RECORDED AT THE REQUEST OF AND AFTER RECORDING RETURN TO:

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

HOGUE 91850-000563

K -56413 AFFIDAVIT OF MAILING - TRUSTEE'S NOTICE OF SALE

STATE OF WASHINGTON)
) ss
COUNTY OF KING)
I, Ause Due TV	, 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 CHARLES NEIL HOGUE AND LINDA K. HOGUE, AS TENANTS BY THE ENTIRETY as grantor, to AMERITITLE as Trustee, in favor of WASHINGTON MUTUAL BANK, as beneficiary, dated May 23, 1997, and recorded May 28, 1997, in the mortgage records of Klamath County, Oregon, as Fee No. Volume M-97 Page 16296, 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
CHARLES NEIL HOGUE
MRS. CHARLES NEIL HOGUE
LINDA K. HOGUE
JOHN DOE HOGUE

LOT 15 AND 16 BLOCK 9 JACK PINE V.
LAPINE, OR
LAPINE, OR

CHARLES NEIL HOGUE 147134 BILLS RD.
MRS. CHARLES NEIL HOGUE GILCHRIST, OR 97737
LINDA K. HOGUE
JOHN DOE HOGUE

ADVANTA NATIONAL BANK 16875 W. BERNARDO DR. SAN DIEGO, CA 92127

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 $\frac{1}{100}$, $\frac{1}{100}$, $\frac{1}{100}$, $\frac{1}{100}$ 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)

O'NASHIN'

prol/M

Christopher S. Ashcraft
Notary Public in and for the State of
Washington, residing at: Seattle

My Commission Expires: 3/9/02

©1991, H&L SERVICES, INC ALL RIGHTS RESERVED RECORDED AT THE REQUEST OF AND AFTER RECORDING RETURN TO:

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

HOGUE 91850-000563

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

If within thirty (30) days you give notice to the undersigned, in writing, that the debt referred to, or any portion of it, is disputed, a verification of such debt will be mailed to you. Also, if request is made within said thirty (30) days and in writing, you will be provided with the name and address of the original creditor, if other than the present creditor shown. Unless within thirty (30) days, notice is received that the debt, or some portion of it is disputed, it will be assumed by the undersigned to be valid. The purpose of this notice is to collect the indebtedness due, or in the alternative, to repossess the property which is the security of said debt.

As of the date of this Trustee's Notice of Sale, you owe \$5,286.85 (the amount due), as stated below. Because of interest, late charges, and other charges that may vary from day to day, the amount due on the day you pay may be greater, and you may owe the amount of any monthly or other payments and late charges which may fall due after the date of this Trustee's Notice of Sale. For further information, or for an updated figure, write the undersigned or call us at (206) 386-5470.

The creditor to whom this amount is owed is Washington Mutual Bank.

THE INFORMATION ABOVE IS PROVIDED IN COMPLIANCE WITH THE FEDERAL FAIR DEBT COLLECTION PRACTICES ACT.

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by CHARLES NEIL HOGUE AND LINDA K. HOGUE, AS TENANTS BY THE ENTIRETY, as grantor, to AMERITITLE, as trustee, in favor of WASHINGTON MUTUAL BANK, as beneficiary, dated May 23, 1997, recorded May 28, 1997, in the mortgage records of Klamath County, Oregon, as Fee No. Volume M-97 Page 16296, covering the following described real property situated in Klamath County, Oregon, towit:

LOT 15 AND 16 IN BLOCK 9 OF JACK PINE VILLAGE, ACCORDING TO THE OFFICIAL PLAT THEREOF IN FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

commonly known as: LOT 15 AND 16, BLOCK 9 JACK PINE V, LAPINE 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 86.753(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:

5 monthly payments at \$1,012.14 each; (September

\$5,060.70

1, 2000 through January 15, 2001.)

LATE CHARGES:

5 late charges of \$45.23 for each monthly payment not made within 15 days of its due date.

\$226.15

TOTAL MONTHLY PAYMENTS AND LATE CHARGES:

\$5,286.85

Estimated delinquent real property taxes due for "2000-2001" (plus interest and penalties) \$143.92.

