

State of Oregon, County of Klamath
Recorded 12/09/2002 10:43 a m.
Vol M02, Pg 71119-28
Linda Smith, County Clerk
Fee \$ 66⁰⁰ # of Pgs 10

WHEN RECORDED MAIL TO:
EXECUTIVE TRUSTEE SERVICES
15455 SAN FERNANDO MISSION BLVD, SUITE 208
MISSION HILLS, CA 91345
(818) 837-2300

K59110

T.S. NO.: OR-63294-C LOAN NO.: 307236253 Space above line for Recorder's Use

AFFIDAVIT OF MAILING NOTICE OF SALE

STATE OF California} SS
COUNTY OF Los Angeles}

I, DANIELLE MUNS being first duly sworn, depose, say and certify that:

At all times hereinafter mentioned I was and now am a resident of the State of CALIFORNIA, a competent person over the age of eighteen years and not the beneficiary or his successor in interest named in the attached original or copy of notice of sale given under the terms of that certain trust deed described in said notice.

I gave notice of sale of the real property described in the attached notice of sale by mailing a copy thereof by registered or certified mail and regular mail to each of the following named person's at their last known address, to-wit:

NAME & ADDRESS CERTIFIED NO.

SEE ATTACHED

Said person(s) include the grantor in the trust deed, any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice, and any persons requesting notice as provided in ORS 86.785, and all junior lien holders as provided in ORS 86.740.

Each of the notices so mailed was certified to be a true copy of the original notice of sale by Aida Rodriguez, for FIRST AMERICAN TITLE INSURANCE COMPANY, 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 mail LOS ANGELES CALIFORNIA, on August 07, 2002. Each of said notices was mailed after the notice of default and election to sell described in said Notice of Sale was recorded and at least 120 days before the day fixed in said notice by the trustee for the trustee's sale.

As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity.

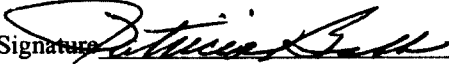
STATE California} SS
COUNTY Los Angeles}



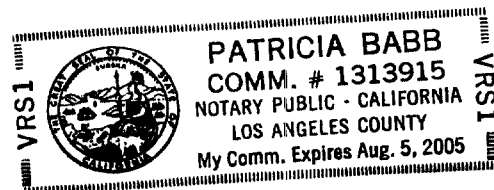
DANIELLE MUNS

On August 07, 2002 before me, Patricia Babb the undersigned, a Notary Public in and for said State, personally appeared DANIELLE MUNS personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Signature 

Patricia Babb, Notary Public



71120

TRUSTEE'S NOTICE OF SALE

Loan No: 307236253
T.S. No.: OR-63294-C

Reference is made to that certain deed made by, DALE A. MARSH, PAULINE S. MARSH as Grantor to REGIONAL TRUSTEE SERVICES CORP., as trustee, in favor of "MERS" MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS NOMINEE FOR LENDER, GN MORTGAGE CORPORATION, A WISCONSIN CORPORATION, as Beneficiary, dated 7/18/2001, recorded 8/1/2001, in official records of KLAMATH County, Oregon in book/reel/volume No. MO1 at page No. 38611, fee/file/instrument/microfile/reception No. (indicated which), covering the following described real property situated in said County and State, to-wit:

APN: 118.230468.3507-7BA-1700
SEE ATTACHED EXHIBIT 'A'

Commonly known as:
36620 AGENCY LAKE LOOP ROAD
CHILOQUIN, OREGON 97624

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and notice has been recorded pursuant to Section 86.735(3) of Oregon Revised Statutes: the default for which the foreclosure is made is the grantor's:

UNPAID PRINCIPAL BALANCE OF \$75,556.21; PLUS ACCRUED INTEREST PLUS IMPOUNDS AND / OR ADVANCES WHICH BECAME DUE ON 4/1/2002 PLUS LATE CHARGES, AND ALL SUBSEQUENT INSTALLMENTS OF PRINCIPAL, INTEREST, BALLOON PAYMENTS, PLUS IMPOUNDS AND/OR ADVANCES AND LATE CHARGES THAT BECOME PAYABLE.

Monthly Payment \$573.46 Monthly Late Charge \$25.28

By this reason of said default the beneficiary has declared all obligations secured by said deed of trust immediately due and payable, said sums being the following, to-wit: The sum of \$75,556.21 together with interest thereon at the rate of 7.0 % per annum from 3/1/2002 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust.

