

AFFIDAVIT OF MAILING OF AMENDED NOTICE OF
DEFAULT AND NOTICE OF SALE

STATE OF OREGON)
)ss.
County of Jackson)

I, JAMES J. STOUT, Attorney at Law, being first duly sworn, depose, say and certify that:

1. At all times hereinafter mentioned I was and now am a resident of the State of Oregon, a competent person over the age of 18 years and not the beneficiary or his successor in interest named in the original notice of sale given under the terms of that certain trust deed described in said notice.

2. I gave notice of default and notice of sale of the real property described in the attached true copy of the notice of default and notice of sale by mailing a true copy thereof by both first class and certified mail with return receipt requested to their respective last known addresses, of all persons entitled thereto pursuant to ORS 86.740.

NAME

ADDRESS

DATE

Stanley S. Kulak

4401 Gleaves Avenue
Dunsmuir, CA 96025
Certified Mail No. P 328 202 861
and by First Class Mail

August 14, 1997

Stanley S. Kulak

301 Chesnut
Mt. Shasta, CA 96067
Certified Mail No. P 328 202 862
and by First Class Mail

August 14, 1997

Stanley S. Kulak

534 Market Street
Klamath Falls, OR 97601
Certified Mail No. P 328 202 863
and by First Class Mail

August 14, 1997

Stanley S. Kulak

3112 Patterson
Klamath Falls, OR 97601
Certified Mail No. P 328 202 864
and by First Class Mail

August 14, 1997

Stanley S. Kulak
and Diana Kulak

4401 Gleaves Avenue
Dunsmuir, CA 96025
Certified Mail No. P 328 202 865
and by First Class Mail

August 14, 1996

Stanley S. Kulak
and Diana Kulak

301 Chesnut
Mt. Shasta, CA 96067
Certified Mail No. P 328 202 866
and by First Class Mail

August 14, 1997

Stanley S. Kulak
and Diana Kulak

534 Market Street
Klamath Falls, OR 97601
Certified Mail No. P 328 202 867
and by First Class Mail

August 14, 1997

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Stanley S. Kulak
and Diana Kulak

3112 Patterson
Klamath Falls, OR 97601
Certified Mail No. P 328 202 868
and by First Class Mail

August 14, 1997

Pamela A. Jackson
and Larry W. Jackson

137 E. Main Street
Klamath Falls, OR 97601
Certified Mail No. P 328 202 869
and by First Class Mail

August 14, 1997

Klamath First Federal
Savings and Loan

2300 Madison Street
Klamath Falls, OR 97603
Certified Mail No. P 328 202 870
and by First Class Mail

August 14, 1997


Michael Burke, Daniel Burke,
and Cascade Bottling Company

411 Pine Street
Klamath Falls, OR 97601
Certified Mail No. P 328 202 871
and by First Class Mail

August 14, 1997

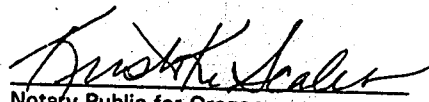
Said persons include the grantor in the trust deed, any successor in interest to said grantor, any and each person or entity having or claiming an interest or lien in the property of whom the trustee has actual notice, or whose interest or lien appears of record, including persons requesting notice pursuant to ORS 86.785.

Each of the notices so mailed was contained in a sealed envelope, with postage thereon fully prepaid, and was deposited by me in the United States Post Office at Medford, Oregon, on August 14, 1997. Each of said notices was mailed after the notice of default and notice of sale was recorded and at least 120 days before the day fixed in said notice by the trustee for the trustee's sale. As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity.


James J. Stout, Attorney at Law

Subscribed and sworn to before me this 14th day of August, 1997.




Notary Public for Oregon
My Commission Expires: 10/2/98
(clients\brown.jan\affidavit.for)

AUG 18 1997

IN THE COURT OF THE STATE OF OREGON
COUNTY OF _____ COURT CASE NO. _____DARYL BROWN AND
JANICE BROWN

vs

STANLEY S KULAK

39937

PROOF OF SERVICE

STATE OF OREGON)
) SS.
County of JACKSONI hereby certify that on the 15 day of August, 19 97, at the hour of 1420
I served OCCUPANTS: LORETTE MEADS, LARRY JOHNSON by

LORE Personal Service (personally and in person)

LARRY Substitute Service (by serving a person over the age of 14 years, who resides at the usual place of abode of the within named)

Office Service (by serving the person apparently in charge)

By posting (said residence)

A certified/true copy of:

Summons

Motion

Complaint

Petition

Writ of Garnishment

Order

Citation

Notice

Small Claims

Affidavit

Subpoena

Decree

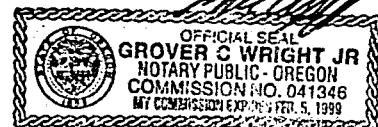
X Other: AMENDED NOTICE OF DEFAULT AND NOTICE OF SALE

Together with a copy of _____

To LORETTE MEADS At 3112 PATTERSON
KLAMATH FALLS, OR.NOT FOUND: I certify that I received the within document for service on the _____ day of _____, 19____
and after due and diligent search and inquiry, I have been unable to locate _____
within the county of _____. Dated this _____ day of _____, 19____

ALL SEARCH AND SERVICE WAS MADE WITHIN THE COUNTY OF KLAMATH

I am a competent person over the age of 18, a resident of said State, not a party to nor an officer, director or employee of, nor attorney for any party, corporate or otherwise and knew that the person, firm or corporation served is the identical one named in the action.

