

**RECORDING COVER SHEET  
FOR NOTICE OF SALE PROOF  
OF COMPLIANCE, PER ORS 205.234**

Vol M00 Page 4833

THIS COVER SHEET HAS BEEN PREPARED BY THE PERSON  
PRESENTING THE ATTACHED INSTRUMENT FOR  
RECORDING. ANY ERRORS IN THIS COVER SHEET  
DO NOT AFFECT THE TRANSACTION(S) CONTAINED  
IN THE INSTRUMENT ITSELF.

*This Space For County Recording Use Only  
as of 8-1-98*

**AFTER RECORDING RETURN TO**

*name and address of the person authorized to receive the  
instrument after recording, as required by ORS 205.180(4)  
and ORS 205.238.*

TD Service Company  
PO Box 11988

TD#0-1431 Santa Ana, CA, 92711-1988  
K54657

**MARK NAME(S) OF ALL THE TRANSACTION(S)** described in the attached instrument. Fill in the Original Grantor on  
Trust Deed and the Beneficiary as indicated. Each Affidavit of Mailing Notice of Sale or Affidavit of Publication Notice of  
Sale or Proof of Service will be considered a transaction.

☒ **AFFIDAVIT OF MAILING NOTICE OF SALE** *(must have trustee's notice of sale attached)*

☒ **AFFIDAVIT OF PUBLICATION NOTICE OF SALE**

☒ **PROOF OF SERVICE**

***Original Grantor on Trust Deed***

Patrick Henry Felber and Sue Ellen Felber

***Beneficiary***

RURAL DEVELOPMENT, ACTING ON BEHALF OF THE RURAL HOUSING SERVICE,  
SUCCESSOR IN INTEREST TO FMHA, ST. OF OREGON, USDA

200 FEB 16 AM 9:34

K666

## AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF CALIFORNIA, COUNTY OF ORANGE, ss:

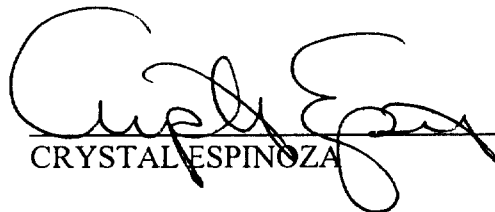
I, Crystal Espinoza, being first duly sworn, depose, and say and certify that: At all times hereinafter mentioned I was and now am a resident of the State of California a competent person over the age of eighteen years and not the beneficiary or his successor in interest named in the attached original notice of sale given under terms of that certain trust 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, attached hereto.

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 of 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 of 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 David Kubat, OSBA No. 84265, 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 Santa Ana, CA on 10-27-99. With respect to each person listed on the attached, 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.

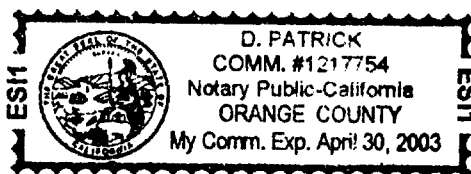
  
CRYSTAL ESPINOZA

Subscribed and sworn before me this 27<sup>th</sup> day of October, 1999

WITNESS my hand and official seal.



D. PATRICK  
Notary Public for California  
My Commission Expires: 4-30-03



AFTER RECORDING RETURN TO:

