**Ж**І М00

T.S. NO.: 2000-19422-D LOAN NO.: 1735059642/18

### AFFIDAVIT OF MAILING NOTICE OF SALE

STATE OF CALIFORNIA COUNTY OF ORANGE

I, 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 CALIFORNIA, a competent person over the age of eighteen years and not the beneficiary or his successor in interest named in the attached original or copy of notice of sale given under the terms of that certain trust deed described in said notice.

I gave notice of sale of the real property described in the attached notice of sale by mailing a copy thereof by registered or certified mail and regular mail to each of the following named person's at their last known address, attached hereto.

Said person(s) include the grantor in the trust deed, any successor in interest to the grantor whose interest appears of records or whose interest the trustee or the beneficiary has actual notice, and any persons requesting notice as provided in ORS 86.785, and all junior lien holders as provided in ORS 86.740.

Each of the notices so mailed were certified to be a true copy of the original notice of sale by Teri Von Achen, for FIDELITY NATIONAL TITLE INSURANCE COMPANY, 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 . Each of said notices was mailed after the notice of default and election to sell described in said Notice of Sale was recorded and at least 120 days before the day fixed in said notice by the trustee for the trustee's sale.

As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity.

STATE OF CALIFORNIA COUNTY OF ORANGE

On July 03, 2000 before me, the undersigned, A Notary Public in and for said State, personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his./her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my/hand and official seal
Signature Massack

KAY HENDRICKS

## **1RUSTEE'S NOTICE OF SALE**

Pursuant to O.R.S. 86.705, et seq. and O.R.S. 79.5010, et seq. Trustee No.: 2000-19422-D

Reference is made to that certain Trust Deed made by BEVERLY A. KRUNGLEVICH, as Grantor, to LUCY E. KIVEL, ESQ., as Trustee, in favor of U.S. BANK NATIONAL ASSOCIATION, as Beneficiary, dated 12/21/1998, recorded 12/24/1998, in the mortgage records of KLAMATH, Oregon, as Instrument No. \*\*, in Book M98, Page 47152. The beneficial interest under said Trust Deed and the obligations secured thereby are presently held by U.S. BANK NATIONAL ASSOCIATION. Said Trust Deed encumbers the following described real property situated in said county and state, to-wit:

#### SEE ATTACHED EXHIBIT "A" FOR COMPLETE LEGAL DESCRIPTION

#### \*\*LOAN MODIFICATION RECORDED 08-10-99 VOL. M99 PAGE 32213

The street address or other common designation, if any, of the real property described above is purported to be:

2217 ODGEN ST KLAMATH FALLS, OR 97601

The undersigned Trustee disclaims any liability for any incorrectness of the above street address or other common designation.

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:

<b>FROM</b> 9/7/1999	INT. RATE 8	NO. PMT 14	<u>AMOUNT</u> \$440.19	<u>IMPOUND</u>	TOTAL \$6,162.66
Late Charg	es:				\$246.51
Advances &	Adjustments Scl	hedule:			
<u>DESCRIPT</u> ADVANCE			<u>IN'</u>	TEREST RATE	<u>AMOUNT</u> \$75.00
Total Intere	est on Advances &	& Adjustments:			\$0.00
Grand Tota	l:	••••		**** **	\$6,484.17

ALSO, if you have failed to pay taxes on the property, provide insurance on the property or pay other senior liens or encumbrances as required in the note and Deed of Trust, the beneficiary may insist that you do so in order to reinstate your account in good standing. The beneficiary may require as a condition to reinstatement that you provide reliable written evidence that you have paid all senior liens or encumbrances, property taxes, and hazard insurance premiums. These requirements for reinstatement should be confirmed by contacting the undersigned Trustee.

