

K56020

Vol M01 Page 7153

RECORDED AT THE REQUEST OF  
AND AFTER RECORDING RETURN TO:

H&L Services, Inc., Trustee  
1111 Third Avenue, #3400  
Seattle, WA 98101

Vol M01 Page 9017

GREEN  
91850-27091

AFFIDAVIT OF MAILING - TRUSTEE'S NOTICE OF SALE

STATE OF WASHINGTON )  
 ) ss  
COUNTY OF KING )

I, Kelley Scher, 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 made by SHERRY A. MILLER, AN UNMARRIED INDIVIDUAL as grantor, to MOUNTAIN TITLE COMPANY OF KLAMATH COUNTY AN OREGON CORPORATION as Trustee, in favor of WASHINGTON MUTUAL BANK, as beneficiary, dated September 11, 1995, and recorded September 25, 1995, in the mortgage records of Klamath County, Oregon, as Fee No. Volume M-95, Page 25676, and covers the real property described in the attached 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, to-wit:

NAME	ADDRESS
OCCUPANTS	2020 BRONCO LANE
SHERRY A. MILLER	CHILOQUIN, OR 97624
JOHN DOE MILLER	
Sherry Green	P.O. BOX 360
	CHILOQUIN, OR 97624
ROBERT J. O'ROURKE AND	8930 HOOD MOUNTAIN CIRCLE
ARLENE O. O'ROURKE	SANTA ROSA, CA 95409
COPELAND LUMBER	901 NE GLISSAN STREET
YARDS, INC.	PORTLAND, OR 97232
MCMAHANS FURNITURE	6320 S. 6 <sup>TH</sup> STREET
	KLAMATH FALLS, OR 97603
THE COMMERCIAL AGENCY	P.O. BOX 23909
	PORTLAND, OR 97281
HIGHLAND COMMUNITY	3737 SHASTA WAY
FEDERAL CREDIT UNION	KLAMATH FALLS, OR 97603
CARTER-JONES	1143 PINE STREET
COLLECTION, LLC	KLAMATH FALLS, OR 97601
DUNLAP & FANNING	3125 CROSBY AVENUE
	KLAMATH FALLS, OR 97603

\*\*RE-RECORDED TO ADD AFFIDAVIT OF PROOF OF SERVICE

K60-RR  
K66

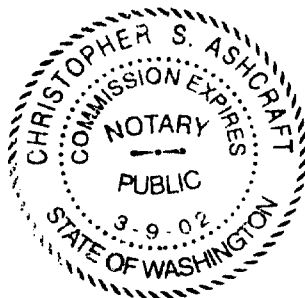
The above persons include (a) the grantor in the trust deed, (b) any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice, (c) any person, including the Department of Revenue or any other state agency, having a lien 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.\*

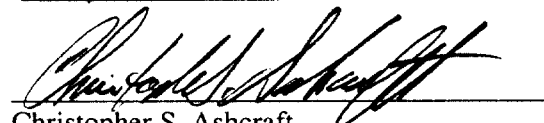
Each of the notices so mailed was certified to be a true copy of the original notice of sale by Steven G. Jones, attorney for the trustee named in the notice; each such copy was contained in a sealed envelope, with postage thereon fully prepaid, and was deposited by me in a United States post office at Seattle, Washington, on October 24, 2000. 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 the notices was/were 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.

  
(Affiant)

Subscribed and sworn to before me this 24th day of October, 2000.



