

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

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STATE OF OREGON, County of Josephine, ss:

I, Sharon Deardorff

, being first duly sworn, depose, and say and certify that:
At all times hereinafter mentioned I was and now am a resident of the State of Oregon, a competent person over the age of eighteen years and not the beneficiary or beneficiary's successor in interest named in the attached original notice of sale given under the terms of that certain deed described in said notice.

I gave notice of the sale of the real property described in the attached notice of sale by mailing a copy thereof by both first class and certified mail with return receipt requested to each of the following named persons (or their legal representatives, where so indicated) at their respective last known addresses, to-wit:

NAME	ADDRESS
U.S. Bankruptcy Court	211 E. 7th Avenue, Room 285, Eugene, OR 97401
U.S. Courthouse-Federal Building	
Bankruptcy Court	P.O. Box 1335, Eugene, OR 97401
Boyd C. Yaden	P.O. Box 606, Klamath Falls, OR 97601
Bankruptcy Trustee	
Candace Amborn	439 Pine Street, Klamath Falls, OR 97601
Attorney at Law	
Kelly A. Miller	8212 Teal Drive, Bonanza, OR 97623
Rodney A. Miller	8212 Teal Drive, Bonanza, OR 97623
Patricia J. McGuire	5700 Upland Drive, Klamath Falls, OR 97603

Said persons include (a) the grantor in the trust deed, (b) any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice, (c) any person, including the Department of Revenue or any other state agency, having a lien or interest subsequent to the trust deed if the lien or interest appears of record or the beneficiary has actual notice of the lien or interest, and (d) any person requesting notice, as required by ORS 86.785.*

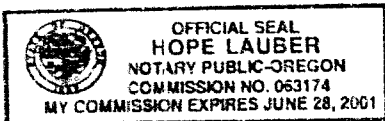
Each of the notices so mailed was certified to be a true copy of the original notice of sale by Patrick J. Kelly, attorney for the trustee named in said notice; each such copy was contained in a sealed envelope, with postage thereon fully prepaid, and was deposited by me in the United States post office at Grants Pass, Oregon, on January 8, 1999. With respect to each person listed above, one such notice was mailed with postage thereon sufficient for first class delivery to the address indicated, and another such notice was mailed with a proper form to request and obtain a return receipt and postage thereon in the amount sufficient to accomplish the same. Each of said notices was mailed after the notice of default and election to sell described in said notice of sale was recorded.

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

Sharon Deardorff
SHARON DEARDORFF

Subscribed and sworn to before me on Jan 8, 1999.

Notary Public for Oregon. My commission expires 6-28-01.



AFFIDAVIT OF MAILING TRUSTEE'S
NOTICE OF SALE

RE: Trust Deed from

Miller

Grantor

TO
Aspen Title & Escrow

Trustee

AFTER RECORDING RETURN TO

PATRICK J. KELLY

ATTORNEY AT LAW

717 NW 5th ST.

GRANTS PASS, OR 97526

STATE OF OREGON,

County of Josephine } ss.

I certify that the within instrument was received for record on the 8 day of January, 1999, at 8 o'clock AM, and recorded in book/reel/volume No. on page of as fee/file/instrument/microfilm/reception No. , Record of Mortgages of said County.

Witness my hand and seal of County affixed.

NAME

TITLE

By Deputy

* More than one form of affidavit may be used when the parties are numerous or when the mailing is done on more than one date.

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE:

(CRESWELL/MILLER)

Glen J. McGuire -----	5700 Upland Drive, Klamath Falls, OR 97603
Margie G. Patton -----	3907 Redondo Way, Klamath Falls, OR 97603
James H. Patton -----	3907 Redondo Way, Klamath Falls, OR 97603
Dale E. Hobbs -----	2455 Redwood Drive, Klamath Falls, OR 97601
Arlge Lee Hobbs -----	2455 Redwood Drive Klamath Falls, OR 97601

CN

TRUSTEE'S NOTICE OF SALE

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Reference is made to that certain trust deed made by Rodney D. Miller and Kelly A. Miller,
husband and wife
Aspen Title & Escrow, Inc., as grantor, to
Billie L. Creswell & Caterina Creswell, husband & wife with full*, as trustee,
 in favor of December 11, 19 97, recorded December 19, 19 97, in the mortgage records of
Klamath County, Oregon, in book volume No. M97 at page 41193, or
 as ~~filed~~ instrument/~~trust deed~~ reception No. 50341 (indicate which), covering the following described real
 property situated in said county and state, to-wit:

SEE EXHIBIT "A"

*rights of survivorship.

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and a notice of default has been recorded pursuant to Oregon Revised Statutes 86.735(3); the default for which the foreclosure is made is grantor's failure to pay when due the following sums:

The April 12, 1998 monthly installment of \$184.50 and each month thereafter plus, buyer's fees of \$36.00 plus, late charges of \$129.15.

By reason of said default the beneficiary has declared all sums owing on the obligation secured by said trust deed immediately due and payable, said sums being the following, to-wit:

The unpaid principal balance of \$16,356.02 with interest thereon at 13.5% per annum from March 6, 1998 until paid.

WHEREFORE, notice hereby is given that the undersigned trustee will on April 13, 19 99, at the hour of 11:00 o'clock, A.M., in accord with the standard of time established by ORS 187.110, at Klamath County Sheriff's Office, 808 S. 5th

in the City of Klamath Falls, County of Klamath, State of Oregon, 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 by grantor of the said trust deed, together with any interest which the grantor or grantor's 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 any person named in ORS 86.753 has the right, at any time prior to five days before the date last set for the sale, to have this foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of the principal as would not then be due had no default occurred) and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or trust deed, and in addition to paying said sums or tendering the performance necessary to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and trust deed, together with trustee's and attorney's fees not exceeding the amounts provided by said ORS 86.753.

In construing this notice, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as any other person owing an obligation, the performance of which is secured by said trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED January 6, 19 99


 PATRICK J. KELLY

Trustee

State of Oregon, County of Josephine ss:

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named trustee and that the foregoing is a complete and exact copy of the original trustee's notice of sale.


 PATRICK J. KELLY attorney for said Trustee

If the foregoing is a copy to be served pursuant to ORS 86.740 or ORS 86.750(1), fill in opposite the name and address of party to be served.

SERVE:

EXHIBIT "A"

The Northwesterly 40 feet of Lot 4, Block 62, NICHOLS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

NOTICE REQUIRED BY THE FAIR DEBT COLLECTION PRACTICES ACT
15 USC SECTION 1692

We are attempting to collect a debt and any information we obtain will be used for that purpose. The debt described in the Notice of sale is assumed to be valid unless debtor disputes within 30 days and that, if disputed, debt collector will obtain and furnish to debtor the verification. If written request is made within 30 days by debtor, name of original lender will be given if different than the current creditor.

WRITTEN REQUESTS SHOULD BE ADDRESSED TO: PATRICK J. KELLY,
ATTORNEY, 717 NW 5TH STREET, GRANTS PASS, OREGON 97526.

State of Oregon, County of Klamath
Recorded 5/11/99, at 2:03 PM
at the referenced page, Vol. M99.
Linda Smith, County Clerk
Fee \$ 30.-

Linda Smith