## DECLARATION OF MAILING BY CERTIFIED/REGISTERED MAIL

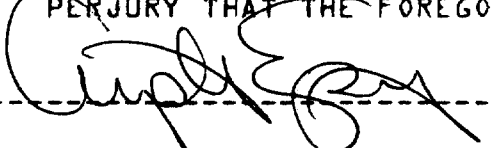
T.S.# 0- 1431 F

DATE 10/27/99

CARTER JONES COLLECTION LLC  
1143 PINE STREET  
KLAMATH FALLS, OR 97601CERTIFIED Z 270 047 181  
RETURN RECEIPT REQUESTEDPATRICK HENRY FELBER  
P.O. BOX 290  
CHILOQUIN, OR 97624CERTIFIED Z 270 047 182  
RETURN RECEIPT REQUESTEDSUE ELLEN FELBER  
P.O. BOX 290  
CHILOQUIN, OR 97624CERTIFIED Z 270 047 183  
RETURN RECEIPT REQUESTEDSUE ELLEN FELBER  
P.O. BOX 887  
CHILOQUIN, OR 97624CERTIFIED Z 270 047 184  
RETURN RECEIPT REQUESTEDPATRICK HENRY FELBER  
P.O. BOX 887  
CHILOQUIN, OR 97624CERTIFIED Z 270 047 185  
RETURN RECEIPT REQUESTEDPATRICK HENRY FELBER  
105 CHARLEY AVENUE  
CHILOQUIN, OR 97624CERTIFIED Z 270 047 186  
RETURN RECEIPT REQUESTEDSUE ELLEN FELBER  
105 CHARLEY AVENUE  
CHILOQUIN, OR 97624CERTIFIED Z 270 047 187  
RETURN RECEIPT REQUESTEDOCCUPANTS  
105 CHARLEY AVENUE  
CHILOQUIN, OR 97624CERTIFIED Z 270 047 188  
RETURN RECEIPT REQUESTEDSTATE OF CALIFORNIA  
COUNTY OF ORANGE

THE UNDERSIGNED DOES HEREBY DECLARE THAT HE/SHE IS OVER THE AGE OF 18 YEARS AND THAT HIS/HER BUSINESS ADDRESS IS 1750 E. 4TH STREET, SUITE 800, SANTA ANA, CA, 92705. THAT HE/SHE DID CAUSE TO BE DEPOSITED, ON THE ABOVE DATE, IN THE UNITED STATES MAIL, WITH POSTAGE FULLY PREPAID, MAILED BY CERTIFIED/REGISTERED MAIL, IN A SEALED ENVELOPE, A COPY OF THE DOCUMENT WHICH IS ATTACHED TO THIS DECLARATION.

I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

-----  
  
 -----

AFFIDAVIT OF MAILING  
BY FIRST CLASS MAIL

T.S.# 0- 1431 F

DATE 10/27/99

STATE OF CALIFORNIA  
COUNTY OF ORANGE

SS.

THE UNDERSIGNED DOES HEREBY DECLARE THAT HE/SHE IS OVER THE AGE OF 18 YEARS AND THAT HIS/HER BUSINESS ADDRESS IS 1750 E. 4TH STREET, SUITE 800, SANTA ANA, CA, 92705. THAT HE/SHE DID CAUSE TO BE DEPOSITED, ON THE ABOVE DATE, IN THE UNITED STATES MAIL, WITH POSTAGE FULLY PREPAID, MAILED BY FIRST CLASS MAIL, IN A SEALED ENVELOPE, A COPY OF THE NOTICE OF DEFAULT / NOTICE OF TRUSTEE'S SALE CIRCLE

ADDRESSED TO THE FOLLOWING

CARTER JONES COLLECTION LLC  
1143 PINE STREET  
KLAMATH FALLS, OR 97601

PATRICK HENRY FELBER  
P.O. BOX 290  
CHILOQUIN, OR 97624

SUE ELLEN FELBER  
P.O. BOX 290  
CHILOQUIN, OR 97624

SUE ELLEN FELBER  
P.O. BOX 887  
CHILOQUIN, OR 97624

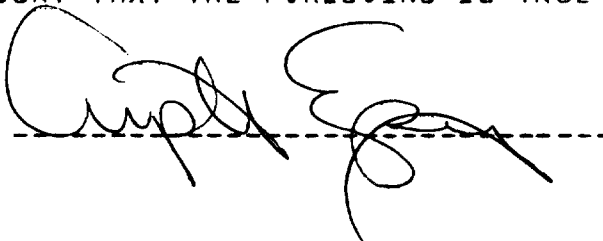
PATRICK HENRY FELBER  
P.O. BOX 887  
CHILOQUIN, OR 97624

PATRICK HENRY FELBER  
105 CHARLEY AVENUE  
CHILOQUIN, OR 97624

SUE ELLEN FELBER  
105 CHARLEY AVENUE  
CHILOQUIN, OR 97624

OCCUPANTS  
105 CHARLEY AVENUE  
CHILOQUIN, OR 97624

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE  
AND CORRECT.