  
Christopher S. Ashcraft  
Notary Public in and for the State of  
Washington, residing at: Seattle  
My Commission Expires: 3/9/02

GREEN  
91850-27091

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

STATE OF WASHINGTON )  
 ) ss  
COUNTY OF KING )

I, JAIME JOHNSON, 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 made by SHERRY A. MILLER, AN UNMARRIED INDIVIDUAL as grantor, to MOUNTAIN TITLE COMPANY OF KLAMATH COUNTY AN OREGON CORPORATION as Trustee, in favor of WASHINGTON MUTUAL BANK, as beneficiary, dated September 11, 1995, and recorded September 25, 1995, in the mortgage records of Klamath County, Oregon, as Fee No. Volume M-95, Page 25676, and covers the real property described in the attached 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, to-wit:

NAME	ADDRESS
HIGHLAND COMMUNITY FEDERAL CREDIT UNION	3737 SHASTA WAY KLAMATH FALLS, OR 97603

The above 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.\*

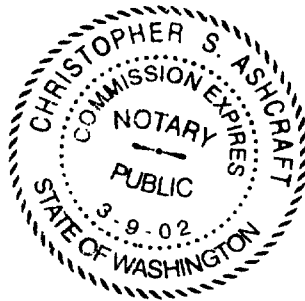
Each of the notices so mailed was certified to be a true copy of the original notice of sale by Steven G. Jones, attorney for the trustee named in the notice; each such copy was contained in a sealed envelope, with postage thereon fully prepaid, and was deposited by me in a United States post office at Seattle, Washington, on OCT. 26, 2000. 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 the notices was/were mailed after the notice of default and election to sell described in said notice of sale was recorded.

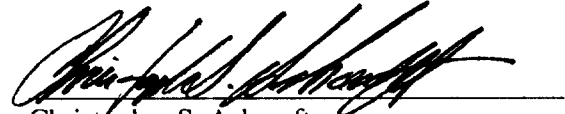
As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity.

Jaimo Johnson

(Affiant)

Subscribed and sworn to before me this 26th day of October, 2000.



  
Christopher S. Ashcraft  
Notary Public in and for the State of  
Washington, residing at: Seattle  
My Commission Expires: 3/9/02

7157

RECORDED AT THE REQUEST OF  
AND AFTER RECORDING RETURN TO:

9021

H&L Services, Inc., Trustee  
1111 Third Avenue, #3400  
Seattle, WA 98101

GREEN  
91850-27091

**WE ARE A DEBT COLLECTOR. THIS COMMUNICATION IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

**TRUSTEE'S NOTICE OF SALE**

Reference is made to that certain trust deed made by SHERRY A. MILLER, AN UNMARRIED INDIVIDUAL, as grantor, to MOUNTAIN TITLE COMPANY OF KLAMATH COUNTY AN OREGON CORPORATION, as trustee, in favor of WASHINGTON MUTUAL BANK, as beneficiary, dated September 11, 1995, recorded September 25, 1995, in the mortgage records of Klamath County, Oregon, as Fee No. Volume M-95, Page 25676, covering the following described real property situated in Klamath County, Oregon, to-wit:

SEE APPENDED LEGAL

commonly known as: 2020 BRONCO LN, CHILOQUIN, OR 97624

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 86.753(3); the default for which the foreclosure is made is grantor's failure to pay when due the following sums:

Failure to pay the following past due amounts, which are in arrears:

**MONTHLY PAYMENTS:**

4 monthly payments at \$1,950.28 each; (July 1, 2000 through October 23, 2000.)	\$7,801.12
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**LATE CHARGES:**

4 late charges of \$97.51 for each monthly payment not made within 15 days of its due date.	390.04
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<b>TOTAL MONTHLY PAYMENTS AND LATE CHARGES:</b>	<b>\$8,191.16</b>
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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:

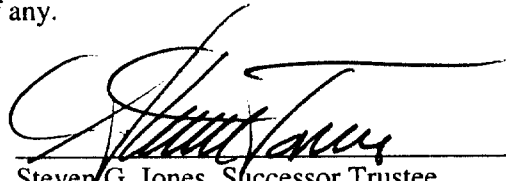
\$224,874.04 Principal Balance; plus interest thereon at the rate of 8.5% from June 1, 2000 until paid; plus late charges of \$390.04 through October 23, 2000; plus \$97.51 for every month thereafter the regular payment is more than 15 days late; plus property inspection(s); plus unpaid real property taxes; plus any reserve account shortage; less any unapplied funds; plus all sums expended by beneficiary to protect its interest during the pendency of this proceeding.