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:

\$109,618.50 Principal Balance; plus interest thereon at the rate of 9.75% from August 1, 2000 until paid; plus late charges of \$226.15 through January 15, 2001; plus \$45.23 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 is interest during the pendency of this proceeding.

*316 Main Street WHEREFORE, notice hereby is given that the undersigned trustee will on June 1, 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, ማዋሞ 8 የተዋለፉ የተማፅ 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: January 15, 2001.

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) s. 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.

Paul V. Rieke

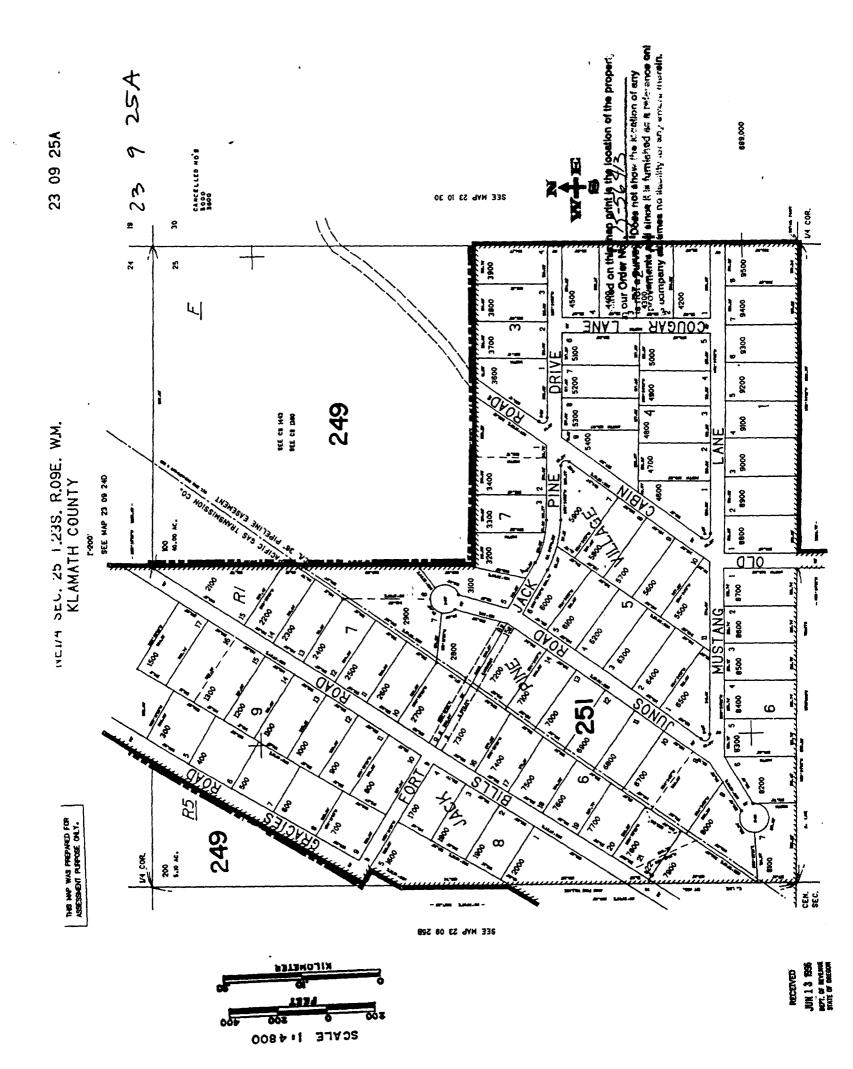
Attorney

. !

for

Successor

Trustee



AFFIDAVIT OF SERVICE

TRUSTEE'S NOTICE OF SALE

Case Number: 91850-000563

Beneficiary:

WASHINGTON MUTUAL BANK,

VS.

