

**AFTER RECORDING RETURN TO:**

Valerie T. Auerbach, Trustee (DL)  
Farleigh, Wada & Witt, P.C.  
121 SW Morrison, Suite 600  
Portland, OR 97204

200 MAR 17 PM 3:40

MTC 49631

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**RECORDING COVER PAGE**

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**Document Being Recorded: AFFIDAVIT OF SERVICE**

Reference is made to a certain trust deed (Trust Deed) made, as follows:

Trust Deed dated May 10, 1999, by **Cathy King, a married woman as her sole and separate property**, as grantor, to **Amerititle**, as trustee, in favor of **Metwest Mortgage Services, Inc., a Washington corporation**, as beneficiary, recorded on May 19, 1999, in Vol. M99, Page 19915, in the Microfilm Records of Klamath County, Oregon. The beneficial interest under said Trust Deed was assigned to The Bank of New York as Trustee, pursuant to the terms of that certain Pooling and Servicing Agreement dated as of August 1, 1999, related to Metropolitan Asset Funding, Inc., II, Mortgage Pass-Through Certificates, Series 1999-B, by instrument recorded November 1, 1999, in Volume M99, Page 43643, of said Records.

The Trust Deed covers the following described real property ("Property") situated in said county and state, to-wit:

Parcel 1 of Land Partition 1-96 being a portion of Lot 13, Block 6 ALTAMONT ACRES, situated in the S ½ NW ¼ NE ¼ Section 10, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon. Reference is also made to that security agreement ("Security Agreement") set forth in the same Deed of Trust, referenced above, made by **Cathy King**, as grantor, in favor of the beneficiary, whereby grantor granted to beneficiary a security interest in the following described personal property ("Personal Property") currently located on the Real Property:

1981 Commodore Classic Double-Wide Manufactured Home, VIN No. RS9754, Title No. 9706981864, present Oregon Plate No. X174662.

The real property is commonly known as: 3306 Crest Street, Klamath Falls, Oregon.

The attached document is being recorded in connection with a pending foreclosure.

# **PROOF OF SERVICE** **JEFFERSON STATE ADJUSTERS**

STATE OF OREGON  
COUNTY OF Klamath

COURT CASE NO. \_\_\_\_\_

I hereby certify that I served the foregoing individuals or other legal entities to be served, named below, by delivering or leaving true copies or original, certified to be such by the Attorney for the Plaintiff/Defendant, as follows:

- |   |                                    |  |                                   |                                   |
|---|------------------------------------|--|-----------------------------------|-----------------------------------|
| <input type="checkbox"/> Summons & Complaint    | <input type="checkbox"/> Summons   | <input type="checkbox"/> Small Claim         | <input type="checkbox"/> Motion   | <input type="checkbox"/> Answer   |
| <input type="checkbox"/> Restraining Order      | <input type="checkbox"/> Judgment  | <input type="checkbox"/> Affidavit           | <input type="checkbox"/> Petition | <input type="checkbox"/> Letter   |
| <input type="checkbox"/> Summons & Petition     | <input type="checkbox"/> Order     | <input type="checkbox"/> Decree              | <input type="checkbox"/> Notice   | <input type="checkbox"/> Citation |
| <input type="checkbox"/> Notice of Small Claims | <input type="checkbox"/> Complaint | <input type="checkbox"/> Order to Show Cause | <input type="checkbox"/> Subpoena |                                   |

☒ Trustee's Notice of Sale

For the within named: Occupants of 3306 Crest St.

☒ PERSONALLY SERVED: Original or True Copy to within named, personally and in person to: Tim Pardon at the address below.

☒ SUBSTITUTE SERVICE: By delivering an Original or True Copy to Tim Pardon, a person over the age of 14 who resides at the place of abode of the within named at said abode shown below for: Jennifer Pardon.

☐ OFFICE SERVICE: At the office which he/she maintains for the conduct of business as shown at the address below, by leaving such true copy or Original with \_\_\_\_\_, the person who is apparently in charge.

☐ SERVICE ON CORPORATIONS, LIMITED PARTNERSHIPS OR UNINCORPORATED ASSOCIATIONS SUBJECT TO SUIT UNDER A COMMON NAME.

Upon \_\_\_\_\_, by (a) delivering such true copy personally and in person, Corporation, Limited Partnership, etc.

to: \_\_\_\_\_ who is a/the \_\_\_\_\_ thereof, or  
(b) leaving such true copy with \_\_\_\_\_, the person who is apparently in charge of the office of \_\_\_\_\_, who is a/the \_\_\_\_\_ thereof.