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:

THE INSTALLMENT OF PRINCIPAL AND INTEREST WHICH BECAME DUE ON 09-07-99 AND ALL SUBSEQUENT INSTALLMENTS, TOGETHER WITH LATE CHARGES AS SET FORTH IN SAID NOTE AND DEED OF TRUST, ADVANCES, ASSESSMENTS AND ATTORNEY FEES, IF ANY. NOTHING IN THIS NOTICE SHALL BE CONSTRUED AS A WAIVER OF ANY FEES OWING TO THE BENEFICIARY UNDER THE DEED OF TRUST, PURSUANT TO THE TERMS OF THE LOAN DOCUMENTS.

WHEREFORE, notice hereby is given that the undersigned trustee will, on 10/2 11/2000, at the hour of 10:00 AM in accord with the standard of time established by O.R.S. 187.110 at the following place;

AT THE FRONT ENTRANCE OF THE KLAMATH FALLS COURTHOUSE, 317 SOUTH 7TH STREET, 2ND FLOOR, IN THE CITY OF KLAMATH FALLS, COUNTY OF KLAMATH, OR.

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 has or had power to convey at the time of execution by him of the said Trust Deed, together with any interest which the Grantor 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 reasonable charge by the trustee.

Notice is further given that any person named in O.R.S. 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 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.

In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes 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 14, 2000

FIDELITY NATIONAL TITLE INSURANCE COMPANY

By A. Transcoi

For further information, please contact:

FIDELITY NATIONAL TITLE INSURANCE COMPANY 401 S.W. 4TH AVENUE PORTLAND, OR 97204 C/O LAW OFFICES OF STEVEN J. MELMET, INC.

COUNTY OF Congress ss.

Authorized Representative of Trustee

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

#### EXHIBIT "A"

A tract or parcel of land 90 feet wide by 132 feet long off the North side of the following described tract, in the County of Klamath, State of Oregon.

Beginning at a point 720 feet East of an iron pin driven into the ground at the Southwest corner of the NW 1/4 of Section 1, Township 39 South, Range 9 East of the Willamette Meridian, on the property of Otis V. Saylor, which iron pin is 30 feet East of the center of a road intersecting the Dalles-California Highway from the North and which pin is also 30 feet North of the center of said Dalles-California Highway; thence North 330 feet; thence East 132 feet; thence South 330 feet; thence West 132 feet to the point of beginning.

CODE 43 MAP 3909-1BC TL 1700

# AFFIDAVIT OF MAILING

TS: 2000-19422-D DATE: July 03, 2000

The declarant, whose signature appears below, states that (s)he is over the age of eighteen (18) years; is employed in Orange County at 2912 S. Daimler, Santa Ana, CA 92705 by Law Offices of Steven J. Melmet, and is not a party to he within action; and that on the date set forth above, (s)he personally served the Notice of Default Trustee Sale, of which the annexed is a true copy, by depositing in the United States Mail a copy of such Notice in a sealed envelope, certified or registered mail and regular mail or as otherwise indicated below, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

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

BEVERLY A. KRUNGLEVICH 2217 OGDEN ST KLAMATH FALLS, OR 97601 CERTIFIED:355073679350

BEVERLY A. KRUNGLEVICH 2217 OGDEN ST KLAMATH FALLS, OR 97601 First Class

BEVERLY A. KRUNGLEVICH 2217 OGDEN STREET KLAMATH FALLS, OR 97603 CERTIFIED:355073679351

BEVERLY A. KRUNGLEVICH 2217 OGDEN STREET KLAMATH FALLS, OR 97603 First Class

BEVERLY KRUNGLEVICH 2217 OGDEN STREET KLAMATH FALLS, OR 87604 CERTIFIED:355073679352

BEVERLY KRUNGLEVICH 2217 OGDEN STREET KLAMATH FALLS, OR 87604 First Class

CANDACE AMBORN
C/O U.S. BANKRUPTCY COURT
707 MAIL ST.
KLAMATH FALLS, OR 97601
CERTIFIED:355073679353

# AFFIDAVIT OF MAILING

TS: 2000-19422-D DATE: July 03, 2000

The declarant, whose signature appears below, states that (s)he is over the age of eighteen (18) years; is employed in Orange County at 2912 S. Daimler, Santa Ana, CA 92705 by Law Offices of Steven J. Melmet, and is not a party to he within action; and that on the date set forth above, (s)he personally served the Notice of Default Trustee Sale of which the annexed is a true copy, by depositing in the United States Mail a copy of such Notice in a sealed envelope, certified or registered mail and regular mail or as otherwise indicated below, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