WHEREFORE, notice hereby is given that the undersigned trustee will on February 23, 2001, at the hour of 10:00 o'clock, A.M., in accordance with the standard of time established by ORS 187.110, at the front entrance 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 said 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 the grantor's successors in interest acquired after the execution of grantor 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 the 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.

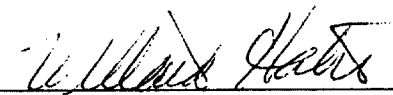
DATED: October 18, 2000.

  
\_\_\_\_\_  
Steven G. Jones, Successor Trustee  
C/O H&L SERVICES, INC.  
1111 THIRD AVENUE, #3400  
Seattle, Washington 98104-7006  
(206) 386-5470

STATE OF WASHINGTON    )  
                                  ) ss  
COUNTY OF K I N G        )

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named successor trustee and that the foregoing is a complete and exact copy of the original trustee's notice of sale.

FOSTER PEPPER & SHEFELMAN PLLC

  
\_\_\_\_\_  
Willard Hatch  
Attorney           for           Successor           Trustee

DESCRIPTION OF PROPERTY

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

7159

A parcel of land situated in Sections 14 and 15, Township 34 South, Range 7 East of the Willamette Meridian, more particularly described as follows:

9023

Beginning at the Southeast corner of the  $W\frac{1}{2}W\frac{1}{2}NW\frac{1}{4}$  of said Section 14; thence North along the East line of said  $W\frac{1}{2}W\frac{1}{2}NW\frac{1}{4}$  183 feet to a point where said East line intersects the centerline of an existing access road said point hereafter being referred to as Point "A"; thence leaving said East line  $W\frac{1}{2}W\frac{1}{2}NW\frac{1}{4}$  and following said existing access road in a Westerly direction through portions of said Sections 14 and 15 the following courses and distances: North  $61^{\circ}48'34''$  West, 483.18 feet to the beginning of a curve to the left; thence along the arc of a 293.3 feet radius curve to the left, 175.30 feet ( $\Delta = 34^{\circ}14'43''$ ) to the end of curve; thence South  $86^{\circ}56'43''$  West, 174.64 feet to the beginning of a curve to the right; thence along the arc of a 576.01 feet radius curve to the right 135.84 feet ( $\Delta = 13^{\circ}30'45''$ ) to the end of curve; thence North  $82^{\circ}32'32''$  West 150.41 feet to an angle point; thence North  $88^{\circ}43'02''$  West, 281.85 feet to an angle point; thence North  $92^{\circ}51'42''$  West, 205.13 feet to the beginning of a curve to the right; thence along the arc of a 278.37 feet radius curve to the right 158.59 feet ( $\Delta = 32^{\circ}38'31''$ ) to a point of reverse curve; thence along the arc of a 458.60 feet radius curve to the left 227.21 feet ( $\Delta = 28^{\circ}23'15''$ ) to the end of curve; thence North  $78^{\circ}36'26''$  West 436.87 feet to an angle point; thence North  $75^{\circ}35'04''$  West 131.21 feet to the beginning of a curve to the left; thence along the arc of a 262.74 feet radius curve to the left 201.07 feet ( $\Delta = 43^{\circ}50'47''$ ) to the end of curve; thence South  $60^{\circ}34'09''$  West, 315.67 feet to an angle point; thence South  $54^{\circ}20'06''$  West, 422.43 feet to the beginning of a curve to the right; thence along the arc of a 333.03 feet radius curve to the right 122.21 feet to a point on curve ( $\Delta = 21^{\circ}01'33''$ ) said point on curve being a point where said road centerline intersects the Easterly boundary of that certain parcel of land described in Deed recorded in Deed Volume M75 page 437, Klamath County Deed Records said point also being referred to hereinafter as Point "B" thence leaving said road center line South  $02^{\circ}31'11''$  East, 429.72 feet to a  $3/4$  inch iron pin; thence South  $69^{\circ}$  West, 208 feet to a  $3/4$  inch iron pin on the Easterly bank of the Williamson River; thence Southerly along the Easterly bank of said Williamson River to a point where said river bank intersects the South line of Government Lot 10 of said Section 15; thence East along the South line of said Government Lot 10 to the Southeast corner thereof; thence East along the South line of the  $N\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$  of said Section 15 to the Southeast corner thereof; thence East along the South line of the  $NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$  of said Section 14 to the Southeast corner thereof; thence North to the point of beginning.