Grantor(s):

CHARLES NEIL HOGUE and LINDA K. HOGUE,

For: H&L SERVICES, INC. 1111 Third Ave. #3400 Seattle WA 98104

Received by Gary's Process Service on the 29th day of January, 2001 at 8:42 pm to be served on OCCUPANT(S), 147134 Bills Rd., Gilchrist OR 97737.

I, Michael J. Long, being duly sworn, depose and say that on the 31st day of January, 2001 at 3:54 pm, I:

Did PERSONALLY SERVE true copies of the within TRUSTEE'S NOTICE OF SALE by delivering said copies personally and in person, to LINDA K. HOGUE at the aforementioned address and at the same time I did SUBSTITUTE SERVE CHARLES NEIL HOGUE and ALL OTHERS by delivering a true copy to the above named, and informing said person of the contents thereof. Said person is 14 years of age or older, and is a co-occupant of the dwelling house or usual place of abode.

CERTIFICATE OF MAILING: I also hereby state that on January 31, 2001, I did cause to be **MAILED**, a copy of the aforementioned documents together with this statement of the date, time, place and person to which **SUBSTITUTED SERVICE** was made at the above address.

Comments pertaining to this Service:

Service address legal description is Lot 15 & 16 in Block 9 of Jack Pine Village...Klamath County. (this address is alternately known as a LaPine, Oregon, address)

I further certify that I am a competent person over the age of 18 and a resident of the state of Oregon, and that I am not a party to nor an officer, director or employee of, nor attorney for any party, corporate or otherwise: that the person served by me is the identical person named in the action. I also declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service including service fees is true and correct.

Subscribed and Sworn to before me on the 1st day of February, 2001 by the affiant who is personally known to me.

COMMISSION NO.303916

Gary's Process Service 108 Wells Avenue North Renton, WA 98055

(425) 277-0302

Michael J. Long Process Server

Our Job Serial Number: 2001000464

Service Fee:

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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

Lega1#3960
Trustee's Notice of Sale
Charles Neil Hogue
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:
April 18, 25, 2001 May 2, 9, 2001
May 2, 9, 2001
Total Cost: \$1080.00
Day of Wells
Subscribed and sworn before me this 9th
day of: May 2001
4
γ .
Alara A hulada

Notary Public of Oregon

RECORDED THE REQUEST OF AND AFTER RE-CORDING RE-TURN TO: H&L Services, Inc. Trustee 1111 Third Avenue. #3400 Seattle, WA 98101 HOGUE 901850-000563

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

If within thirty (30) days you give notice to the undersigned, in writing, that the debt referred to, or any portion of it, is disputed, a verifica-tion of such debt will be mailed to you. Also, if request is made within said thirty (30) days and in writing, you will be provided with the name and address of the original creditor, if other than the creditor present shown. Unless within thirty (30) days, notice is received that the debt, or some portion of it is disputed, it will be assumed by the un-dersigned to be valid. The purpose of this notice is to col-lect the indebted ness due, or in the alternative, to repossess the property which is the security of said debt. As of the date of this Trustee's Notice of \$5,286.85 (the amount due), Bestated below.

CAUSA late charges, and THEREOF IN FILE other charges that IN THE OFFICE may vary from day OF THE COUNTY to day, the amount CLERK OF KLA due on the day you MATH COUNTY, pay may be greater, OREGON. and you may owe commonly known the amount of any as: LOT 15 AND 16, monthly or other BLOCK 9 JACK payments and late PINE V, LAPINE charges which may OR
fall due after the Both the beneficiary
date of this Trustee's Notice of Sale. elected to sell the For further informa- said real property to tion, or for an updated figure, write the tions undersigned or call said trust deed and us at (206) 386-5470. a notice of default The creditor to whom this amount is owed is Washington Mutual Bank. INFORMA-THE ' ABOVE IS TION PROVIDED COMPLIANCE WITH THE WITH THE FED-ERAL FAIR DEBT COLLECTION PRACTICES ACT.

