Vol. M99 Page 23871

After recording return to: BISHOP, LYNCH & WHITE, P.S. 720 Olive Way, #1600 Seattle, WA 98101-1801 Attn: Trudie Walsh Clauson, 552-9084.01

K-53029

NOTICE: WE ARE ATTEMPTING TO COLLECT A DEBT, ANY INFORMATION OBTAINED WILL BE USED FOR PURPOSES OF DEBT COLLECTING.

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by Timothy D. Clauson, an estate in fee simple, as grantor, to Klamath County Title Co., as trustee, in favor of Long Beach Mortgage Company, as beneficiary, dated August 30, 1996, recorded September 10, 1996, in the mortgage records of Klamath County, Oregon, in Vol M96, Page 28478, covering the following described real property situated in said county and state, to-wit:

Lot 5 in Block 17, Ewauna Heights 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.

Commonly known as: 101 Lincoln St., Klamath Falls, OR 97601

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:

Monthly Payments:

Delinquent monthly payments from July 1, 1998 through February 1, 1999

7 Payment(s) at

\$508.28

\$3,557.96

Late Charges:

6 Late Charge(s) at for each monthly payment not made within 15 days of its due date:

25.41

152.46

Past Due Late Charges

0.00

TOTAL MONTHLY PAYMENTS AND LATE CHARGES

\$3,710.42

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:

Unpaid principal balance \$55,639.77, plus interest at the current rate of 10.375% which is subject to change, from June 1, 1998, additional late charges, advances, foreclosure fees and costs.

WHEREFORE, notice hereby is given that the undersigned trustee will on June 23, 1999, at the hour of 11:00 o'clock a.m., in accord with the standard of time established by ORS 187.110, at the front entrance to the Klamath County Sheriff's Office, located at 808 So. 5th Street, Klamath Falls, of Klamath County, State

Trustee's Notice of Sale - Page 1

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), paying all advances authorized under the trust deed, including all costs and expenses incurred in enforcing the obligation and trust deed, and by curing any other default complained of therein 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

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: Pebruary

White, Trustee

State of Washington

County of King

I certify that I know or have satisfactory evidence that KRISTA L. WHITE is the person who appeared before me, and said person acknowledged that she signed the attached Trustee's Notice of Sale and acknowledged it to be her free and voluntary acroand deed and for the uses and purposes mentioned in the instrument.

98

day of February, 1999. Dated this

> PRINTED NAME: Trudie

Notary Public in and for the State of Washington, residing at Seattle. My Commission Expires: **9**-15-02).

I, the undersigned, certify that the foregoing is a complete and exact copy of the original trustee's notice of sale.

For Information Contact:

Bishop, Lynch & White, P.S. 720 Olive Way, #1600 Seattle, WA 91801-1801 Seattle, WA (206) 622-7527 Ref: Clauson, 552-9084.01

Trustee's Notice of Sale - Page 2



AFFIDAVIT OF MAILING Trustee's Notice of Sale

STATE OF WASHINGTON

COUNTY OF KING

I, Trudie Walsh, being first duly sworn, depose, say and certify that: At all times hereinafter mentioned I was and now am a resident of the State of Washington, 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:

SEE Exhibit "A" Attached hereto and incorporated herein by this reference.

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 Krista L. White, trustee named in said notice; each such copy was contained in a sealed envelope, 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 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

SUBSCRIBED AND SWORN TO before me this /

day of February, 1999.

STEPHANIE J. ORONA

NOTARY PUBLIC in and for the State of Washington residing at king Co. My Appointment Expires: 11-13-02

AFTER RECORDING RETURN

BISHOP, LYNCH & WHITE, 720 Olive Way, Suite 1603 720 Olive Way, Suite 77 Seattle, WA 98101-1801 Attn: Trudie Walsh FORBASEIONEGONNICO.FRM REV 2/4/99

Grantor(s):

Timothy D. Clauson 101 Lincoln St. Klaunath Falls, OR 97601

Throthy D. Clauson 3510 Altamont Drive Klaunath Falls, OR 97603

All Other Parties:

Occupants of the Premises 101 Lincoln St. Klamath Falis, OR 97601

Sept.	PROOF OF SERVICE	23875
STATE OF OREGON)	
) ss.	
County of KLAMATH)	
made; that I am not the bene not the successor of either, r successor of either, corporate		vice hereinafter set forth was Notice of Sale attached hereto, for the beneficiary, trustee, or
	e of the attached original Trustee's Notice of S ed, named below, by delivering true copies of sa the trustee or successor trustee, upon the OCC	
101 LINCOLN ST	TREET, KLAMATH FALLS, OREGO	N 97601, as follows:
Personal service upon	Dorothy Lane	
personally and in person, at the	o obere all	by delivering said true copy, 99 9 at 11:00 A.m.
Personal service upon	Dorig Contail	at .
personally and in person, at the	e above address on February 17,	by delivering said true copy, 999 at 11:00 A.m.
Substitute service upor	n <u>Sharlene Hollen</u> , by deli	Voning will a
marier range biace of abode at	sindicated above to Doris Castellanos	vering said true copy, at
	member of the household on February 17	, 199 9
at 11:00 A.m.		7."
Substitute service upor	by deliv	vering said true copy, at
his/her usual place of abode as		who is a person
over the age of 14 years and a	member of the household on	, 199
.m.		

