

K 58802

'02 JUN 27 PM 2:48

NOTICE OF DEFAULT AND ELECTION TO SELL

Reference is made to that certain trust deed made by Joel R. Gregory and Sharon A. Gregory, an estate in fee simple as tenants by the entirety, as grantors, to Glenn H. Prohaska, Attorney, as trustee, in favor of Green Tree Financial Servicing Corporation, as beneficiary, dated 08/07/98, recorded 08/12/98, in the mortgage records of Klamath County, Oregon, as Vol. M98, Page 29584, covering the following described real property situated in said county and state, to wit:

SEE ATTACHED

PROPERTY ADDRESS: 1238 East Street
Klamath Falls, OR 97601

State of Oregon, County of Klamath
Recorded 06/27/2002 2:48 p. m.
Vol M02. Pg 37155-57
Linda Smith, County Clerk
Fee \$ 3.00 # of Pgs 3

There is a default by the grantor or other person owing an obligation or by their successor in interest, the performance of which is secured by said trust deed, or by their successor in interest, with respect to provisions therein which authorize sale in the event of default of such provision. The default for which foreclosure is made is grantors' failure to pay when due the following sums: monthly payments of \$612.73 beginning 02/12/02; plus late charges of \$30.64 each month beginning 02/27/02; plus prior accrued late charges of \$0.00; plus advances of \$0.00; together with title expense, costs, trustee's fees and attorney's fees incurred herein by reason of said default; and any further sums advanced by the beneficiary for the protection of the above described real property and its interest therein.

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: \$43,328.29 with interest thereon at the rate of 15.85 percent per annum beginning 01/12/02; plus late charges of \$30.64 each month beginning 02/27/02 until paid; plus prior accrued late charges of \$0.00; plus advances of \$0.00; together with title expense, costs, trustee's fees and attorneys fees incurred herein by reason of said default; and any further sums advanced by the beneficiary for the protection of the above described real property and its interest therein.

NOTICE OF DEFAULT AND ELECTION TO SELL

RE: Trust Deed from
Gregory, Joel R. and Sharon A.
Grantor
to
Northwest Trustee Services, LLC,
Trustee

File No. 7042.21588

For Additional Information:

Shannon Blood
Northwest Trustee Services, LLC
P.O. Box 4143
Bellevue, WA 98009-4143
(425) 586-1900

K31-

37156

Notice is hereby given that the beneficiary and trustee, by reason of said default, have elected and do hereby elect to foreclose the trust deed by advertisement and sale pursuant to ORS 86.705 to 86.795, and to cause to be sold at public auction to the highest bidder for cash the interest in the described property which the grantor had, or had the power to convey, at the time grantor executed the trust deed, together with any interest the grantor or grantor's successors in interest acquired after the execution of the trust deed, to satisfy the obligations secured by the trust deed and the expenses of the sale, including the compensations of the trustee as provided by law, and reasonable fees of trustee's attorneys.

The sale will be held at the hour of 10:00 o'clock A.M., in accord with the standard of time established by ORS 187.110 on **November 1, 2002**, at the following place: inside the 1st floor lobby of the Klamath County Courthouse, 316 Main Street, in the City of Klamath Falls, County of Klamath, State of Oregon, which is the hour, date and place last set for the sale.

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 every other default complained of herein by tendering the performance required under the obligation or trust deed, 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.

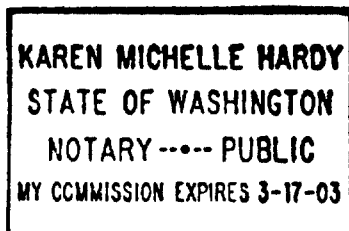
In construing this notice, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as any other person owing an obligation, the performance of which is secured by said trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

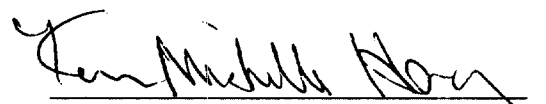

Northwest Trustee Services, LLC- Trustee

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

I certify that I know or have satisfactory evidence that Shannon S.M. Blood is the person who appeared before me, and said person acknowledged that (he/she) signed this instrument, on oath stated that (he/she) was authorized to execute the instrument and acknowledged it as an Associate Member of Northwest Trustee Services, LLC to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: 10/25/02




NOTARY PUBLIC in and for the State of
Washington, residing at Kipp County
My commission expires 03-17-03

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

EXHIBIT A**Legal Description:**

Beginning at the Northeast corner of Lot 1 in Block 59 in Nichols Addition to the City of Klamath Falls, Oregon; thence South along West line of East Street, 40 feet; thence West and parallel with South line of said Lot 1, 84.5 feet; thence North and parallel with East Street 40 feet to the North line of said Lot 1; thence East along said North line of said Lot 1 to the place of beginning, a distance of 84.5 feet, being a rectangular tract in the Northeast corner of said Lot 1 in Block 59, Nichols Addition having a frontage of 40 feet on East Street, according to the supplemental plat of said addition on file in the office of the County Clerk of Klamath County, Oregon; LESS the portion deeded to Arlet C. Edsall on March 15, 1944 deed filed in Deed Volume 163 page 231, and described as: Beginning on the Westerly line of East Street in Klamath Falls, Oregon at a point thereof distant 37 feet Southerly from the Northeasterly corner of Block 59 of Nichols Addition to the City of Klamath Falls, Oregon; thence Westerly at right angles to East Street 84.5 feet thence Southerly parallel with East Street a distance of 3 feet; thence Easterly parallel with the Southerly line of said Lot 1, 84.5 feet to East Street; thence Northerly along the Westerly line of East Street, 3 feet to the point of beginning.

Parcel ID: 3809-29DC-100