18870 /ol M01

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

RE: Trust Deed from

Susan Bond

Granter

Τо

Richard L. Biggs, Esq.

Trustee

AFTER RECORDING RETURN TO

Laura L. Henderson

Lindsay Hart Neil & Weigler LLP

Suite 3400, 1300 SW Fifth

Portland, OR 97201

66002-48

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF OREGON, County of Multnomah) ss.

I, Laura L. Henderson, 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 Oregon, 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 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:

NAME

ADDRESS

Occupants

2241 Wantland Ave., Klamath Falls, OR 97601

Susan A. Bond

2241 Wantland Ave., Klamath Falls, OR 97601

State of Oregon, Dept. of Revenue

155 Cottage St., NE, Salem, OR 97310

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 Laura L. Henderson for 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 Portland Oregon, on December 29, 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.

Subscribed and sworn to before me on December 29^{7}

Notary Public for Oregon.

OFFICIAL SEAL NOTARY PUBLIC-OREGON COMMISSION NO. 327854 MY COMMISSION EXPIRES OCT 20, 2003

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by Lila Pearl Murphy, Trustee of the Lila Pearl Murphy 1992 Family Trust, an estate in fee simple, as grantor, to Aspen Title & Escrow, Inc., as trustee, in favor of Commercial Credit Corporation, as beneficiary, dated December 29, 1998, recorded January 19, 1999, in the mortgage records of Klamath County, Oregon, in book M-99 at page 1748, covering the following described real property situated in said county and state, to-wit:

Lot 14, Block 213, MILLS SECOND ADDITION TO THE CITY OF KLAMATH FALLS, in the County Of Klamath, State of Oregon.

Our title company has informed us the real property in question is located at: 2241 Wantland Ave., Klamath Falls, OR.

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:

Monthly payments for August 2000 through December 2000, plus expenses in the amount of \$2,881.55, plus that portion of real property taxes due for 2000-01.

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, to-wit:

As of August 5, 2000 the principal sum of \$56,346.70, plus interest thereafter; plus any sums advanced by the beneficiary or beneficiary's successor in interest for the protection of the above described property, plus attorney and trustee's fees incurred by reason of said default.

WHEREFORE, notice hereby is given that the undersigned trustee will on May 7, 2001, at the hour of 1:00 p.m., in accord with the standard of time established by ORS 187.110, at the main entrance to 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 said trust deed, together with any interest which the grantor or grantor's 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 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

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 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. The Federal Fair Debt Collection Practices Act requires we state: This is an attempt to collect a debt and any information obtained will be used for that

purpose.

DATED: December 2, 2000

Richard L. Biggs, Successor Trustee

State of Oregon, County of Multnomah) ss:
I, the undersigned, certify that the foregoing is a complete and exact copy of the original trustee's notice of sale.

Laura L. Henderson, For said Trustee

FOR ADDITIONAL INFORMATION CALL (503) 227-6922

AFFIDAVIT OF NON-OCCUPANCY

STATE OF OREGON)
) ss
County of Klamath)

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 Klamath County, State of Oregon. I am not a party to, an attorney in, or interested in any suit of action involving the property described below.

That on the 2nd day of January, 2001, after personal inspection, I found the following described real property to be unoccupied:

Lot 14, Block 213, MILLS SECOND ADDITION TO THE CITY OF KLAMATH FALLS, in the County Of Klamath, State of Oregon.

Commonly known as:

2241 Wantland Avenue

Klamath Falls, OR 97601

I declare under the penalty of perjury that the above statements are true and correct.

Dave Shuck

105354

SUBSCRIBED AND SWORN to before me this & day of January, 2001, by Dave Shuck.



Notary Public for Oregon

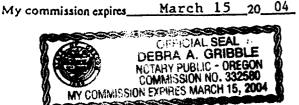
Affidavit of Publication

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#3865 Trustee's Notice of Sale Lila Pearl Murphy 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: March 7, 14, 21, 28, 2001 Total Cost: \$607.50

Notary Public of Oregon



Subscribed and swom before me this_

day of

TRUSTEE'S NOTICE OF SALE

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January 19, 1999, in the ORS 187.110, at the mortgage records of Klamath County, Oregon, in book M-99 at page 1748, covering the following described real property situated in said county and state, to wit:

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souls dovanted by the cure the default, by: beneficiary or beneficiary's successor in in-terest for the protec-

main entrance the Klamath County Courthouse, Main Street, in the City of Klamath County Falls, Klamath, State 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 said trust deed, together with any interest which the grantor or grantor's 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 perfor-

mance necessary to

paying all costs and exten penses actually curred in enforcing the obligation and strust deed, together with trustee's and attorney's fees not exceeding the amount 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 an obligation, the performance of which is secured by said trust deed and the words "trustee" and "beneficiary" include their respective succes-

sors in interest, if any.
The Federal Fair Collection **Practices** Act quires we state: This is an attempt to collect a debt and any information obtained will used for that pur-DATED: December 22,

Richard L. Biggs Successor Trustee

State of Oregon, County

of Multriomah)ss; the

underi, the under-signed, certify that the foregoing is a complete and exact copy of the original trustee's notice of sale. Laura L. Henderson For said Trustee #3865 March 7, 14, 21, 28,

State of Oregon, County of Klamath Recorded 04/27/01, at 2:35 p.m. In Vol. M01 Page /8876_ Linda Smith. Fee\$_36° County Clerk