### AFFIDAVIT OF MAILING TRUSTEE'S NUICE OF SALE

STATE OF CALIFORNIA, COUNTY OF ORANGE, ss:

Vol\_MQ1 Page

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
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. Subscribed and sworn before me this WITNESS my hand and official seal. CHERYL L. MONDRAGON Comm. # 1245037 IOTARY PUBLIC-CALIFORNIA Orange

CHERYL . MONDRAGON Notary Public for California

My Commission Expires: 12-7-03

AFTER RECORDING RETURN TO:

T. D. SERVICE COMPANY 1820 EAST FIRST STREET, SUITE 210 SANTA ANA, CA 92705

DECLARATION OF MAILING BY CERTIFIED/REGISTERED MAIL

T.S.# 0- 1788 F
FRANKLIN CREDIT MANAGEMENT CORP
SIX HARRISON ST
NEW YORK, NY 10013

DATE LIZITOR 1-9 GRETURN RECEIPT REQUESTED

STATE OF CALIFORNIA COUNTY OF ORANGE

THE UNDERSIGNED DOES HEREBY DECLARE THAT HE/SHE IS OVER THE AGE OF LE YEARS AND THAT HIS/HER BUSINESS ADDRESS IS LAZO E. FIRST STREET, STE# BOD, 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 TRUE AND CORRECT.

PERJURY THAT THE FOREGOING IS

### AFFIDAVIT OF MAILING BY FIRST CLASS MAIL

T-S-# 0- 1788 F

STATE OF CALIFORNIA COUNTY OF ORANGE

22.

DATE 11/0700 11-9.00

THE UNDERSIGNED DOES HEREBY DECLARE THAT HE/SHE IS OVER THE AGE OF LA YEARS AND THAT HIS/HER BUSINESS ADDRESS IS LABOR E. FIRST STREET, STE # 300, SANTA ANA, CA, 93705. 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

FRANKLIN CREDIT MANAGEMENT CORP SIX HARRISON ST NEW YORK: NO LOOLS

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

# 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.

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 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.
CRYSTALESPINOZA
Subscribed and sworn before me this day of NOJEMBA, 2000
WITNESS my hand and official seal.
CHERYL L. MONDRAGON Comm. # 1245037 NOTARY PUBLIC-CALIFORNIA Orange County My Comm. Expires Dec. 7, 2003  CHERYL L. MONDRAGON Notary Public for California
My Commission Expires: 12-7-03
AFTER RECORDING RETURN TO:

T. D. SERVICE COMPANY 1820 EAST FIRST STREET, SUITE 210 SANTA ANA, CA 92705

TD# ()· 1788

# DECLARATION OF MAILING BY CERTIFIED/REGISTERED MAIL

T.S.# 0- 1788 F

JULIA L. NELSON

4701 MEMORIE LANE
KLAMATH FALLS, OR 97603

DATE 1-1/19(00 11-8)

CERTIFIED 7 270 076 440 CA

RETURN RECEIPT REQUESTED

SPOUSE OF JULIA L. NELSON 4701 MEMORIE LANE KLAMATH FALLS, OR 97603 CERTIFIED Z 270 076 441 RETURN RECEIPT REQUESTED

OCCUPANT 4701 MEMORIE LANE KLAMATH FALLS, OR 97603 CERTIFIED Z 270 076 442
RETURN RECEIPT REQUESTED

EMERGENT MORTGAGE CORP. DBA HOMEGOLD CORP 3901 DEL HAM ROAD GREENVILLE, SC 29615

CERTIFIED Z 270 076 443
RETURN RECEIPT REQUESTED

FRANKLIN CREDIT MANGEMENT CORP. C/C ORION FINANCIAL GROUP INC. 2860 EXCHANGE BLVD., SUITE 100 SOUTHLAKE, TX 7602

CERTIFIED Z 278 076 444 RETURN RECEIPT REQUESTED

ORION FINANCIAL GROUP INC. 2860 EXCHANGE BLVD., SUITE 160 SOUTHLAKE, TX 76092 CERTIFIED Z 270 076 445 RETURN RECEIPT REQUESTED

ASSOCIATES FINANCIAL SERVICES 2047 WASHBURN WAY KLAMATH FALLS, OR 97603 CERTIFIED 7 278 076 446
RETURN RECEIPT REQUESTED

STATE 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 1820 C. FIRST STREET, STE# 300, SANTA ANA, CA, 72705. 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.

