

24716

Vol. m9/ Page 792

TRUSTEE'S AFFIDAVIT OF MAILING OF
TRUSTEE'S NOTICE OF SALE

STATE OF OREGON, County of Klamath, SS:

I, William M. Ganong, Attorney at Law, 292 Main Street, Klamath Falls, Oregon 97601, being first duly sworn, depose and say:

I am the Trustee or Successor Trustee for the Trust Deed more particularly described in the Trustee's Notice of Sale attached hereto.

On August 29, 1990, I deposited with the United States Postal Service at Klamath Falls, Oregon, sealed envelopes each containing a Trustee's Notice of Sale executed by me and containing the information shown on the Trustee's Notice of Sale attached hereto. I mailed one such envelope by First Class Mail and one such envelope by Certified Mail with Return Receipt Request, postage prepaid, to each of the following named parties at the following addresses:

David Whitlock, 1845 Grape Street, Klamath Falls, OR 97601; State of Oregon, Dept. of Corrections, 401 Pine Street, Klamath Falls, Oregon 97601; Fay Stornetta P.O. Box 78, Keno, OR 97627; Toni Leslie Whitlock, 2410 Applegate, Klamath Falls, Oregon 97601

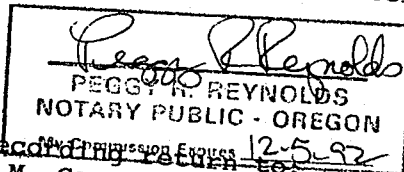
The above named parties include: (a) The Grantor in the Trust Deed; (b) Any Successor in interest to the Grantor whose interest appears of record, or of whose interest the trustee or the beneficiary has actual notice; (c) Any person or agency having a lien or interest subsequent to the Trust Deed which lien or interest appears of record or which the beneficiary has actual notice; and (d) Any person requesting notice as provided in ORS 86.785.

The addresses shown above are the last known addresses of said parties.

William M. Ganong
William M. Ganong

Subscribed and sworn to before me this 11 day of January, 1991.

(SEAL)



After recording return to:
William M. Ganong
292 Main Street
Klamath Falls, OR 97601

Peggy R. Reynolds
Notary Public for Oregon
My Commission Expires: 12-5-92

SHERIFF'S RETURN OF SERVICE

State of Oregon)
County of Klamath) Court Case No.
 Sheriff's Case No. 903070-01
 Received for Service 08/30/90

I hereby certify that I received for service on
 OCCUPANTS

the within:

TRUSTEE'S NOTICE OF SALE

See attached page if Other Process Served if marked []

FAE M HEATLEY
was served personally and in person at
316 MAIN ST
KLAMATH FALLS , OR on 10/03/90 at 14:00 hours.

All search and service was made within Klamath County,
State of Oregon.

Carl R. Burkhardt, Sheriff
Klamath County, Oregon

By Helen Coleman
COLEMAN, HELEN

Copy To:

GANONG , WILLIAM M
292 MAIN
KLAMATH FALLS OR 97601

TRUSTEE'S NOTICE OF SALE

YOU ARE GIVEN NOTICE : THAT THE BENEFICIARY AND TRUSTEE HAVE ELECTED TO SELL THE PROPERTY DESCRIBED BELOW TO SATISFY THE FOLLOWING DESCRIBED OBLIGATION:

1. The names of the Grantor, Trustee and Beneficiary named in the subject Trust Deed are:

a. Grantor: David R. Whitlock and Fay M. Stornetta

b. Trustee: Aspen Title & Escrow, Inc., an Oregon Corporation

c. Beneficiary: Julia M. Kimsey

2. The legal description of the property covered by the subject Trust Deed is:

Lot 11 and the North 25 feet of Lot 10, Block 4, LENOX, in the County of Klamath, State of Oregon.

3. The Book, page number and the date the subject Trust Deed was recorded in the Mortgage Records of Klamath County, Oregon are:
Book: M-88; Page: 11309; Dated: July 15, 1988.

4. The default for which the foreclosure is made is the Grantor's failure to make monthly installment payments of \$180 from October, 1988 through August, 1990 and failure to pay real property taxes for 1989-90 in the amount of \$378.65 plus interest.

5. The sum owing on the obligation secured by the subject Trust Deed is the principal amount of \$19,939.78 plus interest thereon at the rate of 9% per annum from October, 1988 until paid.

6. The Beneficiary and the Trustee have elected to foreclose the above referenced Trust Deed pursuant to the provisions of Oregon Revised Statutes 86.705 to 86.795.

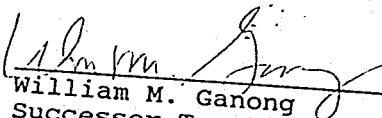
7. The Trustee will conduct a sale of the above described property at 10:00 a.m. on the 11th day of January, 1991 at the front steps of the Klamath County Courthouse, 300 block of Main Street, Klamath Falls, Oregon.

8. Pursuant to ORS 86.753; the Grantor, the Grantor's successor in interest to all or any part of the above described property, any beneficiary under a subordinate Trust Deed, or any person having a subordinate lien or encumbrance of record on the property; may cure the default or defaults at any time prior to five days before the above said date of sale by paying the entire amount due at the time of cure under the terms of the obligation, other than such portion as would not then be due had no default occurred.

In addition, the person affecting the cure shall pay all costs and expenses actually incurred in enforcing the obligation and Trust Deed, together with the Trustee's and Attorney's fees specified in the said statute.

In construing this instrument, 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 persons owing an obligation, the performance of which is secured by said Trust Deed, the words "trustee" and "beneficiary" include their respective successors in interest, if any.

Dated this 24 day of August, 1990.


 William M. Ganong
 Successor Trustee
 292 Main Street
 Klamath Falls, OR 97601
 (503) 882-7228

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Wm. M. Ganong
 of Jan. A.D., 19 91 at 3:57 o'clock P M., and duly recorded in Vol. M91
 of Mortgages on Page 792
 FEE \$23.00
 Evelyn Biehn County Clerk
 By Pauline Muelendore