09-FL-21042 (0028) AMT1

REGIONAL TRUSTEE SERVICES CORPORATION 720 SEVENTH AVENUE, SUITE 400 SEATTLE, WA, 98104

Vol. MQ1 Page 12919

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF Washington, COUNTY OF KING } ss.

I, $\frac{\text{Latherine Vo}}{\text{depose, and say and certify that:}}$, being first duly sworn,

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 his successor in interest named in the attached original notice of sale given under the 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, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

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 an authorized representative of 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 SEATTLE, Washington, on December 1, 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 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.

REGIONAL TRUSTEE SERVICES CORPORATION

Bv:

Subscribed and sworn to before me on December 1, 2000.

(SEAL)

Notary Public for Washington

My commission expires: 5/5/04

EXHIBIT A:

GRANTORS

FRANCIS T. GRICE 5673 AMERICAN AVENUE KLAMATH FALLS, OR 97603

PARTIES IN POSSESSION 5673 AMERICAN AVENUE KLAMATH FALLS, OR 97603

FRANCIS T. GRICE 38876 NORDLUND MCCOY ASTORIA, OR 97103

12922

TRUSTEE'S NOTICE OF SALE

Pursuant to O.R.S. 86.705, et seq. and O.R.S. 79.5010, et seq. Trustee No.: 09-FL-21042

Reference is made to that certain trust deed made by FRANCIS T. GRICE, as grantor, to OREGON TITLE COMPANY, as trustee, in favor of FREMONT INVESTMENT & LOAN ITS SUCCESSORS AND/OR ASSIGN, A California Corporation, as beneficiary, dated March 27, 2000, recorded April 6, 2000, in the mortgage records of KLAMATH County, Oregon, in Book M00, Page 11369. The beneficial interest under said Trust Deed and the obligations secured thereby are presently held by FREMONT INVESTMENT & LOAN ITS SUCCESSORS AND/OR ASSIGN. Said Trust Deed encumbers the following described real property situated in said county and state, to-wit:

LOT 12 IN BLOCK 1 OF TRACT NO. 1096 AMERICANA, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

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

5673 AMERICAN AVENUE KLAMATH FALLS OR 97603

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:

Payments: 6 payments at \$ 0 payments at \$ (06-01-00 through 11-21-00	992.69 each; each;	\$ 5,956.14 \$
Late Charges: Prior accumulated late charges: Beneficiary Advances (with interest	if applicable)	\$ 255.40 \$ -3.60 \$ 694.40
TOTAL:		\$ 6,902.34

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:

UNPAID PRINCIPAL BALANCE OF \$91,200.00, AS OF 05-01-00, PLUS, FROM THAT DATE UNTIL PAID, ACCRUED AND ACCRUING INTEREST AT THE RATE OF 10.750% PER ANNUM, PLUS ANY LATE CHARGES, ESCROW ADVANCES, FORECLOSURE COSTS, TRUSTEE FEES, ATTORNEY FEES, SUMS REQUIRED FOR PROTECTION OF THE PROPERTY AND ADDITIONAL SUMS SECURED BY THE DEED OF TRUST.

WHEREFORE, notice hereby is given that the undersigned trustee will, on April 3, 2001, at the hour of 11:00 A.M., in accord with the standard of time established by ORS 187.110, at KLAMATH COUNTY COURTHOUSE, 316 MAIN STREET, 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 him of the said trust deed, together with any interest 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.

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.

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 words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED: November 21, 2000

REGIONAL TRUSTEE SERVICES CORPORATION

Successor Trustee

CHRIS REBHUHN, ASSISTANT VICE PRESIDENT

720 SEVENTH AVENUE, SUITE 400 SEATTLE, WA 98104 (206) 340-2550 Sale Information: (425) 227-7051

www.rtrustee.com

STATE OF WASHINGTON

COUNTY OF KING

SS.

I certify that I am an authorized representative of trustee, and the foregoing is a complete and exact copy of the original trustee's notice of sale.

Authorized Representative of Trustee

AFFIDAVIT OF NON-OCCUPANCY

STATE OF OREGON COUNTY OF

I, Dave Shuck, 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 the county of
Klamath, State of Oregon. I am not a party to, an attorney for, or interested in any suit or action
involving the property described below. That on the 27th day of November, 2000 after personal inspection, I found the following
described real property to be unoccupied.
Commonly described as (Street address) 5673 American Avenue Klamath Falls, OR. 97603
I declare under the penalty of perjury that the above statements are true and correct.
(Signed and Dated) Subscribed and Sworn to before me this 29th day of NoviEm Mr. 2000.
Subscribed and Sworn to before me this of 4th day of 100 (500 100)