UNDER PENAL

I CERTIFY OR DECLARS TRUE AND CORRECT. OF PERJURY THAT THE FOREGOING IS

### AFFIDAVIT OF MAILING BY FIRST CLASS MAIL

T.S.# 0- 1788 F STATE OF CALIFORNIA COUNTY OF ORANGE

77.

DATE 18-00 11-8:00

THE UNDERSIGNED DOES HEREBY DECLARE THAT HE/SHE IS OVER THE AGE OF LB YEARS AND THAT HIS/HER BUSINESS ADDRESS IS 1820 E. FIRST STREET, STE# 380, 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

JULIA L. NELSON 4701 MEMORIE LANE KLAMATH FALLS, OR 97603

SPOUSE OF JULIA L. NELSON 4701 MEMORIE LANE KLAMATH FALLS, OR 97603

OCCUPANT 4781 MEMORIE LANE KLAMATH FALLS, OR 97603

EMERGENT MORTGAGE CORP. DBA HOMEGOLD CORP 3901 DEL HAM ROAD GREENVILLE, SC 29615

FRANKLIN CREDIT MANGEMENT CORP.
C/O ORION FINANCIAL GROUP INC.
2860 EXCHANGE BLVD., SUITE 100
SOUTHLAKE, TX 76092

ORION FINANCIAL GROUP INC. 2860 EXCHANGE BLVD., SUITE 100 SOUTHLAKE, TX 76092

ASSOCIATES FINANCIAL SERVICES
2047 WASHBURN WAY
KLAMATH FALLS, OR 97603

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

•

RE: Loan #: 2026139333

Title #: K56033/541-884-5155

UTC #: 0-1788

### **OREGON** TRUSTEE'S NOTICE OF SALE

TO: JULIA L. NELSON

Reference is made to that certain deed of trust made by JULIA L. NELSON A SINGLE WOMAN

, as grantor,

KLAMATH COUNTY TITLE COMPANY in favor of FIRST FINANCE

, as trustee,

dated JULY 31, 1996

as beneficiary,

, recorded AUGUST 09, 1996 , in the

mortgage records of KLAMATH volume No. M96 at page 24501

, (fee/file/instrument No.

, County, Oregon, in book/reel/

covering the following described real property situated in said county and state, to wit:

LOT 4 IN BLOCK 4 OF TRACT NO. 1007, WINCHESTER, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON. MORE COMMONLY KNOWN AS: 4701 MEMORIE LANE - KLAMATH FALLS, OREGON 97603

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:

> 4 Late Charge(s) of \$36.30 from 07/16/00 4 Payments of \$726.09 from 07/01/00

145.20

Suspense balance

2,904.36 312.79

SUB-TOTAL OF AMOUNTS IN ARREARS:

2,736.77

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 \$ 66,460.79 together with interest as provided in the note or other instrument secured from the 1ST day of , 2000 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 MARCH 09, 2001 at the hour of 10:00 AM, o'clock, Standard Time, as established by ORS 187.110, at MAIN STREET ENTRANCE, 316 MAIN STREET, KLAMATH CO. COURTHOUSE KLAMATH FALLS

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 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#:

0-1788

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: 10-16-00

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

BY:

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



# T.D. Service Company

TD # 0-1788 Loan # 774038

#### AFFIDAVIT OF NON-MILITARY SERVICE

STATE OF	California	)					
COUNTY OF_	San Bernardino	) ss )					
Rafa	ael Uribarre	,	BEING	FIRST	DULY	SWORN,	DEPOSES
AND SAVS.							