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust by deed made deed made by CHARLES NEIL HOGUE AND LINDA K. HOGUE, AS TENANTS BY THE ENTIRETY, as grantor, to AMERITURE AS TRUSTED OF THE PARTITUS OF TRUSTED TITLE, as trustee, in favor of WASH-INGTON MUTUAL BANK, as beneficia-ry, dated May 23, 1997, recorded May 28, 1997, in the mort-gage records of Kla-math County, Oregon, as Fee No. Vol-ume M-97 Page 16296, covering the following described real property situated in Klamath County, Oregon, to-wit: LOT AND 16 IN BLOCK 9 OF JACK PINE VILLAGE, ACCORDING TO THE

or interest, OFFICIAL PLAT

satisfy the obliga-tions secured by has been recorded pursuant to Oregon Revised Statutes 86,753(3); the fault 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: PAY-MONTHLY

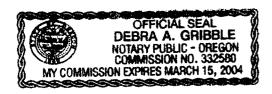
MENTS: 5 monthly payments at \$1,012.14 each; \$5,060.70 (September 1, 2000 through January 15, 2001.) LATE CHARGES:

5 late charges of \$45.23 each for monthly payment not made within 15 days of its due date \$226.15

IUTAL MONTHLY
PAYMENTS AND LATE CHARGES: \$5,286.85 AND

Estimated quent real property taxes due for "2000-2001" (plus interest (plus interest penalties) and \$143.92

By reason of said default the beneficiary has declared all sums owing on sethe obligation cured by the trust deed immediately due and payable, said sums being the following, to-wit:___



My commission expires March 15, 2004

25550

Balance: plus intergerest which the stricted of 9,75% from tor's successors in formance necessary or tendering the perrate of 9,75% from tor's successors in formance necessary
August 1, 2000 until herest acquired afpaid; plus late ter the execution of by paying all costs charges of \$226.15 grantor of the trust and expenses actualthrough January 15; deed, to satisfy the foregoing obligaevery month there foregoing obligaevery month there cured and the costs payment is more after the regular preasonable. Charge plus property in spection(s); plus unspection(s); plus unspection(s); plus unspection(s); plus unspection(s); plus any resonable. Charge that any person named in ORS 86.753.

In construing this notice, the singular includes the plural time prior to five sums expended by days before the date beneficiary to prolast set for the sale, therest during the property of the plus all time prior to five sums expended by last set for the sale, therest during the property of the plural time prior to five sums expended by last set for the sale, there is interest during the payment as well as a payment as a pay beneficiary to pro-beneficiary to pro-last set for the sale, tect is interest dur-to have this foreclo-sure proceeding dis-this proceeding, missed and the trust WHEREFORE, no-tice hereby given that the undersigned efficiary of the entire trustee will on June amount then due Trustee will on June amount then due 1, 2001 at the hour of (other than such 10:00 o'clock, A.M., portion of the principal as would not the standard of time then be due had no established by ORS default occurred) 187,110, at the front and by curing any entrance of the Kla other default commath County Court plained of herein house 316 Main St., that is capable of being the 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 extrustee will on June amount then 1, 2001 at the hour of (other than at the time of the ex-ecution by grantor of the trust deed, to

then due

certify that I am the attorney or one of the attorneys for the above named suc-cessor trustee and that the foregoing is a complete and exact copy of the original trustee's notice forcing the obliga-tion and trust deed, together with trust-ee's and attorney's fees not exceeding of sale. FOSTER PEPPER & SHEFELMAN PLLC Paul V. Rieke the amounts provided by said ORS Attorney for Succesconstruing this sor Trustee notice, the singular includes the plural, #3960 April 18, 25, the word "grantor" includes any succes-May 2, 9, 2001 sor in interest to the grantor as well as nay 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: January 15, 2001 Steven Steven G. Jones, Successor Trustee C/O H&L SERV-ICES INC. 1111 THIRD AVE-NUE, #3400 Seattle, Washington 98104-7006 (206) 386-5470 STATE OF WASH-INGTON Jones, G. INGTON OF COUNTY KING)SS I, the understaned.

State of Oregon, County of Klamath Recorded 05/31/01, at 3:03 p.m. In Vol. M01 Page 2 5542 Linda Smith, Fee\$ 6/8 County Clerk