

**AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE**

STATE OF WASHINGTON, County of KING) ss:

I, the undersigned, 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 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 address, to-wit:

Robert M. Kasper  
3155 Bristol Avenue  
Klamath Falls, OR 97603

Sandra K. Westlake, aka Sandra K. Walker  
3155 Bristol Avenue  
Klamath Falls, OR 97603

Henrietta Kasper  
3171 Bristol Avenue  
Klamath Falls, OR 97603

Richard L. Garbutt, Attorney  
635 Main Street  
Klamath Falls, OR 97601

Henrietta Kasper  
3155 Bristol Avenue  
Klamath Falls, OR 97603

Robert M. Kasper  
3171 Bristol Avenue  
Klamath Falls, OR 97603

Sandra K. Westlake, aka Sandra K. Walker  
3155 Bristol Avenue  
Klamath Falls, OR 97603

Candace Amborn  
Chapter 7 Trustee  
707 Main Street  
Klamath Falls, OR 97601

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 DAVID E. FENNELL, 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 Bellevue, Washington, on 6-12-00. 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.

Subscribed and sworn to before me on 6-12, 2000, by Tim M. Mura

Julieth Donato  
Notary Public for Washington  
Residing at Bellevue  
My commission expires: 3-17-03

**AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE**

RE: Trust Deed from  
Kasper, Robert M. and Henrietta  
Grantor

to  
DAVID E. FENNELL,  
Trustee

File No. 7235.20119

After recording return to:

ROUTH CRABTREE & FENNELL  
Attn: Vonnle Nave  
PO Box 4143  
Bellevue, WA 98009-4143

**JULIETH DONATO**  
**STATE OF WASHINGTON**  
**NOTARY --- PUBLIC**  
**MY COMMISSION EXPIRES 3-17-03**

51A

**TRUSTEE'S NOTICE OF SALE**

Reference is made to that certain trust deed made by Robert M. Kasper and Henrietta Kasper, an estate in fee simple as tenants by the entirety, as grantor, to First American Title Insurance Company, as trustee, in favor of Morgan Financial, Inc., as beneficiary, dated 06/10/98, recorded 06/19/98, in the mortgage records of Klamath County, Oregon, in Book M98, Page 21338 and subsequently assigned to U.S. Bank National Association, as Trustee for the registered holders of Salomon Brothers Mortgage Securities VII, Inc., New Century Asset-Backed Floating Rate Certificates, Series 1998-NC3, under the applicable pooling and servicing agreement by Assignment, covering the following described real property situated in said county and state, to wit:

Westerly 200 feet of Lot 9 in Block 5 of Third Addition to Altamont Acres, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

PROPERTY ADDRESS: 3171 Bristol Avenue  
Klamath Falls, OR 97603

Both the beneficiary and the trustee have elected to sell the real property to satisfy the obligations secured by the 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 of \$880.43 beginning 01/01/00; plus late charges of \$44.02 each month beginning 01/16/00; plus prior accrued late charges of \$0.00; plus advances of \$641.96; together with title expense, costs, trustee's fees and attorney's fees incurred herein by reason of said default; and any further sums advanced by the beneficiary for the protection of the above described real property and its interest therein.

By reason of said default the beneficiary has declared all sums owing on the obligation secured by the trust deed immediately due and payable, said sums being the following, to wit: \$88,720.50 with interest thereon at the rate of 11.45 percent per annum beginning 12/01/99; plus late charges of \$44.02 each month beginning 01/16/00 until paid; plus prior accrued late charges of \$0.00; plus advances of \$641.96; together with title expense, costs, trustee's fees and attorneys fees incurred herein by reason of said default; and any further sums advanced by the beneficiary for the protection of the above described real property and its interest therein.

WHEREFORE, notice hereby is given that the undersigned trustee will on 10/13/00 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: inside the 1st floor lobby of the Klamath County Courthouse, 316 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 described real property which the grantor had or had power to convey at the time of the execution by grantor of the 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 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 06/17, 2006

  
David E. Fennell -- Trustee

For further information, please contact:

Vonnie Nave  
ROUTH CRABTREE & FENNELL  
PO Box 4143  
Bellevue, WA 98009-4143  
(425) 586-1900  
File No. 7235.20119/Kasper, Robert M. and Henrietta

State of Washington, County of King) ss:

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

\_\_\_\_\_  
David E. Fennell -- Trustee

**THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE**

7235.20119/KASPER

## AFFIDAVIT OF NON-OCCUPANCY

STATE OF OREGON       )  
                                  ) ss.  
County of Klamath       )

I, Jeff Hamar, being first duly sworn, depose and say:

That I am, and have been at all material times hereto, a competent person over the age of eighteen years and a resident of Klamath County, State of Oregon. I am not a party to, an attorney in, or interested in any suit of action involving the property described below.