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

CANDACE AMBORN
C/O U.S. BANKRUPTCY COURT
707 MAIL ST.
KLAMATH FALLS, OR 97601
First Class

· · · · INT	HE	CQU	RT OF THE STATE OF	)regon	_ `
	INTY OF		: COURT CASE NO		- , , of
	: National A		20	00-19422-D	nel met
	VS				. 50001
Beverly A	A. Krunglevi	ch )	AFFIDAVIT/PROOF O	F SERVICE	
STATE OF OREGON	) ) SS				
County of Mu	ltnomah , 33	•			
I hereby certify that o	on the2 Beverly A.	6th dayof J Krunglevich and	une <u>, 2000</u> , <b>at</b> t All occupant	the hour of7	':10FM by
All Sub withOffi	stitute Service (by s in named)	ng the person apparently i	nge of 14 years, who resides at n charge)	the usual place	of abode of the
Suп Mot	plaint	f:	Writ of Garnishment Order Citation Notice		Small Claims Affidavit Subpoena Decree
XXXX Oth	r. <u>Trustee</u>		e, Notice of Defaul		on to Sell
Together with a cop	/ of				
			At 2217 Ogdent St. Klamath Falls,	OR 97601	
NOT FOUND: I cer	tify that I received	the within document for	service on theday	y of	,
		quiry, I have been unable to	locateday c		
t ar	n a competent pers	son over the age of 18, a re	THE COUNTY OF Klamatesident of said State, not a paragraphy, corporate or otherwise and ki	rty to nor an offic	
		ved is the identical one na		orn to before me t	
Capitol Investigation		<del></del> ·			
Papers Received From	ASAP		Remit to: CAPITOL	Service Fe	e s

P O Box 276420 Sacramento, CA 95827

Mebnet

Remit to: CAPITOL P.O. Box 3225		Service Fee	\$	
		Mileage	\$	0.00
Portland, C	OR 97208	Rush/Emergency	\$	0.00
Date:	06/30/2000	Incorrect Add.	\$	0.00
File No.	00-16225-M		\$	
Client No.	396054	Amount Paid	\$	0.00
200	0194220	TOTAL DUE	s ,	

V. T. WONG

NOTARY PUBLIC-OREGON
COMMISSION NO. 323304
MY COMMISSION EXPIRES JUNE 6, 2003

IN THE COURT STATE OF OREGON, COUNTY (	OF
U.S. Bank National Association	) )
Plaintiff, V.	NO. NOTICE OF
Beverly A. Krunglevich	) SUBSTITUTE SERVICE )
Defendant(s).	· 
TO DEFENDANT(S): All occupant	
YOU ARE HEREBY NOTIFIED that service o NOTICE OF DEFAULT & ELECTION TO SELL in you by SUBSTITUTE service at the address abode.	n the above cause was made upon
WERE DELIVERED: 2217	26th, 2000 7:10PM rly A. Krunglevich, Co occpt Ogdent St. ath Falls, OR 97601
P.(	pitol Investigation Co., LTD. O. Box 3225 rtland, OR 97208
AFFIDAVIT O	F MAILING
STATE OF OREGON ) )ss County of Multnomah )	DATE: 06/30/2000
I, THE UNDERSIGNED, BEING FIRST DULY SO CAUSED TO BE MAILED TO THE DEFENDANT (S APPEARS BELOW, TRUE, EXACT AND COMPLETO NOTICE, AND OF THE TRUSTEE'S NOTICE OF ELECTION TO SELL HEREIN REFERRED TO, BO IN THE UNITED STATES MAILS AT PORTLAND, ON SAID DATE, ADDRESSED AS SHOWN, WHO OF SAID DEFENDANT (S) BEING THE ADDRESS TRUSTEE'S NOTICE OF SALE, NOTICE OF DEFORMED OF DEFENDANT (S).	) WHOSE NAME AND ADDRESS E COPIES OF THE FOREGOING SALE, NOTICE OF DEFAULT & Y CAUSING SAME TO BE DEPOSITED , OREGON ICH IS THE USUAL PLACE OF ABODE
	tara stogging
	SCRIBED AND SWORN TO BEFORE ME DAY AND YEAR LAST ABOVE OF CLASSICS.

