

**RECORDING COVER SHEET
FOR NOTICE OF SALE PROOF
OF COMPLIANCE, PER ORS 205.234**

Vol MQ1 Page 37705

THIS COVER SHEET HAS BEEN PREPARED BY THE PERSON
PRESENTING THE ATTACHED INSTRUMENT FOR
RECORDING. ANY ERRORS IN THIS COVER SHEET
DO NOT AFFECT THE TRANSACTION(S) CONTAINED
IN THE INSTRUMENT ITSELF.

mtc 53776

*This Space For County Recording Use Only
as of 8-1-98*

AFTER RECORDING RETURN TO

*name and address of the person authorized to receive the
instrument after recording, as required by ORS 205.180(4)
and ORS 205.238.*

Hershner, Hunter, Andrew, Neill + Smith LLP
801 East 11th Ave
Eugene OR 97440

MARK NAME(S) OF ALL THE TRANSACTION(S) described in the attached instrument. Fill in the Original Grantor on
Trust Deed and the Beneficiary as indicated. Each Affidavit of Mailing Notice of Sale or Affidavit of Publication Notice of
Sale or Proof of Service will be considered a transaction.



AFFIDAVIT OF MAILING NOTICE OF SALE (must have trustee's notice of sale attached)



AFFIDAVIT OF PUBLICATION NOTICE OF SALE



PROOF OF SERVICE

Original Grantor on Trust Deed

Kevin N. Jolly

Beneficiary

AFFIDAVIT OF MAILING OF NOTICE OF SALE

STATE OF OREGON)
) ss.
 COUNTY OF LANE)


I, MICHAEL C. AROLA, being first duly sworn, depose and say:

1. I am the Successor Trustee of the Trust Deed described in the attached Trustee's Notice of Sale.

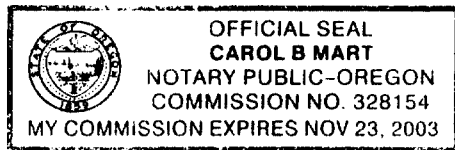
2. I served the attached Trustee's Notice of Sale upon the following parties by depositing original copies thereof in the United States Mail at Eugene, Oregon, on April 24, 2001:

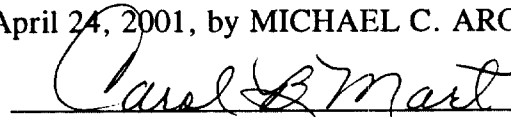
Stacy Lynn Jolly
 nka Stacy Lynn McNair
 4713 Hope Street
 Klamath Falls OR 97603

3. The above copies were enclosed in sealed envelopes addressed to the parties named above at the addresses set forth below their names which, to the best of my knowledge, were their last known addresses as of the date of mailing. The copies were mailed by certified mail, return receipt requested, and by first class mail, with postage prepaid.


 Michael C. Arola

Signed and sworn to before me on April 24, 2001, by MICHAEL C. AROLA.




 Notary Public for Oregon
 My Commission Expires: 11-23-03

AFFIDAVIT OF MAILING OF NOTICE OF SALE

AFTER RECORDING RETURN TO:
 Hershner, Hunter, et al
 Attn: Carol B. Mart
 P.O. Box 1475
 Eugene, OR 97440

PROOF OF SERVICE

37707

STATE OF OREGON)
COUNTY OF Klamath) ss.

I swear that I am competent person 18 years of age or older and a resident of the State of Oregon; that I am not a party to nor an officer, director, or employee of, nor attorney for any party, corporate or otherwise, named in the attached Trustee's Notice of Sale; that I served the an original of the attached Trustee's Notice of Sale on the following persons and that each person served is the identical one named in the trustee's instructions to me.

Personal Service

On April 23, 2001, at 2:37 o'clock, P.M., I delivered the attached original Trustee's Notice of Sale to Kevin Jolly in person, at 514 North 10th Street Klamath Falls, OR 97601.

On _____, _____, at _____ o'clock, _____ M., I delivered the attached original Trustee's Notice of Sale to _____ in person, at _____.

On _____, _____, at _____ o'clock, _____ M., I delivered the attached original Trustee's Notice of Sale to _____ in person, at _____.