TOGETHER WITH a non-exclusive private roadway easement for use in common with others over and across a strip of land 30.00 feet in width lying immediately adjacent to but Northerly of the roadway centerline described above running Westerly from Point "A" to Point "B"/

ALSO TOGETHER WITH a tract of land situated in the  $E\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$  and  $NE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ , Section 14, Township 34 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon:

Beginning at a point on the West line of said  $NE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$  from which the Southwest corner of same (NW SW  $1/64$  Section 14) bears South 00 degrees  $13'09''$  West 346.24 feet; thence North 00 degrees  $13'09''$  East 320.02 feet, to the Northwest corner of (C-W-W  $1/64$  Section 14); thence North 00 degrees  $12'49''$  East, along the West line of said  $E\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$ , 174.49 feet; thence South 61 degrees  $47'24''$  East 75.16 feet; thence South 24 degrees  $53'45''$  East 81.93 feet; thence South 14 degrees  $56'04''$  West 398.10 feet to the point of beginning.

AND EXCEPTING THEREFROM a tract of land situated in the  $NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ , Section 14, Township 34 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon.

Beginning at the Southeast corner of said  $NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$  (NW SW  $1/64$  Section 14); thence South 89 degrees  $35'50''$  West along the South line of same, 94.31 feet; thence North 15 degrees  $24'42''$  East 359.84 feet to East line of same; thence South 00 degrees  $13'09''$  West 346.24 feet to the point of beginning.

NOTICE REQUIRED BY THE FAIR DEBT COLLECTION  
PRACTICES ACT, 15 U.S.C. § 1692

1. The amount of the debt is stated in the Trustee's Notice of Sale attached hereto.
2. The beneficiary named in the attached Trustee's Notice of Sale is the creditor to whom the debt is owed.
3. The debt described in the Trustee's Notice of Sale attached hereto will be assumed to be valid by the trustee unless the debtor, within 30 days after the receipt of this notice, disputes the validity of the debt or some portion thereof.
4. If the debtor notifies the trustee in writing within 30 days of receipt of this notice that the debt or any portion thereof is disputed, the trustee will provide verification of the debt, and a copy of the verification will be mailed to the debtor by the trustee.
5. If the creditor named as beneficiary in the attached Trustee's Notice of Sale is not the original creditor, and if the debtor makes a written request to the trustee within 30 days from receipt of this notice, the name and address of the original creditor will be mailed to the debtor by the trustee.
6. Written requests or objections should be addressed to: Steven G. Jones, C/O H&L Services, Inc., 1111 3rd Avenue, Suite 3400, Seattle, WA 98101.



EXCEPTING THEREFROM a tract of land situated in the NW1/4NW1/4SW1/4 Section 14, Township 34 South, Range 7 East of the Willelamette Meridian, Klamath County, Oregon. Beginning at the South-east corner of said NW1/4NW1/4SW1/4 (NW SW 1/64 Section 14); thence South 89 degrees 35' 50" West along the South line of same, 94.31 feet; thence North 15 degrees 24' 42" East 359.84 feet to East line of same; thence South 13 degrees 13' 09" West 346.24 feet to the E of beginning. Commonly known as: 2020 Bronco Ln, Chiloquin, OR 97624.

