

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

15622

Vol MQ1 Page       

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF Washington, COUNTY OF KING } ss.

I, Katherine Vo, 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 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

SEE EXHIBIT "B" 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 20, 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.

6/14

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

By: *[Signature]*

Subscribed and sworn to before me on December 20, 2000.

(SEAL)



*[Signature]*  
Notary Public for Washington

My commission expires: 5/15/04

## EXHIBIT A:

## GRANTORS

CAROLE J. FRYE  
3135 CORTEZ STREET  
KLAMATH FALLS, OR 97601

PARTIES IN POSSESSION  
3135 CORTEZ STREET  
KLAMATH FALLS, OR 97601

CAROLE JODELL FRYE  
3135 CORTEZ STREET  
KLAMATH FALLS, OR 97601

CAROLE JODELL WILLIAMS  
3135 CORTEZ STREET  
KLAMATH FALLS, OR 97601

CAROLE J. FRYE  
5121 ROUND LAKE ROAD  
KLAMATH FALLS, OR 97601

CAROLE JODELL FRYE  
5121 ROUND LAKE ROAD  
KLAMATH FALLS, OR 97601

CAROLE JODELL WILLIAMS  
5121 ROUND LAKE ROAD  
KLAMATH FALLS, OR 97601

CAROLE J. FRYE  
2144 GREENSPRINGS DRIVE  
KLAMATH FALLS, OR 97601

CAROLE JODELL FRYE  
2144 GREENSPRINGS DRIVE  
KLAMATH FALLS, OR 97601

CAROLE JODELL WILLIAMS  
2144 GREENSPRINGS DRIVE  
KLAMATH FALLS, OR 97601

EXHIBIT B:

TSG NOTIFY

CARTER-JONES COLLECTIONS, LLC  
ATTN: KENT PENDERSON, REGISTERED AGENT  
1143 PINE STREET  
KLAMATH FALLS, OR 97601

CARTER-JONES COLLECTIONS, LLC  
C/O NEAL G. BUCHANAN, ATTY.  
CASE NO. 0000170CV  
435 OAK AVENUE  
KLAMATH FALLS, OR 97601

**TRUSTEE'S NOTICE OF SALE**

Pursuant to O.R.S. 86.705, et seq. and O.R.S. 79.5010, et seq.  
Trustee No.: 09-00-22584

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, Oregon, in Book M99, Page 5557. The beneficial interest under said Trust Deed and the obligations secured thereby are presently held by PAUL S. LINEBAUGH AND SHERRIE R. LINEBAUGH, OR THE SURVIVOR. Said Trust Deed encumbers the following described real property situated in said county and state, to-wit:

LOT 6, BLOCK 13, STEWART, IN THE CITY OF KLAMATH FALLS, COUNTY OF KLAMATH,  
STATE OF OREGON.

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

3135 CORTEZ STREET  
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:

|  |                  |              |             |
|--|------------------|--------------|-------------|
| Payments:  |                  |              |             |
| 8  | payments at \$   | 328.76 each; | \$ 2,630.08 |
| 0  | payments at \$   | each;        | \$          |
| ( 05-05-00   | through 12-07-00 | )            |             |
| Late Charges:                                      |                  |              | \$ 115.15   |
| Prior accumulated late charges:                    |                  |              | \$ -15.30   |
| Beneficiary Advances (with interest if applicable) |                  |              | \$          |
|  |                  |              | =====       |
| TOTAL:   |                  |              | \$ 2,729.93 |

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 \$25,958.39, AS OF 04-05-00, PLUS, FROM THAT DATE UNTIL PAID, ACCRUED AND ACCRUING INTEREST AT THE RATE OF 15.000% 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.