Whereof, notice hereby is given that FIRST AMERICAN TITLE INSURANCE COMPANY, the undersigned trustee will on 12/13/2002 at the hour of 10:00 AM, Standard of Time, as established by section 187.110, Oregon Revised Statutes, at **AT THE FRONT STEPS OF THE CIRCUIT COURT, 316 MAIN STREET, IN THE CITY OF KLAMATH FALLS, COUNTY**

OF KLAMATH, OR 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 Section 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred), together with the costs, trustee's and attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or trust deed, at any time prior to five days before the date last set for sale.

71121

Loan No: 307236253
T.S. No: OR-63294-C

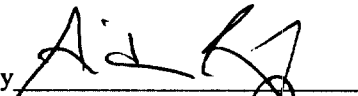
TRUSTEE'S NOTICE OF SALE

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

Dated: July 23, 2002

FIRST AMERICAN TITLE INSURANCE COMPANY
3 First American Way
Santa Ana, CA 92707
(818) 361-6998

Signature By



AIDA RODRIGUEZ,
ASSISTANT SECRETARY

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

I, the undersigned, certify that I am the Trustee Sale Officer, and that the foregoing is a complete and exact copy of the original Trustee's Notice of Sale.



MARISELA TORRES
Trustee Sale Officer

71122

**EXECUTIVE TRUSTEE SERVICES, INC.
15455 SAN FERNANDO MISSION BLVD
SUITE #208
MISSION HILLS, CA 91345**

(818) 837-2300

Date: July 23, 2002

T.S. Number: OR-63294-C

Loan Number: 307236253

DEBT VALIDATION NOTICE

1. The enclosed document relates to a debt owed to the current creditor:

**MORTGAGE ELECTRONIC REGISTRATION SYSTEM, INC.
BY: GMAC MORTGAGE CORPORATION, IT'S ATTORNEY IN FACT**

You may send us a written request for the name and address of the original creditor, if different from the current creditor, and we will obtain and mail the information to you.

2. As of **July 23, 2002** the total delinquency owed was **\$4,522.47**, but this amount will increase until the delinquency has been fully cured.
3. As of **July 23, 2002** the amount required to pay the entire debt in full was **\$79,401.07** but this amount will increase daily until the debt has been fully paid.
4. You may dispute the validity of this debt, or any portion thereof, within thirty (30) days after receiving this notice. Otherwise, we will assume that the debt is valid.
5. If you notify us in writing that you dispute all or any portion of this debt within thirty (30) days after receiving this notice, we will obtain and mail to you verification of the debt, or a copy of any judgement against you.

**WE ARE ATTEMPTING TO COLLECT A DEBT, AND ANY INFORMATION
WE OBTAIN WILL BE USED FOR THAT PURPOSE.**

EXHIBIT 'A'
LEGAL DESCRIPTION

PARCEL 1:

A tract of land situated in Lot 4, Section 7, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the SE corner of said Lot 4; thence North along the East line of said lot, 606.5 feet; thence West 319.10 feet; thence South parallel to the East line of said lot, 606.5 feet to the South line of said lot; thence East along said line 319.10 feet to the Point of beginning.

PARCEL 2:

An undivided 1/40th interest in and to the following: That portion of Section 6, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at a point on the West right of way line of the old Dalles-California Highway (State Highway No. 427) 10 feet Southerly along said West right of way line from the intersection of the South line of Lot 3, Section 6, Township 35 South, Range 7 East of the Willamette Meridian, and said West right of way line; said point of beginning being the Southeasterly corner of a parcel of land described in a deed recorded in Volume 343, Deed Records of Klamath county, Oregon, at page 229; thence Southerly along the said West right of way line a distance of 90 feet to a point; thence Westerly and parallel with the Southerly line of said Lot 3 to the Easterly shoreline of Agency Lake; thence Northerly along the said Easterly shoreline to the Southwest corner of said parcel of land described in Volume 343, Deed Records of Klamath County, Oregon, at page 229; thence Easterly along the Southerly boundary of said parcel so described to the point of beginning.

OR63294C

TRUSTEE'S NOTICE OF SALE

Exec
71124

MORTGAGE ELECTRONIC REGISTRATION)
SYSTEMS, INC.)

ORIGINAL
AFFIDAVIT/PROOF OF SERVICE
Client # 490763

vs

DALE A. MARSH ETAL)
)
)

STATE OF OREGON)
COUNTY OF MULTNOMAH) SS.

I hereby certify that on the 29th day of July, 2002, at the hour of 4:14PM, a copy of a TRUSTEE'S NOTICE OF SALE was served to all occupant(s) located at 36620 Agency Lake Loop Rd., Chiloquin, OR 97624.

