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90950

ASPEN F-30500

## AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF OREGON, County of Klamath, ss:Vol m88 Page 14206I, Sandra Handsaker,

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

Rene N. Wyss

c/o Robert Berman  
14311 So. Lenoli Avenue  
Hawthorne, CA 90250

Robert Berman

14311 So. Lenoli Avenue  
Hawthorne, CA 90250

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

Andrew A. Patterson, Assistant Secretary XXXXXXXX

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 5, 19 87. 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 31st day of August

(SEAL)

Doreen A. Smith  
Notary Public for Oregon. My commission expires 3-31-88

\* 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

Robert H. Berman

Grantor

TO

Aspen Title & Escrow, Inc.

Successor

Trustee

AFTER RECORDING RETURN TO

Aspen Title & Escrow, Inc.  
600 Main Street  
Klamath Falls, Oregon 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/tile/instrument/microfilm/reception No.           , Record of Mortgages of said County.

Witness my hand and seal of County affixed.

NAME

TITLE

By            Deputy

OK

ASPEN F-30500  
TRUSTEE'S NOTICE OF SALE

14207

Reference is made to that certain trust deed made by ROBERT H. BERMAN

TRANSAMERICA TITLE INSURANCE COMPANY, A California Corporation, as grantor, to  
 in favor of WELLS FARGO REALTY SERVICES, INC., A California Corporation, Trustee as beneficiary,  
 dated April 9, 19 79, recorded July 26, 19 79, in the mortgage records of  
Klamath County, Oregon, in book/entry/serial No. M-79 at page 17751  
 by the instrument/microfilm reception No. XXXXXXXXXXXX (indicate which), covering the following described real  
 property situated in said county and state, to-wit:

Lot 1, Block 42, Tract No. 1184, OREGON SHORES UNIT #2, FIRST  
 ADDITION, 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 Oregon Revised Statutes 86.735(3); the de-  
 fault for which the foreclosure is made is grantor's failure to pay when due the following sums:

Monthly installments of principal and interest due for the months of May, June,  
 July, August, September, October, November and December of 1986, and January and  
 February, of 1987 in the amounts of \$54.10 each; and subsequent intallments of  
 like amounts; Subsequent amounts for assessments due under the terms and provisions  
 of the Note and Trust Deed.

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:  
 \$2,182.81 plus interest and late charges, thereon from April 22, 1986, at  
 the rate of EIGHT AND ONE HALF (8½) PER CENT per annum until paid and all  
 sums expended by the Beneficiary pursuant to the terms and provisions of  
 the Note and Trust Deed.

WHEREFORE, notice hereby is given that the undersigned trustee will on July 13, 19 87,  
 at the hour of 10:00 o'clock, A.M., in accord with the standard of time established by ORS 187.110, at  
ASPEN TITLE & ESCROW, INC., 600 Main Street  
 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 ORS 86.753 has the right, at any time prior to five days before the date last set for  
 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 perform-  
 ance required under the obligation or trust deed, and in addition to paying said sums or tendering the perform-  
 ance 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 ORS 86.753.  
 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, and the words "trustee" and "beneficiary" include their  
 respective successors in interest, if any.

DATED February 26, 19 87, ASPEN TITLE & ESCROW, INC.

BY Indeul Patterson  
 Successor Trustee

State of Oregon, County of Klamath ss: Assistant Secretary

I, the undersigned, certify that I am the undersigned for the above named trustee and that  
 the foregoing is a complete and exact copy of the original trustee's notice of sale.

Assistant Secretary XXXXXXXXXX for said Trustee

STATE OF OREGON, COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title Co. the 31st day  
 of Aug. A.D. 19 88 at 4:00 o'clock P.M., and duly recorded in Vol. M88  
 of Mortgages on Page 14207

FEE 13.00

Evelyn Biehn County Clerk

By Pauline Mullenbale