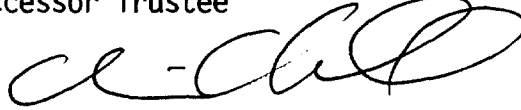
WHEREFORE, notice hereby is given that the undersigned trustee will, on April 26, 2001, at the hour of 11:00 A.M., in accord with the standard of time established by ORS 187.110, at KLAMATH COUNTY COURTHOUSE, 316 MAIN STREET, KLAMATH FALLS, County of KLAMATH, State of Oregon, sell at public auction to 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: December 7, 2000

REGIONAL TRUSTEE SERVICES CORPORATION  
Successor Trustee

BY 

CHRIS REBHUN, 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

# **PROOF OF SERVICE** **JEFFERSON STATE ADJUSTERS**

STATE OF OREGON  
COUNTY OF

Klamath

COURT CASE NO. N/A

I hereby certify that I served the foregoing individuals or other legal entities to be served, named below, by delivering or leaving true copies or original, certified to be such by the Attorney for the Plaintiff/Defendant, as follows:

- ☐ Summons & Complaint  
☐ Restraining Order  
☐ Summons & Petition  
☐ Notice of Small Claims

- ☐ Summons  
☐ Judgment  
☐ Order  
☐ Complaint

- ☐ Small Claim  
☐ Affidavit  
☐ Decree  
☐ Order to Show Cause

- ☐ Motion  
☐ Petition  
☐ Notice

- ☐ Answer  
☐ Letter  
☐ Citation  
☐ Subpoena

☒ Trustee's Notice of Sale

For the within named: Occupants / Darlyn Williams and Michael Forpahl

☒ PERSONALLY SERVED: Original or True Copy to within named, personally and in person to: Darlyn Williams and Michael Forpahl at the address below.

☐ SUBSTITUTE SERVICE: By delivering an Original or True Copy to \_\_\_\_\_, a person over the age of 14 who resides at the place of abode of the within named at said abode shown below for:

☐ OFFICE SERVICE: At the office which he/she maintains for the conduct of business as shown at the address below, by leaving such true copy or Original with \_\_\_\_\_, the person who is apparently in charge.

☐ SERVICE ON CORPORATIONS, LIMITED PARTNERSHIPS OR UNINCORPORATED ASSOCIATIONS SUBJECT TO SUIT UNDER A COMMON NAME.

Upon \_\_\_\_\_, by (a) delivering such true copy personally and in person, Corporation, Limited Partnership, etc.

to: \_\_\_\_\_ who is a/the \_\_\_\_\_ thereof, or (b) leaving such true copy with \_\_\_\_\_, the person who is apparently in charge of the office of \_\_\_\_\_, who is a/the \_\_\_\_\_ thereof.

☐ OTHER METHOD: \_\_\_\_\_ By leaving an Original or True Copy with \_\_\_\_\_

☐ NOT FOUND: I certify that I received the within document for service on \_\_\_\_\_ and after due and diligent search and inquiry, I hereby return that I have been unable to find, the within named respondent, \_\_\_\_\_ within \_\_\_\_\_ county.



3135 Cortez Street  
ADDRESS OF SERVICE STREET

UNIT / APT / SPC#

Klamath Falls  
CITY

Oregon  
STATE

97601  
ZIP

I further certify that I am a competent person 18 years of age or older and a resident of the state of service or the State of Oregon and that I am not a party to nor an officer, director, or employee of nor attorney for any party, corporation or otherwise, that the person, firm or corporation served by me is the identical person, firm, or corporation named in the action.

Dec 14, 2000  
DATE OF SERVICE

5:30 a.m. ☐ p.m. ☒  
TIME OF SERVICE

Troy W. Garrison  
SIGNATURE

# 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#3793

Trustee's Notice of Sale

Francis T. Grice

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:

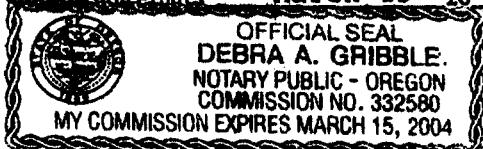
February 7, 14, 21, 28, 2001

Total Cost: \$810.00

Subscribed and sworn before me this 28th  
day of February 20 01

Debra A. Gribble  
Notary Public of Oregon

My commission expires March 15 20 04



### TRUSTEE'S NOTICE OF SALE

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

Reference is made to  
that certain trust deed  
made by FRANCIS T.  
GRICE, as grantor, to  
OREGON TITLE COM-

