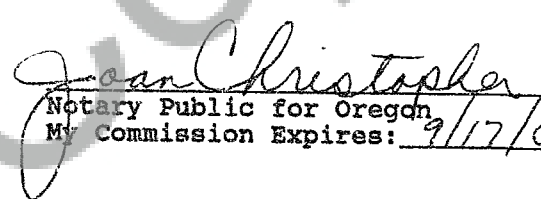


ATC 04047682
AFFIDAVIT OF MAILING1
2 STATE OF OREGON)
3 COUNTY OF JACKSON) §
45 I, JACK DAVIS, a lawyer in the firm of DAVIS, GILSTRAP,
6 HEARN & SHAW, P.C. of Ashland, Oregon, hereby certify that I
7 mailed a copy of the Amended Trustee's Notice of Sale which is
8 attached hereto unto the following named persons and entities
9 pursuant to the provisions of ORS 86.740(1). The Notice was sent
10 by Certified Mail on August 21, 1998, in letters addressed to:11 RODNEY D MILLER AND
12 KELLY A MILLER
13 8212 TEAL DRIVE
14 BONANZA OR 97623HAZEL MARTISAK
1030 MARTIN
KLAMATH FALLS OR 9760115 OCCUPANTS
16 1320 PLEASANT AVE
17 KLAMATH FALLS OR 9760118 
JACK DAVIS, Trustee19 SUBSCRIBED AND SWORN to before me this 21st day of August,
20 1998.21 
Notary Public for Oregon
My Commission Expires: 9/17/02
22
23
24
25
26After Recording,
Return to:
LAW OFFICES OF
DAVIS, GILSTRAP, HEARN & WELTY
A Professional Corporation
515 EAST MAIN STREET
ASHLAND, OREGON 97620
(541) 482-3111 FAX (541) 488-6455

AMENDED TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made, executed and delivered by Rodney D. Miller and Kelly A. Miller, as grantor, to Aspen Title & Escrow, Inc., as trustee, to secure certain obligations in favor of Vernon G. Ludwig and Ofelia Ludwig, husband and wife, as beneficiary, dated June 6, 1996, and recorded in Volume M-96, Page 16919 of the Official Records of Klamath County, Oregon, on June 10, 1996, covering the following described real property, to wit:

Lots 3 and 4, Block 17, FAIRVIEW ADDITION NO. 2 to the City of Klamath Falls, in the County of Klamath, State of Oregon.

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and to foreclose said trust deed by advertisement and sale. The default for which the foreclosure is made is grantor's failure to pay when due the following sums owing on said obligations, which sums are now past due, owing and delinquent:

Monthly installments of \$183.56 per month, beginning with the installment due February 10, 1998, and monthly installments in the same amount due the 10th day of each month thereafter.

By reason of said default, and grantor's failure to pay delinquent property taxes, if any, the beneficiary has declared the entire unpaid balance of all obligations secured by said trust deed together with the interest thereon, immediately due, owing and payable, said sums being the following to wit:

\$18,348.60, together with interest thereon at the rate of 12% per annum from January 8, 1998, until paid, plus a late fee of 5% of any payment amount not received within 15 days of its due date, plus trustee's fees, attorney's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said trust deed.

A notice of default and election to sell and to foreclose was duly recorded in Volume M-98, Page 16476 of the Official Records of Klamath County, State of Oregon. Said Notice of Default and Election to Sell was recorded May 14, 1998.

LAW OFFICES OF
DAVIS, GILSTRAP, HEARN & SHAW

A Professional Corporation
515 EAST MAIN STREET
ASHLAND, OREGON 97520

(541) 482-5111 FAX (541) 488-4455

AMENDED TRUSTEE'S NOTICE
OF SALE

PAGE - 1 -

WHEREFORE, NOTICE HEREBY IS GIVEN that the undersigned trustee will on the 19th day of October, 1998, at the hour of 10:30 o'clock a.m., Pacific Daylight Time as established by Section 187.110, Oregon Revised Statutes, at Aspen Title & Escrow, 525 Main Street, Klamath Falls, OR 97601, 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 of the said trust deed, together with any interest which the grantor or successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that certain persons referred to in the Oregon Revised Statutes have the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment of the entire amount due (other than such portion of said principal as would not then be due had no default occurred) together with costs, trustee's and attorney's fees at any time prior to five days before the date of said sale, provided that all other defaults referred to above are cured by then.

The original sale proceedings were stayed by the U. S. Bankruptcy Court on June 1, 1998. Non-judicial relief from stay was granted by the Trustee on July 31, 1998.

DATED this 21st day of August, 1998.

DAVIS, GILSTRAP, HEARN & SHAW
A Professional Corporation

JACK DAVIS, Successor Trustee

LAW OFFICES OF
DAVIS, GILSTRAP, HEARN & SHAW

A Professional Corporation
515 EAST MAIN STREET
ASHLAND, OREGON 97520
(541) 482-3111 FAX (541) 488-4455

STATE OF OREGON,
COUNTY OF KLAMATH

LEGAL #1634

AMENDED

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:

AUGUST 28

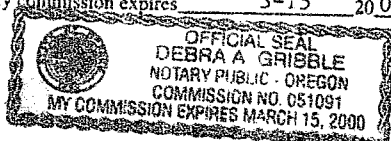
SEPTEMBER 4/11/18, 1998

Total Cost: \$520.00

Subscribed and sworn before me this 18TH
day of SEPTEMBER 1998

Notary Public of Oregon

My commission expires 3-15 2000



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 1st day
of October A.D., 19 98 at 3:32 o'clock P. M., and duly recorded in Vol. M98
of Mortgages on Page 36257

FEE \$25.00

By Kathleen Bernetha G. Leitch, County Clerk

[illegible]