RE: Loan #: 1405865  
 Title #: K-54657/541-884-5155  
 UTC #: 0-1431

# OREGON TRUSTEE'S NOTICE OF SALE

TO: PATRICK HENRY FELBER AND SUE ELLEN FELBER

Reference is made to that certain deed of trust made by PATRICK HENRY FELBER AND SUE ELLEN FELBER HUSBAND AND WIFE, as grantor, RECD, USDA, ACTING THROUGH OREGON STATE, as trustee, in favor of RURAL DEVELOPMENT, ACTING ON BEHALF OF THE RURAL HOUSING SERVICE, SUCCESSOR IN INTEREST TO FmHA, ST. OF OREGON, USDA, as beneficiary, dated AUGUST 22, 1989, recorded AUGUST 29, 1989, in the mortgage records of KLAMATH County, Oregon, in book/reel/ volume No. M89 at page 16155, (fee/file/instrument No. ) covering the following described real property situated in said county and state, to wit:

A TRACT OF LAND SITUATE IN THE NE 1/4 SW 1/4 (LOT 6) OF SECTION 34 TOWNSHIP 34 SOUTH, RANGE 7 E.W.M.. FOR COMPLETE LEGAL SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

MORE COMMONLY KNOWN AS: 105 CHARLEY AVE. - CHILOQUIN, OREGON 97624

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

10 Payments of \$113.00 from 12/22/98	1,130.00
	-----
SUB-TOTAL OF AMOUNTS IN ARREARS:	1,130.00

By reason of said default the beneficiary has declared all sums owing on the obligation secured by said deed of trust immediately due and payable, said sums being the following, to wit: Principal \$ 11,839.70, together with interest as provided in the note or other instrument secured from the 22ND day of NOVEMBER, 1998 and such other costs and fees as are due under the note or other instrument secured, and as are provided by statute.

Wherefore, notice is hereby given that the undersigned trustee will on FEBRUARY 25, 2000, at the hour of 10 : 00 AM, o'clock, Standard Time, as established by ORS 187.110, at MAIN ST. ENTRANCE, KLAMATH COUNTY COURTHOUSE, KLAMATH FALLS

KLAMATH County of 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 him of the said trust deed, together with any interest which the grantor or his 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.

TS#: 0-1431

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.

It will be necessary for you to contact the undersigned prior to the time you tender reinstatement or payoff so that you may be advised of the exact amount, including trustee's costs and fees, that you will be required to pay. Payment must be in the full amount in the form of cashier's or certified check.

The effect of the sale will be to deprive you and all those who hold by, through and under you of all interest in the property described above.

In construing this notice, the masculine gender includes the feminine and the neuter, 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 the words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED: October 5, 1999

David A. Kubat, OSBA# 84265  
(Successor Trustee)

BY: 

DIRECT INQUIRIES TO:  
T.D. SERVICE COMPANY  
FORECLOSURE DEPARTMENT  
(800) 843-0260

TD# 0-1431  
LOAN# 1405865

EXHIBIT "A"

The following described real property situate in Klamath County, Oregon:

A tract of land situate in the NE $\frac{1}{4}$ SW $\frac{1}{4}$  (Lot 6) of Section 34 Township 34 South, Range 7 E.W.M., more particularly described as follows: Beginning at the intersection of the Northwestern line of LaLakes Avenue with Northeastern line of Schonchin Street in West Chiloquin; thence Northeastern along the Northwestern line of LaLakes Avenue a distance of 50 feet to a point; thence Northwestern at right angles to LaLakes Avenue a distance of 116.3 feet to a point; thence Southwestern parallel with LaLakes Avenue a distance of 50 feet to a point; thence Southeastern at right angles to LaLakes Avenue a distance of 116.3 feet to the point of beginning, said parcel also described as Lot 55 of R. C. Spinks Addition to Chiloquin, an unplatted subdivision.

More commonly known as: 105 Charley Ave - Chiloquin, OR 97624

KLAMATH COUNTY SHERIFF'S OFFICE - RETURN OF SERVICE

4840

State of Oregon )  
County of Klamath )

Court Case No. TD# 0-1431  
Sheriff's Case No. 99-02884

Received for Service 10/08/99

I hereby certify that I received for service on  
FELBER, PATRICK HENRY  
the within:

TRUSTEE'S NOTICE OF SALE

FELBER, PATRICK HENRY

was unable to be located within Klamath County after due and  
diligent search and inquiry. I hereby return this process as  
Not Found, on 10/26/99, at 08:00 hours.

All search and service was made within Klamath County, State of  
Oregon.