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 a Oregon Revised Statutes 86.753(3); the default for which the foreclosure is made is grantor's failure to pay when due the following sums:

Failure to pay the following past due amounts, which are in arrears: MONTHLY PAYMENTS: 4 monthly payments at \$1,950.28 each; \$7,801.12; (July 1, 2000 through October 23, 2000) LATE CHARGES: 4 late charges of \$97.51 for each monthly payment not made within 15 days of its due date \$390.04;

**TOTAL MONTHLY PAYMENTS AND LATE CHARGES:**

\$8,191.16.  
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:

\$224,874.04 Principal Balance; plus interest thereon at the rate of 8.5% from June 1, 2000 until paid; plus late charges of \$390.04 through October 23, 2000; plus \$97.51 for every month thereafter the regular payment is more than 15 days late; plus property inspection(s); plus unpaid real property taxes; plus any reserve account shortage; less any unapplied funds; plus all sums expended by beneficiary to protect its interest during the pendency of this proceeding.

WHEREFORE, notice hereby is given that the undersigned trustee will on February 23, 2001 at the hour of 10:00 A.M. in accordance with the standard of time established by ORS 187.110, at the front entrance 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 said described real property

which the grantor had or had power to convey at the time of the execution of the trust deed, together with any interest which the grantor or the grantor's successors in interest acquired after the execution of grantor 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 in-

curring in enforcing the obligation and trust deed, together with trustee's and attorney's fees not exceeding the amounts provided by ORS 86.753.

In construing this notice, the singular includes the plural, the word "grantor" includes the successor in interest to the grantor as well as any other person owing the 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 18, 2000

Steven G. Jones  
Successor Trustee  
C/O H&L Services, Inc.  
1111 Third Avenue,  
#3400  
Seattle, Washington  
98104-7006  
(206) 386-5470  
#3746 January 10, 17, 24,  
31, 2001

7162

9025A

State of Oregon, County of Klamath

Recorded 02/22/01, at 2:57 p.m.

In Vol. M01 Page 7153

Linda Smith,

County Clerk Fee \$ 66<sup>00</sup>

# 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#3746

Trustee's Notice of Sale

Green 91850-27091

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 10, 17, 24, 31, 2001

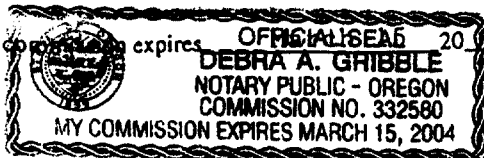
Total Cost: \_\_\_\_\_

Subscribed and sworn before me this 31st  
day of January, 20 01

Debra A. Gribble

Notary Public of Oregon

My commission expires OFFICIAL SEAL 2004



### TRUSTEE'S NOTICE OF SALE

GREEN 91850-27091

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

Reference is made to that certain trust deed made by Sherry A. Miller, an unmarried individual, as grantor, to Mountain Title Company of Klamath County an Oregon corporation, as trustee, in favor of Washington Mutual Bank, as beneficiary, dated September 11, 1995, recorded September 25, 1995, in the mortgage records of Klamath County, Oregon, as Fee No. --, Volume M95, Page 25676, covering the following described real property situate in Klamath County, Oregon, to-wit:

DESCRIPTION OF PROPERTY The following described real property situate in Klamath County, Oregon: A parcel of land situated in Sections 14 and 15, Township 34 South, Range 7 East of the Willamette Meridian, more particularly described as follows: Beginning at the Southeast corner of the W1/2W1/2NW1/4 of said Section 14; thence North along the East line of said W1/2W1/2NW1/2 183 feet to a point where said East line intersects the center line of an existing access road said point hereafter being referred to as Point "A"; thence leaving said East line W1/2W1/2NW1/2 and following said existing access road in a Westerly direction through portions of said Sections 14 and 15 the following courses and distances: North 61°48'34" West, 483.18 feet to the beginning of a curve to the left; thence along the arc of a 293.3 feet radius curve to the left,

