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708664

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**OREGON NOTICE OF DEFAULT AND ELECTION TO SELL**

After recording return to:

T.D. SERVICE COMPANY, WASHINGTON  
1820 E. First Street, #210  
Santa Ana, CA 92705  
(800) 843-0260

RE: Loan #: 1406990/1406987  
Title #: 708664/(800)989-4240  
TD #: 0-2033

Reference is made to that certain trust deed made by BRADLEY J.S. ROSS AND KIMBERLY R. ROSS, as grantor, to RECD, USDA, ACTING THROUGH OREGON STATE, as trustee, in favor of RURAL DEVELOPMENT, ACTING ON BEHALF OF THE RURAL HOUSING SERVICE, SUCCESSOR IN INTEREST TO FmHA, ST. OF OREGON, USDA, as beneficiary, dated AUGUST 31, 1993, recorded SEPTEMBER 03, 1996, in the mortgage records of KLAMATH County, Oregon, in book / reel / volume NO. M-93 at page 22626 / (fee/file/instrument NO. 67540\* ) covering the following described property situated in said county and state, to wit:

\*AND DEED OF TRUST DATED 2/1/88 RECORDED 2/2/88 IN INSTRUMENT NUMBER 83948 BOOK M88 PAGE 1459 GEORGE MARION GRIEB AND GLADYS ELVA GRIEB GRANTOR, ASSUMPTION AGREEMENT DATED 9/1/93.  
LOT 6 IN BLOCK 20, ORIGINAL TOWN OF MERRILL, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.  
MORE COMMONLY KNOWN AS: 215 NORTH MAIN ST., MERRILL, OR 97633

The undersigned hereby certifies that no assignments of the trust deed by the trustee or by the beneficiary and no appointments of a successor trustee have been made except as recorded in the mortgage records of the county or counties in which the above described real property is situated; further, that no action has been instituted to recover the debt, or any part thereof, now remaining secured by the said deed of trust, or, if such action has been instituted, such action has been dismissed.

There is a default by the grantor or other person owing an obligation, the performance of which is secured by said trust deed, or by their successor in interest, with respect to provisions therein which authorize sale in the event of default of such provision; the default for which foreclosure is made is grantor's failure to pay when due the following sums:

2 Payments of \$328.75 from 02/01/01	657.50
1 Payments of \$561.46 from 01/01/01	561.46
2 Payments of \$328.75 from 11/01/00	657.50
5 Payments of \$329.39 from 06/01/00	1,646.95
SUB-TOTAL OF AMOUNTS IN ARREARS:	3,523.41

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 \$ 42,786.05 \*, together with interest as provided in the note or other instrument secured from the 1ST day of MAY, 2000 and such other costs and fees as are due under the note or other instrument secured, and as are provided by statute. \*PLUS SUBSIDY RECAPTURE IN THE AMOUNT OF \$3,348.00. PLUS FEES DUE IN THE AMOUNT OF \$232.71. Notice hereby is given that the beneficiary and trustee, by reason of said default, have elected and do hereby elect to foreclose said trust deed by advertisement and sale pursuant to Oregon Revised Statutes Sections 86.705 to 86.795, and to cause to be sold at public auction to the highest bidder for cash the interest in the said described property which the grantor had, or had the power to convey, at the time of the execution by him of the trust deed, together with any interest the grantor or his successors in interest acquired after the execution of the trust deed, to satisfy the obligations secured by said trust deed and the expenses of the sale, including the compensations of the trustee as provided by law, and the reasonable fees of trustee's attorneys.


Said Sale will be held at the hour of 10:00AM, Standard Time as established by Section 187.110 of Oregon Revised Statutes on JULY 27, 2001  
At the following place: MAIN STREET ENTRANCE, 316 MAIN STREET, KLAMATH CO. COURTHOUSE, KLAMATH FALLS  
County of KLAMATH, State of Oregon.

Other than as shown of record, neither the said beneficiary or the said trustee has any actual notice of any person having or claim to have any lien upon or interest in the real property hereinabove described subsequent to the interest of the trustee in the trust deed, or of any successor in interest to the grantor or of any lessee or other person in possession of or occupying the property, except: or occupying the property except:

NAME AND LAST KNOWN ADDRESS NATURE OF RIGHT, LIEN OR INTEREST

Notice is further given that any person named in Section 86.753 of Oregon Revised Statutes has the right at any time prior to five days before the trustee conducts the sale, to have this foreclosure proceeding dismissed and the trust deed reinstate buy 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 Section 86.753 of Oregon Revised Statutes.

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 deed of trust, and the words "trustee" and "beneficiary" include their respective successor in interest, if any.

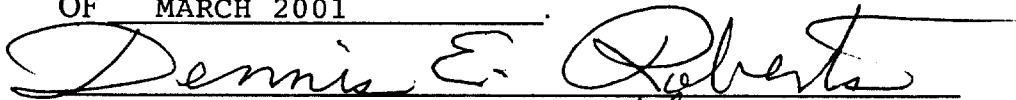
DATED: 3-7-01 DAVID A. KUBAT, OSBA #84265  
(SUCCESSOR TRUSTEE)  
BY: 

DIRECT INQUIRIES TO:  
T.D. SERVICE COMPANY/FORECLOSURE DEPARTMENT  
800 843 0260

STATE OF WASHINGTON  
COUNTY OF KING

On this day personally appeared before me DAVID A. KUBAT OSBA #84265, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS 7TH DAY OF MARCH 2001



NOTARY PUBLIC IN AND FOR THE STATE OF WA.  
RESIDING AT Seattle  
MY COMMISSION EXPIRES: 4/09/03

DENNIS E. ROBERTS  
STATE OF WASHINGTON  
NOTARY --- PUBLIC  
MY COMMISSION EXPIRES 4-09-03

State of Oregon, County of Klamath  
Recorded 03/12/01, at 2:00 p. m.  
In Vol. M01 Page 9871  
Linda Smith,  
County Clerk Fee \$ 31.00