PANY, as trustee, in  
favor of FREMONT IN-  
VESTMENT & LOAN  
ITS SUCCESSORS  
AND/OR ASSIGN, A  
California Corporation,  
as beneficiary, dated  
March 27, 2000, record-  
ed April 6, 2000, in the  
mortgage records of  
KLAMATH County, Or-  
egon, in Book MOO,  
Page 11369. The benefi-  
cial interest under said  
Trust Deed and the obli-  
gations secured there-  
by are presently held  
by FREMONT INVEST-  
MENT & LOAN ITS  
SUCCESSORS AND/OR  
ASSIGN. Said Trust  
Deed encumbers the  
following described real  
property situated in  
said county and state,  
to-wit:

1 LOT 12 IN BLOCK 1 OF  
TRACT NO. 1096  
AMERICAN, ACCORDIN-  
G TO THE OFFICIAL  
PLAT THEREOF ON FILE  
IN THE OFFICE OF THE  
COUNTY CLERK OF  
KLAMATH COUNTY,  
OREGON

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

5673 AMERICAN AVE-  
NUE  
KLAMATH FALLS OR  
97603

The undersigned Trust-  
ee disclaims any liabil-  
ity for any incorrect-  
ness of the above street  
address or other com-  
mon designations.

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 Sta-  
tutes 86.735(3); the de-

fault for which the fore-  
closure is made is gran-  
tor's failure to pay  
when due, the following  
sums:

Payments: 6 payments  
at \$992.69 each:  
\$5,956.14

0 payments at \$0 each;  
\$0

(06-01-00) through 11-21-  
00)

Late Charges: \$255.40

Prior accumulated late  
charges: \$3.60

Beneficiary Advances  
with interest if applica-  
ble: \$694.40

TOTAL: \$6,902.34

ALSO, if you have  
failed to pay taxes on  
the property, provide  
insurance on the prop-  
erty 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 ac-

count 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 require-  
ments for reinstate-  
ment should be con-  
firmed by contacting  
the undersigned Trust-  
ee.

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  
\$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 RE-  
QUIRED FOR PRO-  
TECTION OF THE  
PROPERTY AND AD-  
DITIONAL SUMS SE-  
CURED 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 stan-  
dard of time estab-  
lished by ORS 1871.110,  
at KLAMATH COUNTY  
COURTHOUSE, 316  
MAIN STREET, KLA-  
MATH FALLS, County  
of KLAMATH, State of  
Oregon, sell at public  
auction to the highest  
bidder for cash, the in-  
terest in the said de-  
scribed real property  
which the grantor had  
or had power to convey  
at the time of the ex-  
ecution by him of the  
said trust deed, togeth-  
er with any interest  
which the grantor or his  
successors in interest  
acquired after the ex-  
ecution of said trust  
deed, to satisfy the  
foregoing obligations  
there be secured and  
the costs and expenses  
of sale, including a rea-  
sonable 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 fore-  
closure proceeding dis-  
missed and the trust  
deed reinstated by pay-  
ment to the beneficiary

of the entire amount  
then due (other than  
such portion of the  
principal as would not  
then be due had no de-  
fault occurred), and by  
curing any other de-  
fault complained of  
herein that is capable  
of being cured by ten-  
dering the performance  
required under the obli-  
gation or trust deed,  
and in addition to pay-  
ing said sums or ten-  
dering the performance  
necessary to cure the  
default, by paying all  
costs and expenses ac-  
tually incurred in en-  
forcing the obligation  
and trust deed, togeth-  
er with trustee's and at-  
torney's fees.

In construing this no-  
tice, 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

BY: CHRIS REBHURN,  
ASSISTANT VICE  
PRESIDENT

720 SEVENTH AVE-  
NUE, 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.

Legal#3793 February 7,  
14, 21, 28, 2001

15630

State of Oregon, County of Klamath

Recorded 04/13/01, at 11:18a m.

In Vol. M01 Page 15622

*Linda Smith,*

County Clerk Fee\$ 61<sup>00</sup>