☐ OTHER METHOD: \_\_\_\_\_ By leaving an Original or True Copy with \_\_\_\_\_

☐ NOT FOUND: I certify that I received the within document for service on \_\_\_\_\_ and after due and diligent search and inquiry, I hereby return that I have been unable to find, the within named respondent, \_\_\_\_\_ within \_\_\_\_\_ County.

3306 Crest Street  
ADDRESS OF SERVICE STREET UNIT / APT. / SPC#  
Klamath Falls Oregon 97603  
CITY STATE ZIP

I further certify that I am a competent person 18 years of age or older and a resident of the state of service or the State of Oregon and that I am not a party to nor an officer, director, or employee of nor attorney for any party, corporation or otherwise, that the person, firm or corporation served by me is the identical person, firm, or corporation named in the action.

Dec. 6, 1999 6:20 a.m. ☐ p.m. ☒ [Signature]  
DATE OF SERVICE TIME OF SERVICE SIGNATURE  
or not found  
PRINTED IN OREGON Dave Shuck

## TRUSTEE'S NOTICE OF SALE

Reference is made to a certain trust deed ("Trust Deed") made, as follows:

Trust Deed dated May 10, 1999, by **Cathy King, a married woman as her sole and separate property**, as grantor, to **Amerititle**, as trustee, in favor of **Metwest Mortgage Services, Inc., a Washington corporation**, as beneficiary, recorded on May 19, 1999, in Volume M99, Page 19915, in the mortgage records of Klamath County, Oregon. The beneficial interest under said Trust Deed was assigned to The Bank of New York as Trustee, pursuant to the terms of that certain Pooling and Servicing Agreement dated as of August 1, 1999, related to Metropolitan Asset Funding, Inc., II, Mortgage Pass-Through Certificates, Series 1999-B, by instrument recorded November 1, 1999, in Vol. M99, Page 43643, of said Records.

The Trust Deed covers the following described real property ("Real Property") situated in said county and state, to-wit:

Parcel 1 of Land Partition 1-96 being a portion of Lot 13, Block 6 ALTAMONT ACRES, situated in the S ½ NW ¼ NE ¼ Section 10, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

Reference is also made to that security agreement ("Security Agreement") set forth in the same Deed of Trust, referenced above, made by grantor, in favor of the beneficiary, whereby grantor granted to beneficiary a security interest in the following described personal property ("Personal Property") currently located on the Real Property:

1981 Commodore Classic Double-Wide Manufactured Home, VIN No. RS9754, Title No. 9706981864, present Oregon Plate No. X174662.

The real property is commonly known as: **3306 Crest Street, Klamath Falls, Oregon**. The Real Property and Personal Property are collectively referred to herein as "Property."

There are defaults by the grantor or other person owing an obligation, the performance of which is secured by the Trust Deed, with respect to provisions therein which authorize sale in the event of default of such provision; the defaults for which foreclosure is made is grantor's failure to pay when due the following sums:

Arrearage in the sum of \$3,218.88 as of November 1, 1999, plus additional payments, late charges, property expenditures, taxes, liens, assessments, insurance, attorney's and trustee's fees and costs, and interest due at the time of reinstatement or sale.

By reason of said defaults, the beneficiary has declared all sums owing on the obligations secured by said Trust Deed immediately due and payable, said sums being the following, to-wit:

Payoff in the sum of \$53,841.14 as of November 1, 1999, plus taxes, liens, assessments, property expenditures, insurance, accruing interest, late charges, attorney's and trustee's fees and costs incurred by beneficiary or its assigns.

WHEREFORE, notice hereby is given that the undersigned trustee will on **April 14, 1999**, at the hour of **10:00 o'clock, A.M.**, in accord with the standard of time established by ORS 187.110, at the following place: Main Entrance to the Klamath County Courthouse, 317 S. 7th 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 above-described 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 the Trust Deed, to satisfy the 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 sum 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 Deed of Trust, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

THIS IS A COMMUNICATION FROM A DEBT COLLECTOR.

DATED: November 29, 1999

Valerie T. Auerbach  
Valerie T. Auerbach, Successor Trustee

State of Oregon, County of Multnomah ss.

I, the undersigned, certify that the foregoing is a complete and exact copy of the original Trustee's Notice of Sale.

Deborah Lewis  
Deborah Lewis, Paralegal

For further information, contact:  
Deborah Lewis, Paralegal  
Farleigh, Wada & Witt, P.C.  
121 SW Morrison, Suite 600  
Portland, OR 97204  
(503) 228-6044; fax (503) 228-1741

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State of Oregon, County of Klamath  
Recorded 3/17/00, at 3:40 p m.  
In Vol. M00 Page 8995  
**Linda Smith,**  
County Clerk Fee\$ 36<sup>00</sup>