Ofwhier

All occupant 2217 Ogdent St. Klamath Falls, OR 97601

# PROOF OF SERVICE JEFFERSON STATE ADJUSTERS

COUNTY OF	COURT CASE NO	COURT CASE NO.			
I hereby certify that I served the foregoing individuals or copies or original, certified to be such by the Attorney for	other legal entities to be served, named below, by delivering or leaving tru r the Plaintiff/Defendant, as follows:	ıe			
	Small Claim				
For the within named: <u>Ccupants of</u>	2217 Ogden St.				
	to within named, personally and in person to: at the address to				
•	inal or True Copy to				
	maintains for the conduct of business as shown at the address belo				
SUIT UNDER A COMMON NAME.	TNERSHIPS OR UNINCORPORATED ASSOCIATIONS SUBJECTIONS of true copy personally and in personal true copy perso				
		eof, or			
	who is a/the there, the person who is apparently in charge of the of, who is a/the th				
OTHER METHOD:B	y leaving an Original or True Copy with				
•	document for service on and after that I have been unable to find, the within named respondent, within C	er due county.			
2217 Ogden Street					
ADDRESS OF SERVICE STREET  Klamath Falls  CITY	Oreaon 97603 STATE ZIP				
I further certify that I am a competent person 18 years of that I am not a party to nor an officer, director, or employ or corporation served by me is the identical person, firm,	of age or older and a resident of the state of service or the State of Oregon yee of nor attorney for any party, corporation or otherwise, that the person to or corporation named in the action.	and , firm			
June 26, 2000 7:10 a.m.  DATE OF SERVICE TIME OF SE	PRVICE SIGNATURE	-			
PRINTED IN OREGON	Lave muck	TEK 212			

# 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 Klamath Falls in the aforesaid county and state; that the Lega1#3321 Trustee's Notice of Sale\_\_\_\_\_ 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 5, 12, 19, 26, 2000 Total Cost: Subscribed and sworn before me this 26th

and O.R.S. 79.5010, et rectness of the above seq. Trustee No.: 2000- street address or other 19422-D Reference is common designation. made to that certain Both the beneficiary Beverly A. Krun-elected to sell the said gievich, as Grantor, to real property to satisfy Lucy E. Kivel, ESQ, as the obligations secured Trustee, in favor of U.S. by said Trust Deed and dated 12/21/1998, to Oregon Revised Sta-recorded 12/24/1998, in tytes 86.735 (3); the dethe mortgage records fault for which the fore-of Klamath, Oregon, as Closure is made is of Klamath, Oregon, as instrument No. Loan Modification recorded 08-10-99 Vol. M99 Page 32213, in Book M98 47152. The beneficial interest under said Trust Deed and the obligations secured thereby are presently held by U.S. Bank National Association. Said Trust Deed encumbers the following described real: property situated in said county and state to-wit: EXHIBIT "A"

tract or parcel of land 90 feet wide by 132 feet long off the North side of the following de-scribed tract, in the County of Klamath, State of Oregon. Begin-ning at a point 720 feet East of an iron pin driven into the ground at the Southwest corner of the NW 1/4 of Section 1, Township 39 South, Range 9 East of the Willamette Meridian, on the property of Otis V. Saylor which iron pin

