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Aspen title 35401

Affidavit of Publication

STATE OF OREGON,
COUNTY OF KLAMATH

I, Deanna Azevedo, 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

LEGAL #2011

TRUSTEES NOTICE OF SALE

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

(4 insertions) in the following issues:

SEPT 7, 1990

SEPT 14, 1990

SEPT 21, 1990

SEPT 28, 1990

Total Cost: \$277.44

Subscribed and sworn to before me this 28TH

day of SEPTEMBER 19 90

Lita Ducha
Notary Public of Oregon

My commission expires Jan 15 94

(COPY OF NOTICE TO BE PASTED HERE)

TRUSTEE'S NOTICE OF SALE
Reference is made to that certain trust deed
made by Gary T. Whittle, as grantor, to Trans-
america Title Insurance Company, as trustee,
in favor of Equitable Savings and Loan Associa-
tion, as beneficiary, dated February 8, 1978, re-
corded February 22, 1978, in the mortgage re-
cords of Klamath County, Oregon, in book No.
M-78, page 1321, covering the following
described real property situated in said county
and state, to-wit:
The South 80 feet of Lots 404 and 405, Block 103,
MILLS ADDITION TO THE CITY OF
KLAMATH FALLS, in the County of Klamath,
State of Oregon.
Property Address: 830 East Main Street,
Klamath Falls, Oregon 97601.
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 default
for which the foreclosure is made is grantor's
failure to pay when due, the following sums:
monthly payments of \$277.66 beginning 4-1-90 to
7-1-90; plus late charges of \$11.86 each month
beginning 7-1-90; plus prior accrued late
charges of \$59.30; together with title expense
costs, trustee's fees and attorney's fees incurred
herein by reason of said default; and any further
sums advanced by the beneficiary for the pro-
tection of the above described real property, and
its interest therein.
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:
\$15,702.45 with interest thereon at the rate of 9.75
percent per annum beginning 3-1-90 until paid;
plus late charges of \$11.86 each month beginning
7-1-90 until paid; plus prior accrued late
charges of \$59.30; together with title expense,
costs, trustee's fees and attorney's fees incurred
herein by reason of said default; and any further
sums advanced by the beneficiary for the pro-
tection of the above described real property and
its interest therein.

WHEREFORE, notice hereby is given, that the
undersigned trustee will on November 14, 1990,
at the hour of 10:00 o'clock, A.M., in accord with
the standard of time established by ORS 187.110,
at inside door to main lobby of the Klamath
County Courthouse 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, to satisfy the foregoing obligations thereby
secured and the costs and expenses of sale, in-
cluding 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 be due had no default occurred) and by cur-
ing any other default complained of herein that
is capable of being cured by tendering the per-
formance 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 actu-
ally 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 singu-
lar includes the plural, the word "grantor" in-
cludes any successor in interest to the grantor as
well as any other person owing an obligation, the
performance of which is secured by said trust
deed, and the words "trustee" and
"beneficiary" include their respective suc-
cessors in interest, if any.

DATED July 3, 1990

David E. Fennell, 5400 Columbia Center, 701 5th
Avenue, Seattle, Washington 98104: (206) 623-7580.
Trustee

State of Washington; County of King ss:

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

David E. Fennell - Trustee
#2011 Sept. 7, 14, 21, 28, 1990

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Aspen Title co.

on this 26th day of Oct. A.D., 19 90
at 3:10 o'clock P.M. and duly recorded
in Vol. M90 of Mortgages Page 21644.

Evelyn Biehn

County Clerk

By Deanna Azevedo
Fee, \$8.00 Deputy.

Return:

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Affidavit of Publication

4383

STATE OF OREGON
COUNTY OF KLAMATH

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title Co. the 11th day
of March A.D., 19 91 at 3:47 o'clock P.M., and duly recorded in Vol. M91,
of Mortgages on Page 4382.

FEE \$10.00

Evelyn Biehn County Clerk

By Pauline Muelenders

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