I declare under the penalty of perjury that the above statement is true and correct.

169889

SUBSCRIBED AND SWORN to before me this 17 day of 720 ruary, 1999.

SANDRA C. MALIKOWSKI SANDRA C. MALIKOWSKI SANDRA C. MALIKOWSKI SANDRA C. MALIKOWSKI

CERTIFICATE OF MAILING

STATE OF OREGON)
County of Multnomah) 85.)

I, Trisha Wood, being first duly sworn, depose and say that I am employed by Nationwide Process Service, Inc. On February 17, 1999, I mailed a true copy of the Trustee's Notice of Sale, along with a copy of Notice Under the Fair Debt Collection Practices Act via First Class Mail, postage pre-paid, together with a statement of the date, time, and place at which substitute service was made, to Sharlene Hollen.

The envelope was addressed as follows: Sharlene Hollen
101 Lincoln Street
Klamath Falls, OR 97601

I declare under the penalty of perjury that the above statements are true and correct.

Trisha Wood 169889

SUBSCRIBED AND SWORN TO BEFORE ME this 17th day of February, 1999.



Notary Public for Oregon

Affidavit of Publication

STATE OF OREGON. **COUNTY OF KLAMATH**

I, Larry L. Wells, Business Manager, being first duly sworn, despose 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 K		Falls	in the
aforesaid count			
LEGAL #2249			
NOTICE: WE AR	E ATTEM	PTING.	• • • • • •
a printed copy of v	vhich is	hereto a	innexed.
was published in t			
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newspaper for	TOUR		
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		-	



My commission expires_

20_00_

3-15

COLLECTING.

TRUSTEE'S NOTICE OF SALE

TOTAL MONTHLY of the entire amount PAYMENTS AND then due (other than \$3,710.42 \$3,710.42

Reference is By reason of said then be due had no demade to that certain default the beneficiary fault occurred), paying trust deed made by Ti-has declared all sums all advances authorized mothy D. Clauson, anowing on the obligation under the trust deed, interestate in fee simple, assecured by said trust. estate in fee simple, as secured by said trust cluding all costs and grantor, to Klamath deed immediately due penses incurred in en-County Title: Co., as and payable, said sums forcing the obligation trustee, in favor of being the following, to trust deed, and by Long Beach Mortgage wit: Company, as benefici-

company, as peneticity of the principal south complained of ary, dated August 30. Unpaid principal south complained of 19%, recorded Septembalance \$55.639.77, plus therein that is capable ber 10, 1996, in the interest at the current of being cured by tentioning age records of rate of 0.3.5 which is dering the performance which is dering the performance con, in Vol. Mys. Page June 1 1998, additional required under the obligation of the control of the co property situated inco said county and state.

WHEREFORE, dering the performance notice hereby is given default, by paying all Lot 5 in Block 17, Ewau-that the undersigned defaulf, by paying all na Heights Addition to trustee will on June 23, costs and expenses actine City of Klamath 1999, at the hour of tualty incurred in enfails, according to the 11:00 of clock a.m., inforcing the obligation official plat thereof or accord with the stan- and trust deed, togethie in the office of the dard of time lestable with the stan- and trust deed, togethie in the office of the dard of time lestable with trustee's and after the office of the dard of time lestable with trustee's and after the office of Klamath County of the Klamath County of the Klamath County of the Klamath County of the Klamath Falls, of Klamath Falls, of

Monthly Payments:

Delinguat mantex payment from July 1, 1978 through February 1, 1998) 48350 stroll

7. Payment (v), at \$508.78

HOTICE:

WE ARE

L'ate Charge(s)

ATTEMPTING TO

6 Late Charge(s)

COLLECT A DEST.

\$25.41 for each monthly for the sale to have this forecipsure proceeding date: \$152.46

USED FOR date: \$152.46

Past Due Late Charges deed reinstated by payment to the handless and the frust collecting.

COLLECTING. principal as would not

> and trust deed, and by curing any other deing said sums or tendering the performance

DATED: February 9,

Krista Lawhite, and Trustee: outre giv:

RECEIVED JUN 0 3 1999

BISHOP, LYNCH, & WHITE, P.S.

State of Oregon, County of Klamath Recorded 6/17/99, at 11:07 a. m. In Vol. M99 Page 23871 Linda Smith, County Clerk Fee\$ 45 KR