30 feet East of the center of a road intersecting the Dalles-California ments for reinstatealso 30 feet North of the the undersigned. Truscenter of said Dalles-California Highway, thence North 330 feet; thence East 132 feet; owing on the obligation thence South 330 feet; secured by said Trust thence West 132 feet to Deed immediately due. the point of beginning, and payable, said sums Code 43 Map 3909-1BC being the following:
TL 1700. The street ad The installment of prindress or other common cipal and interest which designation, if any, of the real property de-

St. Klamath Falls, OR TRUSTEE'S NOTICE 97601. The undersigned OF SALE PURSUANT Trustee disclaims any TO O.R.S. 36.705, et seq. liability for any incor-Trust Deed made by and the trustee have

tutes 86.735 (3); the declosure is made is Grantor's failure to pay when due, the following sums: FROM 9/7/1999 SUMS: FROM 9//1999 INT. RATE 8 NO. PMT 14 AMOUNT \$440.19 IM-P O U N D - T O T A L \$6,172.66 Late Charges: \$246.51 Advances & Adjustments Schedule: Description Advance **BPO Interest Rate 0** Amount \$75.00. Total Interest on Advances & Adjustments: \$0.00 Grand Total: \$6,484.17, ALSO, if you have failed to pay taxes on the property, provide in-surance on the proper-ty or pay other senior liens or encumbrances. as required in the note and Deed of Trust, the beneficiary may insist that you do so in order to reinstate your account in good standing. The beneficiary may require as a condition to reinstatement that you provide reliable written evidence that you have paid all senior liens or encumbrances, property taxes, and hazard insurance pre-miums. These requiredefault, the beneficiary has declared all sums cinal and interest which became due on 09-07-99 and all subsequent in: stallments, together with late charges as set er with trustee's and forth in said note and Deed of Trust advances, assessments and at-

TRUSTEE'S NOTICE scribed above is pur-1 torney fees, if any.

OF SALE ported to be 2217 Odgen Nothing in this notice shall be construed as a waiver of any fees ow-ing to the Beneficiary under the Deed of Trust, pursuant to the terms of the loans documents. WHERE-FORE, notice is given that the undersigned trustee will, on 10/27/ 2000, at the hour of 10:00 A.M., in accord with the standard of Bank National Associa- a Notice of Default has time established by tion, as Beneficiary, been recorded pursuant, O.R.S. 187.110 at the following place: At the front entrance of the Klamath Falls Court-house, 317 South 7th Street, 2nd Floor, in the City of Klamath Falls, County of Klamath, OR. 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 has or had power to convey at the time of execution by him of the said Trust Deed, together with any interest which the Grantor his successors in interest acquired after the execution of said Trust Deed, to sat-isfy the foregoing obligations thereby secured and the costs and expenses of sale, including reasonable charge by the trustee. Notice is further given that any persons named in O.R.S. 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 Highway from the ment should be conNorth and which pin is firmed by contacting the be due had no detee, By reason of said fault occurred) and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligations or to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and Trust Deed, togeth-



My commission expires\_

Notary Public of Oregon

March 15 20 04

cludes 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 14, 2000 Fidelity
National Title Insurance Company By A. Fragassi For further A. Fragassi For Turmer information, please contact: Fidelity National Title Insurance Company, 401 S.W. 4th Avenue, Portland, OR 97204, C/O Law Offices of Steven I Melmet of Steven J. Melmet, Inc. State of California, County of Orange, I certify that I, A. Fra-gassi, am an authorized representative of Fidelrepresentative of Fidelity National Title Insurance Company,
Trustee, and that the foregoing is a complete and exact copy of the foregoing is a complete and exact copy of the original trustee's notice of sale. A. Fragassi, Authorized Representative of Trustee. THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE PURPOSE. #3321 JULY 5, 1,2 19, 26, 2000

a t torney's fees. In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes plural, the word "Grantor" in-

> State of Oregon, County of Klamath Recorded 09/29/00, at 3/2 p. m. In Vol. M00 Page 35855 Linda Smith, County Clerk Fee\$ 7/6