OFFICIAL SEAL

MARGARET A NIELSEN

NOTARY PUBLIC - OREGON
COMMISSION NO. 333599
MY COMMISSION EXPIRES APRIL 12, 2004

Margarel J. Thelsen
NOTARY PUBLIC OF OREGON
MY COMMISSION EXPIRES: 4-12-04

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#3833 Trustee's Notice of Sale Carole J. Frye 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: February 28, 2001 March 7, 14, 21, 2001 Total Cost: \$769.50 Subscribed and swom before me this 21st

aTRUSTEE'S NOTICE OF SALE Pursuant to O.R.S. 86.705, et seq. and O.R.S. 79.5010, et seq. Trustee No.: 09-00-22584

Reference is made to that certain trust deed made by CAROLE J. FRYE, as grantor, to ASPEN TITLE AND ESCROW INC., An Oregon Corporation, as trustee, in favor of PAUL S. LINEBAUGH AND SHERRIE R. LINEBAUGH, OR THE SURVIVOR, as beneficiary, dated February 5, 1999, recorded February 17, 1999, in the mortgage records of KLAMATH County, Or-egon, In Book! M99, Page 5557. The beneficial interest under said Trust Deed and the obligations secured thereby are presently held by PAUL S. LINE-BAUGH AND SHERRIE R. LINEBAUGH, OR THE SURVIVOR. Said Trust Deed encumbers the following described real property situated in said county and

STATE OF KLAMATH FALL, COUNTY OF KLAMATH FALL, COUNTY OF KLAMATH FALL, COUNTY OF KLAMATH, STATE OF CORPORATION OF CORPORATI OREGON.

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

3135 CORTEZ ST K L A M A T H FALLS, OR 97601

The undersigned Trustee disclaims any liability for any incorrect-ness of the above street address or other com-mon designation. Both the beneficiary PER ANNUM, PLUS and the trustee have ANY LATE CHARGES, 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: Payments: 8 payments \$328.76 \$2,630.08

0 payments at \$0.00 each; \$0.00 (05-05-00 through 12-07-

Late Charges: \$115.15 Prior accumulated late charges: \$15.30

TOTAL: \$2,729.93 ALSO, lif 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 reinstate-ment should be confirmed by contacting the undersigned Trus-

By reason of said de-fault, the beneficiary has declared all sums owing on the obligation secured by said trust deed immediately due and payable, said sums being the following:

UNPAID PRINCIPAL BALANCE OF \$25,958.39 AS OF 04-05-00, PLUS, FROM THAT DATE UNTIL PAID, ACCRUED AND ACCRUING INTEREST AT THE PATE OF THE P THE RATE OF 15,000% ESCROW ADVANCES, FORECLOSURE COSTS, TRUSTEE FEES, ATTORNEY FEES, SUMS REQUIRED FOR PRO-TECTION OF THE TECTION OF THE PROPERTY AND ADDITIONAL SUMS SE-OF TRUST

WHEREFORE, notice hereby is given that the undersigned trustee will, on April 26, 2001, at the hour-of-11,00, A.M., 87.110, the KLAMATH COUNTY COURT-HOUSE, 316 MAIN STREET, KLAMATH FALLS, County of in-terest 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 the grantor or his successors in interest acquired after the execution of expenses of sale, including a reasonable charge by the

Notice is further given that any person named in ORS 86.753 has the right, at any tie prior to five days before the date last set for the sale, to have this foreclosure proceeding dis-missed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than portion of principal as would not then be due had no default occurred) and by curing any other de-fault 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.

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 DITIONAL SUMS SE any other person owing CURED BY THE DEED formance of which is

March 15 20 04 My commission expires

OFFICIAL SEAL DEBRA A. GRIBBLE
NOTARY PUBLIC - OREGON
COMMISSION NO. 332580
MY COMMISSION EXPIRES MARCH 15, 2004

Notary Public of Oregon

spective successors in interest, if any.

DATED, December 7, talive of Trustee

2000

REGIONAL TRUSTEE March 7, 14, 21, 2001

SERVICES CORPORA
TION SUCCESSOR TUSTON
SUCCESSOR TUSTON
720 SEVENTH AVENUE, SUITE
SEATTLE, WA 110
SEATTLE, WA 110
STATE OF WASHINGTON
STATE OF WASHINGTON
TON COUNTY
OF KING)SS.
I certify that I am an authorized representaauthorized representa-tive of trustee, and the

deed, and the words
"trustee" and "beneficiand exact copy of the ary" include their respective successors in

State of Oregon, County of Klamath Recorded 03/30/01, at //:08a m. In Vol. M01 Page /29/9 Linda Smith, County Clerk Fee\$ 56°