That on the 12th day of June, 2000, after personal inspection, I found the following described real property to be unoccupied:

Westerly 200 feet of Lot 9 in Block 5 of Third Addition to Altamont Acres, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

Commonly known as: 3171 Bristol Avenue  
Klamath Falls, OR 97603

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

Jeff Hamar  
JEFF HAMAR 187331

SUBSCRIBED AND SWORN to before me this 13<sup>th</sup> day of June, 2000, by Jeff Hamar.



Margaret A. Nielsen  
Notary Public for Oregon

# ROUTH CRABTREE & FENNELL

*A Professional Corporation*

**34007**

PO Box 4143

Bellevue, Washington 98009-4143

Telephone (425) 586-1900 Facsimile (425) 586-1997

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September 13, 2000

7235.20119/Kasper, Robert M. and Henrietta  
All Occupants  
3171 Bristol Avenue  
Klamath Falls, OR 97603

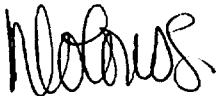
RE: New Century Mortgage Corporation 122533  
RCF No.:7235.20119

Occupants:

Please be advised that the property in the above-referenced matter is scheduled to be sold at a Trustee's Sale on 10/13/00. According to ORS 86.755(5) the property must be vacated on or before the tenth day, 10/23/00, following the date of sale. Please vacate the property on or before that date.

If you have any questions, please contact an attorney.

Sincerely,



*for* Vonnice Nave  
Foreclosure Analyst

# Affidavit of Publication

## 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 #3307

Trustee's Notice of Sale

Robert Kasper

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:

July 20, 27, 2000

August 3, 10, 2000

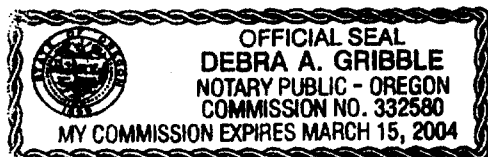
Total Cost: \$715.50

Subscribed and sworn before me this 10th  
day of August 20 00

*Debra A. Gribble*

Notary Public of Oregon

My commission expires March 15 20 04



### TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by Robert M. Kasper and Henrietta Kasper, an estate in fee simple as tenants by the entirety, as grantor, to First American Title Insurance Company, as trustee, in favor of Morgan Financial, Inc., as beneficiary, dated 06/10/98, recorded 06/19/98, in the mortgage records of Klamath County, Oregon, in Book M98, Page 21338 and subsequently assigned to U.S. Bank National Association, as Trustee for the registered holders of Solomon Brothers Mortgage Securities VII, Inc., New Century Asset-Backed Floating Rate Certificates, Series 1998-NC3, under the applicable pooling and servicing agreement by Assignment, covering the following described real property situated in said county and state, to wit:

Westerly 200 feet of Lot 9 in Block 5 of Third Addition to Altamont Acres, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

PROPERTY ADDRESS 3171 Bristol Avenue Klamath Falls, OR 97603

Both the beneficiary and the trustee have elected to sell the real property to satisfy the obligations secured by the 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 of \$880.43 beginning 01/01/00; plus late charges of \$44.02 each month beginning 01/16/

00; plus prior accrued late charges of \$0.00; plus advances of \$641.96; together with title expense, costs, trustee's fees and attorney's fees, incurred herein by reason of said default; and any further sums advanced by the beneficiary for the protection of the above described real property and its interest therein. By reason of said default the beneficiary has declared all sums owing on the obligation secured by the trust deed immediately due and payable, said sums being the following, to wit: \$88,720.50 with interest thereon at the rate of 11.45 percent per annum beginning 12/01/99; plus late charges of \$44.02 each month beginning 01/16/00 until paid; plus prior accrued late charges of \$0.00; plus advances of \$641.96; together with title expense, costs, trustee's fees and attorney's fees incurred herein by reason of said default; and any further sums advanced by the beneficiary for the protection of the above described real property and its interest therein. WHEREFORE, notice hereby is given that the undersigned trustee will on 10/13/00 at the hour of 10:00 o'clock, A.M. in accordance with the standard of time established by ORS 187.110, at the following place: inside the 1st floor lobby of the Klamath County Courthouse, 316 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 described real property which the grantor had or had power to convey at the time of the execution by grantor of the 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 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 expense 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 JUNE 7, 2000  
David E. Fennell-Trustee  
For further information, please contact:  
Vonnie Nave  
Routh Crabtree & Fennell  
PO Box 4143  
Bellevue, WA 98009-4143  
(425) 586-1900  
File No. 7235.20119/  
Kasper/Robert M. and Henrietta

State of Washington,  
County of King)ss:

I, the under-  
signed, certify that the  
foregoing is a complete  
and accurate copy of  
the original trustee's  
notice of sale.

David E. Fennell-Trus-  
tee

THIS IS AN ATTEMPT  
TO COLLECT A DEBT  
AND ANY INFORMA-

TION OBTAINED WILL  
BE USED FOR THAT  
PURPOSE.

#3307 July 20, 27, 2000  
August 3, 10, 2000

34009

State of Oregon, County of Klamath

Recorded 09/18/00, at 10:46a.m.

In Vol. M00 Page 34003

**Linda Smith,**

County Clerk Fee\$ 5.00