

Affidavit of Publication

STATE OF OREGON,
COUNTY OF KLAMATH

ss.

I, Deanna Azevedo, Office Managerbeing first duly sworn, depose and say that
I am the principal clerk of the publisher of
the Herald and Newsa newspaper of general circulation, as
defined by Chapter 193 ORS, printed and
published at Klamath Falls in the aforesaid
county and state; that the _____

LEGAL #888

TRUSTEE'S SALE-WHALEY

a printed copy of which is hereto annexed,
was published in the entire issue of said
newspaper for FOUR(4 insertion s) in the following issue s: _____

JULY 3, 1989

JULY 10, 1989

JULY 17, 1989

JULY 24, 1989

Total Cost: \$247.52

Deanna AzevedoSubscribed and sworn to before me this 24
day of JULY, 1989

Notary Public of Oregon

My commission expires Jan 15 90

(COPY OF NOTICE TO BE PASTED HERE)

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by L.A. WHALEY and KAREN (A. WHALEY) husband and wife, as grantor, to ASPEN TITLE & ESCROW, INC. An Oregon Corporation, as trustee, in favor of WILLIAM B. D. GRAY, as beneficiary, dated September 22, 1987, recorded September 23, 1987, in the mortgage records of Klamath County, Oregon, in book M12 at page 17302, covering the following described real property situated in said county and state, to-wit:

Lot 2, EMPIRE TRACTS, in the County of Klamath, State of Oregon.

Both the beneficiary and the trustee have elected to satisfy the debt secured by said trust deed and a notice of foreclosure has been recorded pursuant to Oregon Revised Statutes (26.735(3)), the default 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 April, May, June, July, August, September, October, November, and December of 1988, and January, February and March of 1989, in the amounts of \$275.38 each; and subsequent installments 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: \$275.38 plus interest and late charges, thereon from March 22, 1989, at the rate of TEN (10%) 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 August 10, 1989, at the hour of 10:15 o'clock, P.M. in accordance with the standard 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 or grantors have conveyed 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 187.110 has the right, at any time prior to five days before the date set for the sale, to have this foreclosure process 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 have been due had no default occurred) and by curing any other default complained of here in that is capable of being cured by tendering the performance required under the obligation of said 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 of said trust deed, together with trustee's and attorney's fees not exceeding the amounts provided by said ORS 187.110.

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 phrase "amount then due" is secured by said trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED April 10, 1989
ASPEN TITLE & ESCROW, INC.
BY: Andrew A. Patterson, Successor Trustee
July 3, 10, 17, 24, 1989

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Aspen Title Co.on this 17th day of Aug. A.D., 19 89
at 3:33 o'clock P.M. and duly recorded
in Vol. M89 of Mortgages Page 15360

Evelyn Biehn County Clerk

By Pauline Mulendore

Deputy.

Fee, \$8.00