TO THE BEST OF OUR KNOWLEDGE, JULIA L. NELSON

ARE NOT, AND NEITHER IS, IN THE MILITARY SERVICE OF THE UNITED STATES, WITHIN THE MEANING OF THE SOLDIERS' AND SAILORS' CIVIL RELIEF ACT, AS AMENDED; THAT NEITHER PERSON IS A MEMBER OF THE UNITED STATES MARINE CORPS, WOMEN'S RESERVE, OR WOMEN'S ARMY AUXILIARY CORPS OR WOMEN'S ARMY CORPS (WACS), OR WOMEN'S COAST GUARD RESERVE UNDER ORDERS TO REPORT FOR INDUCTION UNDER THE SELECTIVE TRAINING AND SERVICE ACT OF 1940, AS AMENDED, OR AS A MEMBER OF THE ENLISTED RESERVE CORPS UNDER ORDERS TO REPORT FOR MILITARY SERVICE OR AN AMERICAN CITIZEN SERVING WITH THE FORCES OF ANY NATION ALLIED WITH THE UNITED STATES IN THE PROSECUTION OF A WAR, OR IN THE FEDERAL SERVICE OR ACTIVE DUTY AS A MEMBER OF THE ARMY OF THE UNITED STATES, OR THE UNITED STATES NAVY, OR THE MARINE CORPS, OR THE COAST GUARD, OR AS AN OFFICER OF THE PUBLIC HEALTH SERVICE WITHIN THE PURVIEW OF THE SOLDIERS' AND SAILORS' CIVIL RELIEF ACT OF 1940, AS AMENDED.

THAT THIS AFFIDAVIT IS MADE FOR THE PURPOSE OF INDUCING DAVID A. KUBAT, AS TRUSTEE WITHOUT LEAVE OF COURT FIRST OBTAINED, TO CAUSE CERTAIN PROPERTY TO BE SOLD UNDER THE TERMS OF A DEED OF TRUST PURSUANT TO THE POWER OF SALE CONTAINED THEREIN.

DATED: February 22 2001

CASSANDRA JANE BARROWS

Comm. # 1189974

NOTARY PUBLIC-CALIFORNIA
San Bernardino County
By Comm. Expires July 12, 2002

RAFAEZ URIBARRE, ASST SECRETARY

SUBSCRIBED AND SWORN TO BEFORE ME THIS 22nd DAY OF February 2001

NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE.

MY COMMISSION EXPIRES ON 5002.

P.O. Box 11988, Santa Ana, CA 92711-1988 • 1820 East First Street, Suite 210, Santa Ana, CA 92705 (714) 543-TDSC (8372) • (800) 843-0260 • FAX (714) 541-4130 • www.tdsf.com

KLAMATH CO IY SHERIFF'S OFFICE - RETU OF SERVICE

State of Oregon )
County of Klamath )

Court Case No. Sheriff's Case No. 00-03163

8957

Received for Service 10/25/00

I hereby certify that I received for service on NELSON, JULIE the within:

TRUSTEE'S NOTICE OF SALE

NELSON, JULIE

was unable to be located within Klamath County after due and diligent search and inquiry. I hereby return this process as Not Found, on 10/26/00, at 07:53 hours.

HOUSE EMPTY- UNDERSTAND THAT JULIE NELSON HAS MOVED TO RENO.

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

Carl R. Burkhart, Sheriff Klamath County, Oregon

JOHNSON, PATT

Copy to:

TD SERVICE COMPANY 1820 EAST FIRST ST #210 SANTA ANA

PO BO CA 92705

STATE OF OREGON

COUNTY OF KLAMATH

This instrument was, acknowledged before me on

by fatty Shinst , as a duly appointed and commissioned

Deputy of Carl A. Burkhart, Sheriff of Klamath County, Or.

OFFICIAL SEAL
ANNETTE McCLELLAN
NOTARY PUBLIC-OREGON
COMMISSION NO. A330045
MY COMMISSION EXPIRES FEB. 22, 2004

Notary for State of Oregon
My Commission Expires: 02-22-04

State of Oregon, County of Klamath Recorded 03/06/01, at 10:50am. In Vol. M01 Page 8948 Linda Smith, County Clerk Fee\$ 66