

# 97 Affidavit of Publication

## STATE OF OREGON, COUNTY OF KLAMATH

I, Julie Hughes, 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 in general circulation, as  
defined by Chapter 193 ORS, printed and  
published at Klamath Falls in the  
aforesaid county and state; that the

LEGAL #9885

TRUSTEE'S NOTICE.....

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

( 4 ) insertion(s) in the following issues:

OCTOBER 26

NOVEMBER 2/9/16, 1997

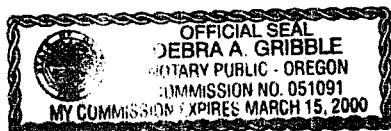
Total Cost: \$379.20

Subscribed and sworn before me this 16TH  
day of NOVEMBER 1997

Debra A. Subbe

Notary Public of Oregon

My commission expires 3-15 20 00



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 19th day  
of December A.D., 19 97 at 3:50 o'clock P. M., and duly recorded in Vol. M97  
of Mortgages on Page 41331

FEE \$10.00

By Bernetha G. Letsch, County Clerk  
Kathleen Ross

Reference is made to the following Trust Deeds: Debra K. Buck Ingham, Grantor; Aspen Title & Escrow, Inc. Trustee; and Ervle O. Bivens and Corazon E. Bivens, husband and wife with full rights of survivorship, Beneficiary, recorded in Official/Microfilm Records, Vol. M95, Page 26559, Klamath County, Oregon, covering the following-described real property in Klamath County, Oregon:

Lot 13, Block 6, FIRST ADDITION TO LYNNEWOOD TRACT NO. 1140, in the City of Klamath Falls, County of Klamath, State of Oregon.

No action is pending to recover any part of the debt secured by the trust deed.

The obligation secured by the trust deed is in default because the grantor has failed to pay the following:

Failed to make the monthly payment of \$717.01 due February 26, 1997; failed to pay Klamath County Real Property taxes for 1995-96 and 1996-1997 in the total amount of \$3,669.43 plus interest.

The sum owing on the obligation secured by the trust deed is: The sum of \$92,281.84 plus interest thereon at the rate of 9.5% per annum from February 2, 1997, plus real property taxes for 1995-96 and 1996-1997. In the total amount of \$3,669.43 plus interest, plus trustee's fees, attorney's fees, foreclosure costs and any sums advanced by beneficiary pursuant to the terms of said trust deed.

Beneficiary has and does elect to sell the property to satisfy this obligation pursuant to

the bankruptcy estate of Thena, Inc., et al., claims an interest in the subject real property. Attached is a copy of the order granting relief from the automatic stay.

The property will be sold as provided by law on January 8, 1998, at 10 a.m. based on standard of time established by ORS 187.110 at the Offices of Brandsness, Brandsness & Rudd, P.C., 411 Pine Street, Klamath Falls, Oregon.

Interested persons are notified of the right under ORS 26.753 to have this proceeding dismissed and the trust deed reinstated by payment of the entire amount then due, other than such portion as would not then be due had no default occurred, together with costs, trustee's and attorney's fees, and by curing any other default complained of in this Notice, at any time prior to five days before the date last set for sale.

DATED this 25th day of August, 1997.

/s/ Michael P. Rudd,  
Trustee  
411 Pine Street  
Klamath Falls, OR  
97601  
#9885 October 26, 1997  
November 2, 9, 16, 1997

Return to:  
Brandsness, Brandsness & Rudd  
411 Pine St.  
KFO 97601