

99 APR -9 P 3:49

AFFIDAVIT OF TRUSTEE

Re: Trust Deed From:
Mark A. Vanover; Grantor

To:
Brandt A. Himler, Trustee;

AFTER RECORDING RETURN TO:
R. Kevin Hendrick; Atty at Law
1223 Edgewater NW, Salem, OR 97304

*This is the
order in
which he want
this recorded.*

AFFIDAVIT OF TRUSTEE

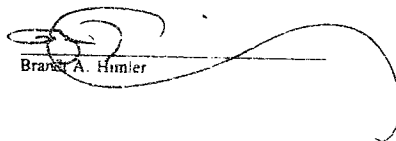
STATE OF CALIFORNIA, County of Siskiyou)ss:

I, **BRANDT A. HIMLER**, being first duly sworn, depose, and say and certify that:

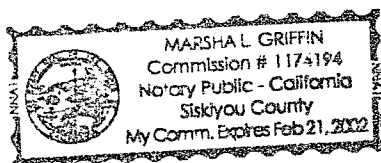
The attached **INSTRUCTIONS FOR SERVICE OF TRUSTEE'S NOTICE OF SALE UPON OCCUPANT AND PROOF OF SERVICE**, and **AFFIDAVIT OF PUBLICATION**, are true and accurate copies of the original documents they represent, and are hereby recorded in the county records herein in regard to that foreclosure of that certain trust deed made by **MARK A. VANOVER**, as grantor to **BRANDT A. HIMLER**, as trustee, in favor of **WILLIAM BARRY** and **IRENE BARRY**, as beneficiary, dated the **12th day of February, 1998**, and recorded the **12th day of February, 1998** in the microfilm mortgage records of **Klamath County, Oregon** at **Volume M98, Page 4630**, covering the following described real property situated in the above-mentioned county and state, to-wit:

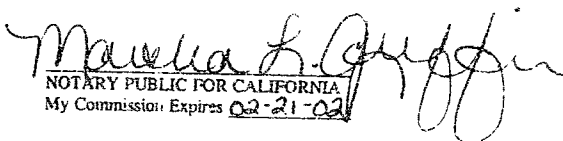
Lots 11 and 12, Block 11, MT. SCOTT MEADOW, TRACT NO. 1027, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

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


Brandt A. Himler

SUBSCRIBED and SWORN to before me on this 9th day of April, 1999.




NOTARY PUBLIC FOR CALIFORNIA
My Commission Expires 02-21-02

**INSTRUCTIONS FOR SERVICE OF TRUSTEE'S NOTICE
OF SALE UPON OCCUPANT AND PROOF OF SERVICE**

Re: Trust Deed From

Mark A. Vanover: Grantor

To:

Brandt A. Himler: Trustee:

AFTER RECORDING RETURN TO:

R. Kevin Hendrick: Atty at Law
1223 Edgewater NW, Salem, OR 97304

STATE OF OREGON)
) ss.
County of Polk)

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

I am the Trustee or attorney for the Trustee in the trust deed 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, if known, and the property address of the property described in said trust, are as follows:

NAME

Lenard Whittaker
or Occupant

ADDRESS

HC 63, Box 336, Chiloquin, OR 97624
Mt. Scott Meadows Lots 11 & 12, Block 11
Chiloquin, OR

If the occupant is indicated as "unknown", or if you find the property at said address to be occupied by other than the person named, then you are instructed to serve the person or persons whom you find to be occupying said property.

Service should be made by November 26, 1998, 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.

Brandt A. Himler, Trustee

SUBSCRIBED and SWORN to before me on this 19th day of November, 1998.



Lori L. Nelson
NOTARY PUBLIC FOR OREGON
My Commission Expires 9-15-02

PROOF OF SERVICE

STATE OF Oregon, County of Klamath) ss.

I hereby certify and swear that at all times herein mentioned I was and now am a competent person 18 years of age or older and a resident of the state wherein the service hereinafter set forth was made; that I am not the beneficiary or trustee named in the original trustee's Notice of Sale attached hereto, nor the successor of either, nor an officer, director, employee of or attorney for the beneficiary or trustee, or successor of either, corporate or otherwise.

I made service of the attached original Trustee's Notice of Sale upon the individuals and other legal entities to be served, named below, by delivering true copies of said Notice of Sale certified to be such by the attorney for the trustee or successor trustee, as follows:

Personal Service Upon Individual(s)

Upon Robbie Mallory, by delivering such true copy to him/her, personally and in person, at Mt Scott Meadow Lots 11 & 12 Block 11, on Dec 7, 1998, at 11:45 o'clock A.M.
 Upon Chiloquin, Oregon - East of Mile Post 225, Highway 97 N., by delivering such true copy to him/her, personally and in person, on _____, 19____, at _____ o'clock ____M.

Substituted Service Upon Individual(s)

Upon _____, by delivering such true copy at his/her dwelling house or usual place of abode, to-wit: _____, who is a person over the age of 14 years and a member of the household of the person served on _____, 19____, at _____ o'clock ____M.
 Upon _____, by delivering such true copy at his/her dwelling house or usual place of abode, to-wit: _____, who is a person over the age of 14 years and a member of the household of the person served on _____, 19____, at _____ o'clock ____M.

