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AFTER RECORDING, RETURN TO: Wm. M. Ganong, 635 Main Street Klamath Falls OR 97601

## AFFIDAVIT RE SERVICE ON OCCUPANT

TRUSTEE'S INSTRUCTIONS to the person who serves the Trustee's Notice of Sale attached hereto:

STATE OF OREGON, County of Klamath) ss.

I, the undersigned, being first duly sworn, depose and say:

I am the Successor Trustee described in the attached Trustee's Notice of Sale.

You are hereby directed to serve the Trustee's Notice of Sale in the manner in which a summons is served pursuant to ORCP 7D.(2) and 7D.(3), upon the occupant of the property described in said Notice of Sale.

The name of the person to be served and the property address of the property described in said Trust Deed, are as follows:

Coralie C. Nelson 119 Williamson River Drive Chiloquin OR 97624

Service should be made by November 10, 1995, which is 120 days before the date fixed for the sale in the attached notice. If you have not made service by that date, and the property appears occupied, persist in making service until it has been accomplished.

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

William M. Ganong Successor Trustee

SUBSCRIBED AND SWORN to before me this 31st day of October, 1995.

OFFICIAL SEAL
WENDY YOUNG
NOTARY PUBLIC - OREGON
COMMISSION NO. 008792
MY COMMISSION EXPIRES AUG. 31, 1995

Notary Public for Oregon
My Commission Expires: 8/31/95

## 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: Coralie C. Nelson
  - В. Trustee: Aspen Title & Escrew Company
  - C. Beneficiary: Horizons Investment No. 85 IX, a California Partnership
- 2. The legal description of the property covered by the subject Trust Deed is:

SEE EXHIBIT A ATTACHED HERETO AND INCORPORATED HEREIN BY

- 3. The Book, page number and the date the subject Trust Deed was recorded in the Mortgage Records of Klamath County, Oregon are: Page: 10927 Date Recorded: May 14, 1993
- The default for which the foreclosure is made and the sum owing on the obligations secured by the subject Trust Deed is the Grantor's failure to pay the following: Principal balance of \$60,000, plus interest thereon to September 21, 1995 in the sum of \$11,743.33, plus interest at the rate of 16% per annum from September 21, 1995 until paid; advances for real property taxes and other advances of \$24,817.73, plus interest thereon to September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest thereon at the rate of 16% per annum from September 21, 1995 in the sum of \$2,790.26, plus interest the september 21, 1995 in the sum of \$2,790.26, plus interest the september 21, 1995 in t 21, 1995 until paid; plus late charges and fees owed to beneficiary in the sum of \$5,394.71. Late charges continue to accrue after September 21, 1995 at the
- 5. The Beneficiary and the Trustee have elected to foreclose the above referenced Trust Deed pursuant to the provisions of Oregon Revised Statutes
- 6. The Trustee will conduct a sale of the above described property at 10:00 a.m. on the 11th of March, 1996, at the front steps of 635 Main Street, Klamath Falls,
- 7. 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. The Court the default or defaults at any time prior to 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

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

Dated this 31st day of October, 1995.

William M. Ganong Successor Trustee

635 Main Street

Klamath Falls, OR 97601

## KLAMATH COUNTY SHERIFF'S OFFICE - RETURN OF SERVICE

State of Oregon )
County of Klamath )

Court Case No.

Sheriff's Case No. 95-03390

Received for Service 11/01/95

I hereby certify that I received for service on the within:

TRUSTEE'S NOTICE OF SALE

ALSO LIVING AT THE ABOVE ADDRESS ARE THE FOLLOWING:

LORETTA WILKEY ELISE NELSON KIKKI NELSON

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

Carl R. Burkhart, Sheriff Klamath County, Oregon

By WOODWORTH, GREGG R

Copy to:

WILLIAM M GANONG, ATTORNEY AT LAW 635 MAIN STREET KLAMATH FALLS

OR 97601

STATE OF OREGON: COUNTY OF KLAMATH: ss.

MA.D., 19	111am M Ganong  96 at 1:19 o'clock p.M., and duly recorded in Vol. M96
FEE \$20.00	on Page 6055  Bernetha G, Letsch, County Clerk