Substitute Service

On April 23, 2001, at 2:37 o'clock, P.M., I served the attached Trustee's Notice of Sale on Alice Jolly by delivering a original copy to Kevin Jolly, a person over the age of 14 years residing in said party's dwelling house or usual place of abode at 514 North 10th Street, Klamath Falls, OR 97601.

On _____, _____, at _____ o'clock, _____ M., I served the attached Trustee's Notice of Sale on _____ by delivering an original copy to _____, a person over the age of 14 years residing in said party's dwelling house or usual place of abode at _____.

Office Service

On _____, _____, at _____ o'clock _____ M., I left an original copy of the Trustee's Notice of Sale with _____, the person apparently in charge of the business office maintained by _____ at _____.

On _____, _____, at _____ o'clock _____ M., I left an original copy of the Trustee's Notice of Sale with _____, the person apparently in charge of the business office maintained by _____ at _____.

Signed and sworn to before me on April 24, 2001, by Troy W. Harrison

Troy W. Garrison 4-24-01

Margaret A. Nielsen
Notary Public for Oregon
My Commission Expires: 4-12-04



AFTER RECORDING RETURN TO:
Hershner, Hunter, et al
Attn: Carol B. Mart
P.O. Box 1475
Eugene, OR 97440

NOTICE OF SUBSTITUTE SERVICE

TO:

Alice Jolly
514 N 10th Street
Klamath Falls OR 97601

You are hereby notified that you were served with a Trustee's Notice of Sale, a true copy of which is attached hereto, by delivery of an original copy of the Notice of Sale at your dwelling house or usual place of abode indicated above, as follows:

Date and Time of Service: April 23, 2001, 2:37 p.m.

Person to Whom the Notice
Was Delivered: Kevin Jolly

/s/ Michael C. Arola

MICHAEL C. AROLA,
Successor Trustee

AFFIDAVIT OF MAILING

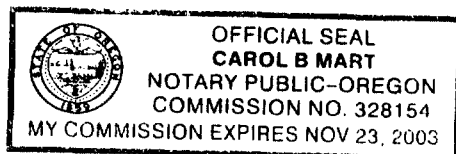
STATE OF OREGON)
) ss.
COUNTY OF LANE)

I, MICHAEL C. AROLA, being first duly sworn, depose and say that:

I mailed an original Notice of Substitute Service, a true copy of which appears above, together with a true copy of the Notice of Sale referred to therein, by placing them in a sealed envelope, addressed as shown above and mailed by certified mail, return receipt requested, with postage prepaid in the United States Mail at Eugene, Oregon, on April 24, 2001.

Michael C. Arola
MICHAEL C. AROLA

Signed and sworn to before me on April 24, 2001, by MICHAEL C. AROLA.



Carol B. Mart
Notary Public for Oregon
My Commission Expires: 11-23-03

NOTICE OF SUBSTITUTE SERVICE

AFRIL RECORDING RETURN TO
Barbara Hunter, et al
Attn: Carol B. Mart
P.O. Box 1475
Eugene, OR 97440

TRUSTEE'S NOTICE OF SALE

37709

The Trustee under the terms of the Trust Deed described herein, at the direction of the Beneficiary, hereby elects to sell the property described in the Trust Deed to satisfy the obligations secured thereby. Pursuant to ORS 86.745, the following information is provided:

1. **PARTIES:**
Grantor: KEVIN N. JOLLY
Trustee: AMERITITLE
Successor Trustee: MICHAEL C. AROLA
Beneficiary: OREGON HOUSING AND COMMUNITY SERVICES DEPARTMENT, STATE OF OREGON, assignee of Irwin Mortgage Corp. dba All Pacific Mortgage Co.
2. **DESCRIPTION OF PROPERTY:** The real property is described as follows:

As described on the attached Exhibit A.
3. **RECORDING.** The Trust Deed was recorded as follows:
Date Recorded: September 30, 1999
Volume M99, Page 38840
Official Records of Klamath County, Oregon
4. **DEFAULT.** The Grantor or any other person obligated on the Trust Deed and Promissory Note secured thereby is in default and the Beneficiary seeks to foreclose the Trust Deed for failure to pay: A partial monthly payment in the amount of \$103.07 due December 1, 2000, plus a monthly payment in the amount of \$595.00 due January 1, 2001, plus monthly payments in the amount of \$519.00 each for the months of February through April 2001; plus late charges and advances; plus any unpaid real property taxes or liens, plus interest.
5. **AMOUNT DUE.** The amount due on the Note which is secured by the Trust Deed referred to herein is: Principal balance in the amount of \$62,771.73 plus interest at the rate of 7% per annum from November 1, 2000; plus late charges of \$126.72.
6. **ELECTION TO SELL.** The Trustee hereby elects to sell the property to satisfy the obligations secured by the Trust Deed. A Trustee's Notice of Default and Election to Sell Under Terms of Trust Deed has been recorded in the Official Records of Klamath County, Oregon.
7. **TIME OF SALE.**
Date: August 30, 2001
Time: 11:00 a.m. as established by ORS 187.110
Place: Front of the Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon
8. **RIGHT TO REINSTATE.** Any person named in ORS 86.753 has the right, at any time prior to five days before the Trustee conducts the sale, to have this foreclosure 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, by curing any other default that is capable of being cured by tendering the performance required under the obligation or Trust Deed and by paying all costs and expenses actually incurred in enforcing the obligation and Trust Deed, together with the trustee's and attorney's fees not exceeding the amount provided in ORS 86.753.

Any questions regarding this matter should be directed to Carol Mart, Legal Assistant, (541) 686-8511.

DATED: April 19, 2001.

/s/ Michael C. Arola

MICHAEL C. AROLA, Successor Trustee
HERSHNER, HUNTER, ANDREWS, NEILL & SMITH, LLP
P.O. Box 1475
Eugene, OR 97440

ATTORNEY RECORDING RETURN TO:
Hershner, Hunter, et al
Attn: Carol B. Mart
P.O. Box 1475
Eugene, OR 97440

All that part of Lots 1, 7 and 8 in Block 56, NICHOLS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, being more particularly described as follows:

Beginning at a point on the Westerly line of 10th Street 80 feet Northwest of the most Easterly corner of said Lot 1 of said Block; thence Northwesterly along Westerly line of 10th Street 60 feet; thence Southwesterly at right angles to 10th Street 130 feet; thence Southeasterly parallel with 10th Street 20 feet; thence Northeasterly at right angles to 10th Street 65 feet; thence Southeasterly parallel with 10th Street 40 feet; thence Northeasterly at right angles to 10th Street 65 feet to the point of beginning, being the Northwesterly 40 feet of Lot 1 and the Southeasterly 20 feet of Lots 7 and 8 of Block 56, NICHOLS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

EXCEPTING THEREFROM the following described tract:

Beginning at a point on the Northeasterly line of Lot 8 of Block 56 of NICHOLS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, which point lies 100 feet Southeasterly from the most Northerly corner of Lot 8; thence Southwesterly parallel with Lincoln Street a distance of 44 feet and 9 inches; thence Southeasterly parallel with 10th Street a distance of 9 inches; thence Northeasterly parallel with Lincoln Street a distance of 44 feet 9 inches, more or less, to the Northeasterly line of Lot 8; thence Northwesterly along said line of Lot 8 a distance of 9 inches to the point of beginning.

EXHIBIT A

Affidavit of Publication

STATE OF OREGON,
COUNTY OF KLAMATH

37711

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#4166

Trustee's Notice of Sale

Kevin Jolly

a printed copy of which is hereto annexed,
was published in the entire issue of said
newspaper for: (4)

Four

Insertion(s) in the following issues:

June 21, 28, 2001

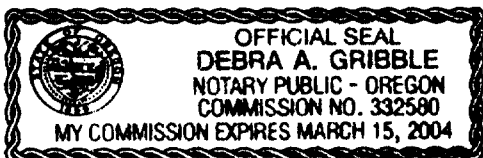
July 5, 12, 2001

Total Cost: \$810.00

Larry L. Wells
Subscribed and sworn before me this 12th
day of: July 2001

Debra A. Gribble
Notary Public of Oregon

My commission expires March 15, 2004



TRUSTEE'S NOTICE OF SALE

The Trustee under the terms of the Trust Deed described herein, at the direction of the Beneficiary, hereby elects to sell the property described in the Trust Deed to satisfy the obligations secured there by. Pursuant to ORS 86.745, the following information is provided:

1. PARTIES:
Grantor: KEVIN N. JOLLY

Trustee: AMERITITLE

Successor Trustee: MICHAEL C. AROLA

Beneficiary: OREGON HOUSING AND COMMUNITY SERVICES DEPARTMENT, STATE OF OREGON, assignee of Irwin Mortgage Corp. dba All Pacific Mortgage Co.