Carl R. Burkhart, Sheriff  
Klamath County, Oregon

By Rebecca Dailey  
DAILEY, REBECCA

Copy to:

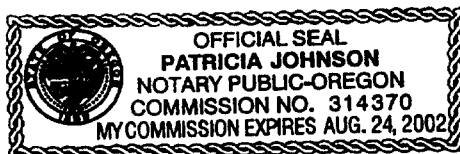
TD SERVICE COMPANY  
1750 E 4TH ST, SUITE 800  
SANTA ANA

PO BOX  
CA 92705

STATE OF OREGON

COUNTY OF KLAMATH

This instrument was acknowledged before me on 10-26-99,  
by Rebecca Dailey, as a duly appointed and commissioned  
Deputy of Carl R. Burkhart, Sheriff of Klamath County, Or.



Patricia Johnson  
Notary for State of Oregon  
My Commission Expires: 08-24-02.



# Affidavit of Publication

TD#0-1431

## 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 2849

Oregon Trustee's.....

a printed copy of which is hereto annexed,  
was published in the entire issue of said  
newspaper for four

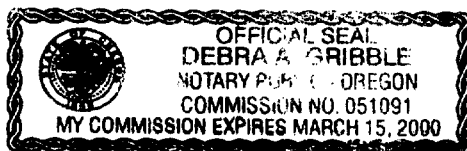
( 4 ) insertion(s) in the following issues:  
January 5, 12, 19, 26, 2000

Total Cost: \$1,130.00

Subscribed and sworn before me this 26th  
day of January 2000

Debra A. Grubbe  
Notary Public of Oregon

My commission expires March 15, 2000



### OREGON TRUSTEE'S NOTICE OF SALE

TO: PATRICK HENRY  
FELBER AND SUE  
ELLEN FELBER

Reference is made to that certain deed of trust made by PATRICK HENRY FELBER AND SUE ELLEN FELBER HUSBAND AND WIFE, as grantor, RECD, USDA, ACTING THROUGH OREGON STATE, as trustee, in favor of RURAL DEVELOPMENT, ACTING ON BEHALF OF THE RURAL HOUSING SERVICE, SUCCESSOR IN INTEREST TO FMA, ST. OF OREGON, USDA as beneficiary, dated AUGUST 22, 1989, recorded AUGUST 29, 1989, in the mortgage records of KLAMATH County, Oregon, in book/reel/volume No. M89 at page 16155, (fee/file/instrument No. ) covering the following described real property situated in said county and state, to wit:

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point; thence Northwesterly at right angles to LaLakes Avenue a distance of 116.3 feet to a point; thence Southwesterly parallel with LaLakes Avenue a dis-

tance of 50 feet to a point; thence Southeasterly at right angles to LaLakes Avenue a distance of 116.3 feet to the point of beginning, said parcel also described as Lot 55 of R.C. Spinks Addition to Chiloquin, an unplatted subdivision.

MORE COMMONLY KNOWN AS: 105 CHARLEY AVE. - CHILOQUIN, OREGON 97624

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10 Payments of \$113.00 from 12/22/98  
\$1,130.00  
SUB-TOTAL OF AMOUNTS IN ARREARS:  
\$1,130.00

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

Principal \$11,839.70, together with interest as provided in the note or other instrument secured from the 22ND day of NOVEMBER, 1998 and such other costs and fees as are due under the note or other instrument secured, and as are provided by statute.

Wherefore, notice is hereby given that the undersigned trustee will on FEBRUARY 25, 2000

at the hour of 10:00 A.M., o'clock, Standard Time, as established by ORS 187.110, at MAIN ST. ENTRANCE, KLAMATH COUNTY COURTHOUSE, 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 him of the said trust deed, together with any interest

which the grantor or his 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.

It will be necessary for you to contact the undersigned prior to the time you tender rein-

CONTINUED . . .

statement or payoff so that you may be advised of the exact amount, including trustee's costs and fees, that you will be required to pay. Payment must be in the full amount in the form of cashier's or certified check.

The effect of the sale will be to deprive you and all those who hold by, through and under you of all interest in the property described above.

In construing this notice, the masculine gender includes the feminine and the neuter, 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: October 5, 1999

David A. Kubat,  
OSBA #84265  
(Successor Trustee)  
BY: David A. Kubat

DIRECT INQUIRIES  
TO:  
T.D. SERVICE  
COMPANY  
FORECLOSURE  
DEPARTMENT  
(800) 843-0260  
#2849 January 5, 12, 19,  
26, 2000

4841-A

State of Oregon, County of Klamath  
Recorded 2/16/00, at 9:34 a.m.  
In Vol. M00 Page 4833  
Linda Smith,  
County Clerk Fee \$66<sup>00</sup>