

OK

20383

Vol. m90 Page 18888

## AMENDED TRUSTEE'S NOTICE OF SALE (after release from stay)

Reference is made to that certain trust deed made by Judy Nelson

....., as grantor, to  
William M. Ganong....., as trustee,  
 in favor of Certified Mortgage Company, an Oregon Corporation....., as beneficiary,  
 dated July 31....., 19 86....., recorded July 31....., 19 86....., in the mortgage records of  
Klamath..... County, Oregon, in Book Free/volume No. M86..... at page 13496.....  
~~fee/file/instrument/microfilm/reception~~ ~~Mo x x x x x x x x~~ (indicate which), covering the following described real  
 property situated in said county and state, to-wit:

Lot 1 Moyina, according to the official plat thereof on file in the office  
 of the County Clerk of Klamath County, 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:

\$9,000.00 plus interest due July 31, 1989, and failure to provide  
 real property insurance.

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:

\$9,000.00 plus interest at the rate of 14% per annum from 7/14/89  
 plus real property insurance premiums.

The Notice of Default and original Notice of Sale given pursuant thereto stated that the property would be  
 sold on January 15....., 1990....., at the hour of 10:00..... o'clock A.M., in accord with the standard of  
 time established by ORS 187.110, at 540 Main St., #301.....  
 in the City of Klamath Falls....., County of Klamath....., State of Oregon; however, subse-  
 quent to the recording of said Notice of Default the original sale proceedings were stayed by order of the court or by  
 proceedings under the National Bankruptcy Act or for other lawful reason. The beneficiary did not participate in ob-  
 taining such stay. Said stay was terminated on August 22....., 1990.....

WHEREFORE, notice hereby is given that the undersigned trustee will on September 20....., 1990.....  
 at the hour of 10:00..... o'clock, A.M., in accord with the standard of time established by ORS 187.110  
 at 540 Main St., #301.....

in the City of Klamath Falls....., County of Klamath....., State of Oregon, (which is the new  
 date, time and place set for said sale) sell at public auction to the highest bidder for cash the interest in the said de-  
 scribed 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 reason-  
 able 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 capa-  
 ble 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 incur-  
 red 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 August 29....., 1990.....

William M. Ganong  
 Successor Trustee

Trustee

State of Oregon, County of Klamath..... ss:

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

Attorney for said Trustee

BL/NOD (4/12/90)

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF OREGON, PORTLAND OFFICE

P90005836

CASE NO.: 390-30394-H13

IN RE:  
JUDY NELSON

9146 N ADRIATIC

PORTLAND, OR 97203-2722

DEBTOR(S)

OTHER NAMES/ADDRESSES USED BY DEBTOR(S):

SSN/ID:  
542-62-5069

TRUSTEE: ROBERT W. MYERS

DEBTOR'S ATTY: WILLIS D. ANDERSON, 503-236-9211

NOTICE OF DISMISSAL

WILLIAM L. SISEMORE  
540 E MAIN ST #301

KLAMATH FALLS, OR 97601-3236

THE COURT HAVING FOUND THAT:

THE DEBTOR(S) FAILED TO ATTEND THE 341(A) MEETING

NOTICE IS GIVEN THAT:

1. THIS CASE WAS DISMISSED BY COURT ORDER ON 8/22/90.

2. WITHIN 15 DAYS OF THE DATE BELOW ANY TRUSTEE SHALL FILE A FINAL REPORT AND ACCOUNT, AND UPON FILING THE TRUSTEE SHALL BE DISCHARGED AND RELIEVED OF HIS TRUST, THE TRUSTEE'S BOND CANCELLED, AND THE SURETY OR SURETIES THEREON RELEASED FROM FURTHER LIABILITY THEREUNDER EXCEPT FOR ANY LIABILITY ACCRUING DURING THE TIME SUCH BOND WAS IN EFFECT.

3. BY VIRTUE OF THE COURT'S ORDER NO FURTHER PAYMENTS WILL BE MADE TO CREDITORS BY A TRUSTEE; THE BANKRUPTCY CODE PROVISIONS FOR AN AUTOMATIC STAY OF CERTAIN ACTS AND PROCEEDINGS AGAINST THE DEBTOR(S) AND CO-DEBTORS AND THEIR PROPERTY ARE NO LONGER IN EFFECT; AND CREDITORS SHOULD NOW LOOK DIRECTLY TO THE DEBTOR(S) FOR SATISFACTION OF ANY BALANCES OWING UPON THEIR CLAIMS.

4. ANY PREVIOUSLY ENTERED ORDER DIRECTING EMPLOYER TO PAY WAGES TO A TRUSTEE IS TERMINATED AND THE EMPLOYER OF THE DEBTOR SHOULD DISCONTINUE MAKING PAYMENTS TO THE TRUSTEE AND SHOULD HEREAFTER PAY ALL NET WAGES EARNED BY THE DEBTOR DIRECTLY TO THE DEBTOR.

DATED: AUGUST 24, 1990

CLERK, U. S. BANKRUPTCY COURT

AFFIDAVIT OF MAILING AMENDED TRUSTEE'S NOTICE OF SALE  
(after release from stay)

18890

STATE OF OREGON, County of Klamath, ss:

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.

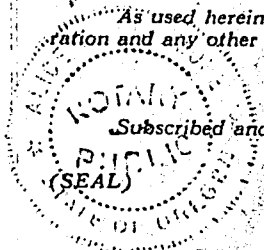
I gave notice of the sale of the real property described in the attached Amended Trustee's Notice of Sale by mailing a copy thereof by registered or certified mail to each of the following named persons (or their legal representatives, where so indicated) at their respective last known addresses, to-wit:

NAME	ADDRESS
Wayne Richey	2114 Madison, Klamath Falls, OR 97603
Danny Storey	3147 Boardman, Klamath Falls, OR 97603
Bruce Brink	1643 Manzanita, Klamath Falls, OR 97603
Danny Walton	2711 Madison, Klamath Falls, OR 97603
Rhoda E. Trapp	4660 Old Midland Rd., Klamath Falls, OR 97603
Jean Hearst	c/o Richard Fairclo 280 Main St., Klamath Falls, OR 97601
Jewett, Jacobson & Thierolf, PC	P.O. Box 4687 Medford, OR 97501
Judy Nelson	1300 Patterson Street Klamath Falls, OR 97603
Judy Nelson	9146 N. Adriatic Portland, OR 97203-2722
Judy Nelson	2106 Madison, Klamath Falls, OR 97603

Said Amended Trustee's Notice of Sale was given in compliance with ORS 86.755(6), within 30 days after release from a stay of the foreclosure proceedings, and the above named persons include all of those persons listed in ORS 86.740 and ORS 86.750(1).

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 August 29, 1990, which was within 30 days after release from a stay of the foreclosure proceeding set forth therein.

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



William L. Sisemore

Subscribed and sworn to before me this 29 day of August, 1990

Evelyn Biehn  
Notary Public for Oregon  
My commission expires 8/2/91

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

AFFIDAVIT OF MAILING  
AMENDED TRUSTEE'S NOTICE OF SALE  
(after release from stay)

Re: Trust Deed From

Grantor

to

Trustee

WILLIAM L. SISEMORE  
Attorney at Law  
540 Main Street  
Klamath Falls, OR 97601

(DO NOT 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 20th day of Sept., 1990 at 10:41 o'clock A.M., and recorded in book/reel/volume No. M90 on page 18888 or as fee/file/instrument/microfilm/reception No. 20383 Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk  
NAME TITLE  
By Doreen Neuland Deputy

Fee \$18.00

1800