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 ADDRESS
CP National Corporation 1011 Main St.,
Klamath Falls, Or. 97601

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
William L. Sisemore, 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 December 6, 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 corpo-
ration and any other legal or commercial entity.

Subscribed and sworn to before me this 6th day of December, 1985.
W. L. Sisemore
Notary Public for Oregon. My commission expires 2-5-89.

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

Grantor
TO
Trustee

AFTER RECORDING RETURN TO
William L. Sisemore
540 Main St.,
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 , 1985,
at o'clock M., and recorded
in book/reel/volume No. on
page or as fee/file/instru-
ment/microfilm/reception No.
Record of Mortgages of said County.
Witness my hand and seal of
County affixed.
By NAME
 TITLE
 Deputy

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

6374

STATE OF OREGON, County of Klamath, ss:

I, William L. Sisemore

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 Billy Rubhing

ADDRESS

c/o Norma Pennington
3013 Mt. Vernon Ave.,
Bakersfield, Ca. 93306

Patricia N. Rushing

c/o Norma Pennington
3013 Mt. Vernon Ave.,
Bakersfield, Ca. 93306

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 William L. Sisemore

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 December 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.

Subscribed and sworn to before me this 10th day of December, 1985.

(SEAL)

Walter M. Freney

Notary Public for Oregon. My commission expires 2-5-89

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

Grantor

TO

Trustee

AFTER RECORDING RETURN TO

William L. Sisemore
540 Main St.,
Klamath Falls, Or. 97601

DON'T USE THIS SPACE: RESERVED FOR RECORDING LABEL IN COUNTIES WHERE USED

STATE OF OREGON, County of Klamath ss.

I certify that the within instrument was received for record on the 15th day of April, 1986, at 1:07 o'clock P.M., and recorded in book/reel/volume No. M86 on page 637 0 or as fee/tile/instrument/microfilm/reception No. 60253, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

By Pam Smith Deputy

Fee: \$21.00