Subscribed to and sworn to before me this
17 day of Aug, 1997DENNIS GATES (#4)
Cleveland Investigation Company
(541) 535-6005

Papers

Received From: CARLYLE F. STOUT III
215 LAUREL ST
MEDFORD
OR 97501
FEDERAL ID # 93-0904214
503-776-2020
ATTN:

Remit to: CIC	Service Fee	\$	
P.O. Box 230	Mileage	\$	20.00
Talent, OR 97540	Rush/Emergency	\$	
Date: 8/17/97	Incorrect Add.	\$	
CIC File No.		\$	
Client No. 77-20997-K	Amount Paid	\$	
	TOTAL DUE	\$	0.00
			\$20.00

NOTICE is hereby given that the obligation, the performance of which is secured by the herein described deed of trust, is in default and that the beneficiary has elected to foreclose the trust deed by advertisement and sale in the manner provided in ORS 86.705 to ORS 86.795.

The information required by statute is as follows:

1. No action has been instituted to recover the debt or any part of it then remaining secured by the trust deed, or, if such action has been instituted, the action has been dismissed;

2. The grantor is: **Stanley S. Kulak**

3. The trustee is: **Mountain Title Company of Klamath County**

4. The successor trustee is: **James J. Stout, Attorney at Law**

5. The beneficiary is: **Daryl Brown and Janice Brown**

6. The description of the real property covered by the trust deed is as follows:

Lot 11, VALLEY VIEW, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

7. The trust deed was recorded on the 30th day of May, 1991, as Instrument No. 30015, Volume M91, Page 10246, of the Microfilm records of Klamath County, Oregon;

8. The common street address for said real property is: 3112 Patterson, Klamath Falls, Oregon;

9. The default for which this foreclosure is made is as follows:

(a) Failure to make the monthly payments of \$600.00 per month due on January 10, 1992; January 10, 1997; February 10, 1997; March 10, 1997; April 10, 1997; May 10, 1997; and continuing thereafter, in the amount of \$600 per month. There is currently owing the sum of \$3,600 for delinquent payments, including the payment due on May 10, 1997, with interest paid to December 10, 1996. Interest accrues at the rate of \$17.9951 per day;

(b) Failure to make the balloon payment in the sum of \$10,000, due on June 10, 1996;

(c) Failure to pay the real property taxes before the same became past due or delinquent. The amount owing for delinquent real property taxes is set forth as follows:

1993-94 \$1,852.49 with interest calculated to 4/15/97;

1994-95 \$1,622.23 with interest calculated to 4/15/97;
 1995-96 \$1,242.03 with interest calculated to 4/15/97;
 1996-97 \$1,003.61 with interest calculated to 4/15/97

for a total of \$5,720.36 with interest calculated to 4/15/97;

(d) Failure to maintain insurance on the real property in its full insurable value and provide a copy of the insurance policy and insurance binder, which names the beneficiaries as an additional insured;

10. The sum owing on the obligation secured by trust deed is as follows: \$88,681.97, with interest thereon at the rate of 10% per annum from December 10, 1996, plus trustee's fees, attorney's fees, foreclosure costs, and any sums advanced by the beneficiary pursuant to the terms of said trust deed;

11. The beneficiary elects to sell the property to satisfy the obligations secured by the trust deed;

12. This notice is to amend the date of sale of the Notice of Default and Notice of Sale recorded on 18th day of June, 1997. The property will be sold in the manner prescribed by law on the 30th day of December, 1997, at 11:00 a.m., standard time, as established by ORS 187.110, outside the entrance to the Klamath County Sheriff's Office, 808 S. Fifth Street, Klamath Falls, Klamath County, Oregon;

13. Interested persons are hereby notified of the right under ORS 86.753 to have this proceeding dismissed and the trust deed reinstated by payment of the entire amount then due and in default, together with costs, trustee's and attorney's fees, and by curing any other default complained of in the notice of default, at any time prior to five (5) days before the date last set for the sale.

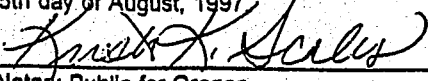
DATED: August 5, 1997


 James J. Stout, Attorney at Law
 Successor Trustee

STATE OF OREGON)
)ss.
 County of Jackson)

Personally appeared James J. Stout, and acknowledged the foregoing instrument to be his voluntary act and deed. Before me this 5th day of August, 1997



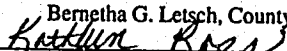

 Notary Public for Oregon
 My Commission Expires: 10/2/98

- 2 - AMENDED NOTICE OF DEFAULT AND NOTICE OF SALE

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Amerititle the 9th day
 of December A.D., 19 97 at 11:25 o'clock A M., and duly recorded in Vol. M97,
 of Mortgages on Page 39935.

FEE \$30.00

By  Bernetha G. Letsch, County Clerk