

# Affidavit of Publication

Vol M99 Page 48498

## STATE OF OREGON, COUNTY OF KLAMATH

I, Larry L. Wells, Business 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 # 2650

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 4, 11, 18, 25, 1999

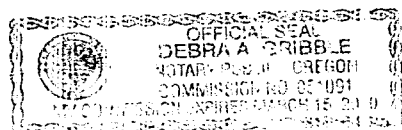
Total Cost: \$756.00

Subscribed and sworn before me this 25th  
day of October 19 99

*Debra A. Scribble*

Notary Public of Oregon

My commission expires March 15 20 00



### TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by Deborah Hollenbeak and Sheryl McLemore, as grantor, to Aspen Title & Escrow, Inc., as trustee, in favor of Robert Raby, as beneficiary, dated September 23, 1994, recorded September 30, 1994, in the mortgage records of Klamath County, Oregon, in book No. M94 at page 306167, or as fee No. 8899, covering the following described real property situated in said county and state, to-wit:

#### EXHIBIT "A"

A portion of the SE 1/4 NW 1/4 Section 2, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, more particularly described as follows:

Beginning at a point on the South boundary of said SE 1/4 NW 1/4 415 feet East of the South west corner of said SE 1/4 NW 1/4; thence North and parallel to the West line of said SE 1/4 NW 1/4, 720 feet to the Southwest corner of the tract herein conveyed; being the place of beginning of this description; thence from said place of beginning East and parallel to the North line of said SE 1/4 NW 1/4, 165 feet; thence North and parallel to the West line of said SE 1/4 NW 1/4, 100 feet; thence West and parallel to the North line of said SE 1/4 NW 1/4, 165 feet; thence South and parallel to the West line of said SE 1/4 NW 1/4, 100 feet to the point of beginning.

LESS Hope Street and that portion described in Deed Volume 351 at Page 619, all being in Klamath County, Oregon.

Tax Acct. No.: 3909  
2BD-5300  
Key No.: 517621

\*Assigned on May 20, 1999 and recorded on June 1, 1999 by instrument M99 Page 21473

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:

Balance of monthly installments of not less than \$250.65 due from August 5, 1998 to present; and subsequent installments of like amounts; subsequent amounts for assessments due under the terms and provisions of the Note of Trust Deed.

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:

\$15,502.77 plus interest, late charges and assessments, thereon from August 5, 1998 at the rate of Eight (8.750%) point seven five percent per annum until paid and all sums expended by the beneficiary pursuant to the terms and provisions of the Note and Trust Deed.

WHEREFORE, notice hereby is given that the undersigned trustee will on December 13, 1999, at the hour of 10:00 o'clock, A.M., in accord with the standard of time established by ORS 187.10 at Front Entrance to Aspen Title & Escrow, Inc., located at 525 Main

Street 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(3) 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

48499

State of Oregon, County of Klamath

Recorded 12/09/99, at 10:06 a.m.

In Vol. M99 Page 48498

Linda Smith,

County Clerk

Fee \$ 15<sup>00</sup>