175.30 feet (delta = 34°14'43") to the end of curve; thence South 86°56'43" West, 174.64 feet to the beginning of a curve to the right; thence along the arc of a 576.01 feet radius curve to the right 135.04 feet (delta = 13°30'45") to the end of curve; thence North 82°32'32" West, 150.41 feet to an angle point thence North 00°43'02" West, 281.05 feet to an angle point; thence North 92°51'42" West, 205.13 feet to the beginning of a curve to the right; thence along the arc of a 278.37 feet radius curve to the right 158.59 feet (delta = 32°30'31") to a point of reserve curve; thence along the arc of a 458.60 feet radius curve to the left 227.21 feet (delta = 28°23'15") to the end of curve; thence North 78°36'26" West 436.87 feet to an angle point; thence North 75°35'04" West 131.21 feet to the beginning of a curve to the left; thence along the arc of a 262.74 feet radius curve to the left 201.07 feet (delta = 43°50'47") to the end of curve; thence South 60°34'09" West, 315.67 feet to an angle point; thence South 54°20'06" West, 422.43 feet to the beginning of a curve to the right; thence along the arc of a 333.03 feet radius curve to the right 122.21 feet to a point on curve (delta = 21°01'33") said point on curve being a point where said road centerline intersects the Easterly boundary of that certain parcel of land described in Deed recorded in Deed Volume M75 page 437, Klamath County Deed records said point also being referred to hereinafter as Point "B" thence leaving said road center line South 02°31'11" East, 429.72 feet to a 3/4 inch iron pin; South 68° West, 208 feet to 3/4 inch iron pin on the Easterly bank of

the Williamson River; thence Southerly along the Easterly bank of said Williamson River to a point where said river bank intersects the South line of Government Lot 10 of said Section 15; thence East along the South line of said Government Lot 10 to the Southeast corner thereof; thence East along the South line of the N1/2NE1/4SE1/4 of said Section 15 to the Southeast corner thereof; thence East along the South line of the NW1/4NW1/4SW1/4 of said Section 14 to the Southeast corner thereof; thence North to the point of beginning. TOGETHER WITH a non-exclusive private roadway easement for use in common with others over and across a strip of land 30.00 feet in width lying immediately adjacent to but North-erly of the roadway centerline described above running Westerly from Point "A" to Point "B"/ ALSO TOGETHER WITH a tract of land situated in the E1/2SW1/4NW1/2 and NE1/4NW1/4SW1/2, Section 14, Township 34 South,

Range 7 East of the Willamette Meridian, Klamath County, Oregon: Beginning at a point on the West line of said NE1/4NW1/2SW1/4 from which the Southwest corner of same (NW SW 1/64 Section 14) bears South 00 degrees 13'09" West 346.24 feet; thence North 00 degrees 13'09" East 320.02 feet, to the Northwest corner of (C-W-W 1/64 Section 14); thence North 00 degrees 12'49" East along the West line of said E1/2SW1/4NW1/4 174.49 feet; thence South 61 degrees 47'24" East 75.16 feet, thence South 24 degrees 53'45" East 81.93 feet; thence South 14 degrees 56'04" West 398.10 feet to the point of beginning. AND

IN THE \_\_\_\_\_ COURT OF THE STATE OF Oregon  
COUNTY OF \_\_\_\_\_ : COURT CASE NO. \_\_\_\_\_

Washington Mutual Bank  
\_\_\_\_\_ )  
vs  
Sherry A. Miller  
\_\_\_\_\_ )

*ALIAS*

9026

**AFFIDAVIT/PROOF OF SERVICE**

STATE OF OREGON )  
 ) SS.  
County of Multnomah

I hereby certify that on the 31st day of October, 2000, at the hour of 2:35PM,  
I served Sherry A. Miller and Mark Green & All occupant by:

Sherry Personal Service (personally and in person)

Mark Substitute Service (by serving a person over the age of 14 years, who resides at the usual place of abode of the  
within named)

\_\_\_\_\_ Office Service (by serving the person apparently in charge)

\_\_\_\_\_ By posting (said residence)

A certified/true copy of:

\_\_\_\_\_ Summons

\_\_\_\_\_ Motion

\_\_\_\_\_ Complaint

\_\_\_\_\_ Petition

xxxx Other: Trustee's Notice of Sale

\_\_\_\_\_ Writ of Garnishment

\_\_\_\_\_ Order

\_\_\_\_\_ Citation

\_\_\_\_\_ Notice

\_\_\_\_\_ Small Claims

\_\_\_\_\_ Affidavit

\_\_\_\_\_ Subpoena

\_\_\_\_\_ Decree

Together with a copy of \_\_\_\_\_

To Sherry A. Miller, Co occupant At 2020 Bronco Lane  
Chiloquin, OR 97624

NOT FOUND: I certify that I received the within document for service on the \_\_\_\_\_ day of \_\_\_\_\_,  
and after due and diligent search and inquiry, I have been unable to locate \_\_\_\_\_  
within the county of \_\_\_\_\_ Dated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

ALL SEARCH AND SERVICE WAS MADE WITHIN THE COUNTY OF Klamath

I am a competent person over the age of 18, a resident of said State, not a party to nor an officer,  
director or employee of, nor attorney for any party, corporate or otherwise and knew that the person,  
firm or corporation served is the identical one named in the action.

Subscribed to and sworn to before me this

20th day of Feb., 2001.

Capitol Investigation Company  
JEFF STATE

Papers  
Received From ASAP  
P O Box 276420  
Sacramento, CA 95827

Remit to: CAPITOL P.O. Box 3225 Portland, OR 97208	Service Fee	\$ 50.00
	Mileage	\$ 0.00
	Rush/Emergency	\$ 0.00
Date: <u>02/20/2001</u>	Incorrect Add.	\$ 0.00
File No. <u>00-29033-M</u>		\$
Client No. <u>407314</u>	Amount Paid	\$ 0.00
	TOTAL DUE	\$ 50.00

IN THE COURT STATE OF OREGON, COUNTY OF

Washington Mutual Bank

Plaintiff,

V.

Sherry A. Miller

Defendant(s).

ALIAS  
 NO.  
 NOTICE OF  
 SUBSTITUTE SERVICE

TO DEFENDANT(S): Mark Green &amp; All occupant

YOU ARE HEREBY NOTIFIED that service of TRUSTEE'S NOTICE OF SALE in the above cause was made upon you by SUBSTITUTE service at the address below, your usual place of abode.

DATE AND TIME OF SERVICE: October 31st, 2000 2:35PM  
 TO WHOM THE DOCUMENTS Sherry A. Miller, Co occupant  
 WERE DELIVERED: 2020 Bronco Lane  
 Chiloquin, OR 97624

Capitol Investigation Co., LTD.  
 P.O. Box 3225  
 Portland, OR 97208

## AFFIDAVIT OF MAILING

STATE OF OREGON

County of Multnomah

)  
 )ss  
 )

DATE: 11/03/2000

I, THE UNDERSIGNED, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT I CAUSED TO BE MAILED TO THE DEFENDANT(S) WHOSE NAME AND ADDRESS APPEARS BELOW, TRUE, EXACT AND COMPLETE COPIES OF THE FOREGOING NOTICE, AND OF THE TRUSTEE'S NOTICE OF SALE HEREIN REFERRED TO, BY CAUSING SAME TO BE DEPOSITED IN THE UNITED STATES MAILS AT Portland, OREGON, ON SAID DATE, ADDRESSED AS SHOWN, WHICH IS THE USUAL PLACE OF ABODE OF SAID DEFENDANT(S) BEING THE ADDRESS AT WHICH SUBSTITUTE SERVICE OF TRUSTEE'S NOTICE OF SALE THEREIN WAS HERETOFORE MADE UPON SAID DEFENDANT(S).

State of Oregon, County of Klamath  
 Recorded 03/06/01, at 1:24 p.m.  
 In Vol. M01 Page 9017  
 Linda Smith,  
 County Clerk Fees \$60.00

SUBSCRIBED AND SWORN TO BEFORE ME  
 THE DAY AND YEAR LAST ABOVE WRITTEN:

Mark Green & All occupant  
 2020 Bronco Lane  
 Chiloquin, OR 97624