Office Service Upon Individual(s)

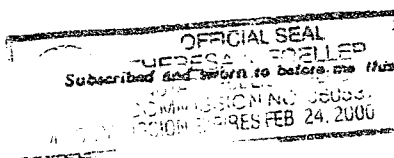
Upon _____, at the office which he/she maintains for the conduct of business at _____, the person who by leaving such true copy with _____, 19____, during normal working hours, at to-wit: _____ o'clock, ____M. is apparently in charge, on _____, 19____, at _____ o'clock ____M.

Service on Corporations, Limited Partnerships or Unincorporated Associations Subject to Suit Under a Common Name

Upon _____ (Name of Corporation, Limited Partnership, etc.) by _____ who is at the
 (a) delivering such true copy, personally and in person, to _____ thereof; OR
 (b) leaving such true copy with _____, the person who is apparently in charge of the office at _____, who is at the _____ thereof;
 * Specify registered agent, officer (by title), director, general partner, managing agent.
 at _____, on _____, 19____, at _____ o'clock ____M.

EACH OF THE PERSONS, FIRMS AND CORPORATIONS SERVED BY ME IS THE IDENTICAL PERSON, FIRM OR CORPORATION NAMED IN THE TRUSTEE'S INSTRUCTIONS TO ME IN CONNECTION HEREWITH.

John M. Mader



Subscribed and sworn to before me this 10 day of DECEMBER, 1998.

Sharon A. Fowler
 Notary Public for Oregon
 My commission expires _____

PUBLISHER'S NOTE: ORS 86.740(2) requires that the Notice of Sale be served in the manner in which a summons is served pursuant to Oregon Rules of Civil Procedure 7 D. (2) and 7 D. (3). The Proof of Service above contains most, but not all, of the methods of service. For example, this form does not include proof of service upon a minor or incapacitated person. See ORCP 7 D. (2) and 7 D. (3) for complete service methods on particular parties.

PROOF OF SERVICE

STATE OF Oregon, County of Klamath ss.

I hereby certify and swear that at all times herein mentioned I was and now am a competent person 18 years of age or older and a resident of the state wherein the service hereinafter set forth was made; that I am not the beneficiary or trustee named in the original trustee's Notice of Sale attached hereto, nor the successor of either, nor an officer, director, employee of or attorney for the beneficiary or trustee, or successor of either, corporate or otherwise.

I made service of the attached original Trustee's Notice of Sale upon the individuals and other legal entities to be served, named below, by delivering true copies of said Notice of Sale certified to be such by the attorney for the trustee or successor trustee, as follows:

Personal Service Upon Individual(s)

Upon Lenard Whittaker, by delivering such true copy to him/her, personally and in person,
 at Mt Scott Meadows Lots 11 & 12 Block 11, on Dec. 7 1998, at 11:45 o'clock A.M.
 Upon Chiloquin, Oregon - East of Mile Post 225, by delivering such true copy to him/her, personally and in person,
 at Highway 97 N., on 19, at o'clock M.

Substituted Service Upon Individual(s)

Upon _____, by delivering such true copy at his/her dwelling house
 or usual place of abode, to-wit: _____,
 to _____, who is a person over the
 age of 14 years and a member of the household of the person served on _____, 19____, at _____ o'clock M.
 Upon _____, by delivering such true copy at his/her dwelling house
 or usual place of abode, to-wit: _____,
 to _____, who is a person over the
 age of 14 years and a member of the household of the person served on _____, 19____, at _____ o'clock M.

Office Service Upon Individual(s)

Upon _____, at the office which he/she maintains for the conduct of
 business at _____,
 by leaving such true copy with _____, the person who
 is apparently in charge, on _____, 19____, during normal working hours, at to-wit: _____ o'clock, M.

Service on Corporations, United Partnerships or Unincorporated Associations Subject to Suit Under a Common Name

Upon _____, by
 (Name of Corporation, United Partnership, etc.)
 (a) delivering such true copy, personally and in person, to _____, who is a/the
 _____ thereof; OR
 (b) leaving such true copy with _____, the person who is apparently in charge of the
 office at _____, who is a/the _____ thereof;
 * Specify registered agent, officer (by title), director, general partner, managing agent.
 at _____, on _____, 19____, at _____ o'clock M.

EACH OF THE PERSONS, FIRMS AND CORPORATIONS SERVED BY ME IS THE IDENTICAL PERSON, FIRM OR CORPORATION NAMED IN THE TRUSTEE'S INSTRUCTIONS TO ME IN CONNECTION HERewith.

Sgt Mathew

Subscribed and sworn to before me on this 9th day of December, 1998

OFFICIAL SEAL

THERESA A. FOELLER

NOTARY PUBLIC - OREGON

COMMISSION NO. 05063

COMMISSION EXPIRES FEB. 24, 2000

Theresa A. Foeller
 Notary Public for Oregon
 My commission expires _____

PUBLISHER'S NOTE: ORS 86.740(2) requires that the Notice of Sale be served in the manner in which a summons is served pursuant to Oregon Rules of Civil Procedure 7 D. (2) and 7 D. (3). This Proof of Service above contains most, but not all, of the methods of service. For example, this form does not include proof of service upon a minor or incapacitated person. See ORCP 7 D. (2) and 7 D. (3) for complete service methods on particular parties.