2. DESCRIPTION OF PROPERTY:
The real property is described as follows:

All that part of Lots 1, 7 and 8 in Block 56, NICHOLAS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, being more particularly described as follows:

Beginning at a point on the Westerly line of 10th Street 80 feet Northwest of the most Easterly corner of said Lot 1 of said Block; thence Northwesterly along Westerly line of 10th Street 60 feet; thence Southwester-

ly at right angles to 10th Street 130 feet; thence Southeasterly parallel with 10th Street 20 feet;

thence Northeasterly at right angles to 10th Street 65 feet; thence Southeasterly parallel with 10th Street 40 feet;

thence Northeasterly at right angles to 10th Street 65 feet to the point of beginning, being the

Northwesterly 40 feet of Lot 1 and the Southeasterly 20 feet of Lots 7 and 8 of Block 56, NICHOLAS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

EXCEPTING THEREFROM the following described tract. Beginning at point on the Northeasterly line of Lot 8 of Block 56 of NICHOLAS ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, which point lies 100 feet Southeasterly from the most Northerly corner of Lot 8; thence Southwesterly parallel with Lincoln Street a distance of 44 feet and 9 inches; thence Southeasterly parallel with 10th Street a distance of 9 inches; thence Northeasterly parallel with Lincoln Street a distance of 44 feet 9 inches; more or less, to the Northeasterly line of Lot 8; thence Northwesterly along

said line of Lot 8 a distance of 9 inches to the point of beginning.

4. RECORDING. The Trust Deed was recorded as follows: Date Recorded: September 30, 1999 Volume M99, Page 38840

Official Records of Klamath County, Oregon

4. DEFAULT. The Grantor or any other person obligated on the Trust Deed and Promissory Note secured thereby is in default and the beneficiary seeks to foreclose the Trust Deed for failure to pay:

A partial monthly payment in the

amount of \$103.07 due December 1, 2000, plus a monthly payment in the amount of \$595.00 due January 1, 2001, plus monthly payments in the amount of \$519.00 each for the months of February through April 2001; plus late charges and advances; plus any unpaid real property taxes or liens, plus interest.

5. AMOUNT DUE. The amount due on the Note which is secured by the Trust Deed referred to herein is:

Principal balance in the amount of \$62,771.73 plus interest at the rate of 7% per annum from November 1, 2000; plus late charges of \$126.72.

6. ELECTION TO SELL. The Trustee hereby elects to sell the property to satisfy the obligations secured by the Trust Deed. A Trustee's

AFTER RECORDING RETURN TO:

Hershner, Hunter, et al

Attn: Carol B. Mart

P.O. Box 1475

Eugene, OR 97440

Notice of Default and Election to Sell Under Terms of Trust Deed has been recorded in the Official Records of Klamath County, Oregon.

7. TIME OF SALE.
Date: August 30, 2001

Time: 11: a.m. as established by ORS 187.110.

Place: Front of the Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon

8. RIGHT TO REINSTATE. Any person named in ORS 86.753 has the right, at any time prior to five days before the Trustee conducts the sale, to have this foreclosure 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, by curing any other default that is capable of being cured by tendering the performance required under the obligation or Trust Deed and by paying all costs and expenses actually incurred in enforcing the obligation and Trust Deed, together with the trustee's and attorney's fees not exceeding the amount provided in ORS 86.753.

Any questions regarding this matter should be directed to Carol Mart, Legal Assistant, (541) 686-8511.

DATED: April 19, 2001

s/s Michael C. Arola
Successor Trustee
HERSHNER,
HUNTER, AND
DREWS NEILL &
SMITH, LLP
PO Box 1475

Eugene, OR 97440

#4166 June 21, 28,

2001 7-5, 12, 01 PW

37712

State of Oregon, County of Klamath
Recorded 07/27/01 at 3:15 p.m.
In Vol. M01 Page 37705
Linda Smith,
County Clerk Fee\$ 56⁰⁰

JUL 19 2001