THE OCCUPANTS WERE SERVED IN THE FOLLOWING MANNER:

I served Occupant(s), Richard Lawrence by PERSONAL SERVICE

I served Occupant(s), Patricia Lawrence by SUBSTITUTE SERVICE TO Richard Lawrence, co occupant, a person over the age of 14 and who is an occupant of the described residence.

I served All Occupants over 18 years old by SUBSTITUTE SERVICE TO Richard Lawrence, co occupant, a person over the age of 14 and who is an occupant of the described residence.,

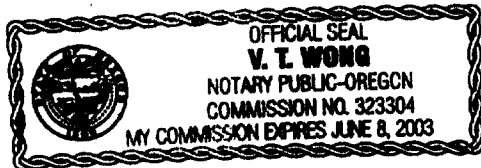
ALL SEARCH AND SERVICE WAS MADE WITHIN THE COUNTY OF KLAMATH

I am a competent person over the age of 18, a resident of said State, not a party to nor an officer, director or employee of, nor attorney for any party, corporate or otherwise and knew that the person, firm, or corporation served is the identical one named in the action.

/s/ _____
Jefferson State Adjusters, Server
Capitol Investigation Company

I HEREBY CERTIFY that I completed substitute service, as required by law, by depositing with the United States Post Office by regular mail a properly addressed, postage prepaid envelope containing a copy of the TRUSTEE'S NOTICE OF SALE to Patricia Lawrence and all other occupants 18 years or older at 36620 Agency Lake Loop Rd., Chiloquin, OR 97624 on AUG 06 2002. Signed: [Signature]

Subscribed to and sworn to before me this
5th day of August, 2002 by: R. Eggen



[Signature]
Notary for the State of Oregon

PROOF OF SERVICE
JEFFERSON STATE ADJUSTERS

STATE OF OREGON
COUNTY OF Klamath

COURT CASE NO. 0

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:

- Small Claim, Summons, Complaint, Answer, Order, Motion, Affidavit, Restraining Order, Subpoena, Notice, Petition, Letter, Order to Show Cause, Trustee's Notice of Sale, Writ of Garnishment, Writ of Continuing Garnishment

For the within named: Occupants of 36620 Agency Lake Loop Rd. Chiloguin, OR

PERSONALLY SERVED: Original or True Copy to within named, personally and in person to: Richard Lawrence at the address below.

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

OFFICE SERVICE: At the office which he/she maintains for the conduct of business as shown at the address below, 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:

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.

36620 Agency Lake Loop Rd.
ADDRESS OF SERVICE STREET UNIT / APT / SPC#
Chiloguin OR 97624
CITY STATE 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.

July 29, 2002 4:14 a.m. Ed Freeman
DATE OF SERVICE TIME OF SERVICE SIGNATURE

AS117

Affidavit of Publication

EYEC

71126

W32AM

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 # 5198

Notice of Sale/Marsh

490763

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

Four

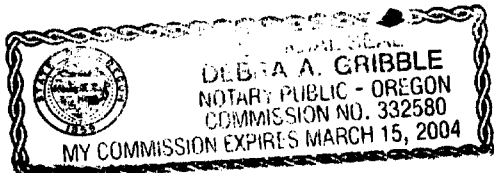
Insertion(s) in the following issues:
September 25, October 2, 9, 16, 2002

Total Cost: \$891.00

Larry L. Wells
Subscribed and sworn before me on: October 16, 2002

Debra A. Snibbe
Notary Public of Oregon

My commission expires March 15, 2004



TRUSTEE'S NOTICE OF SALE
T.S. No. ~~07-02746~~
Loan No: 307236253.

Reference is made to that certain deed made by Dale A. Marsh, Pauline S. Marsh, as Grantor to Regional Trustee Services Corp., as trustee, in favor of "MERS" Mortgage Electronic Registration Systems, Inc., solely as nominee for Lender, GN Mortgage Corporation, a Wisconsin Corporation, as Beneficiary, dated 7/18/2001, recorded 8/21/2001, in official records of Klamath County, Oregon, in book/reel/volume No. 7001 at page No. 38611 fee/file/instrument/microfilm/recap No. (Indicated which) covering the following described real property situated in said County and State, to-wit: APN: 118-230468-507-7BA-1700.

EXHIBIT "A"
PARCEL 1: A tract of land situated in Lot 4, Section 7, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows: Beginning at the SE corner of said Lot 4, thence North along the East line of said lot 606.5 feet; thence West 319.10 feet; thence South parallel to the East line of said lot 606.5 feet to the South line of said lot; thence East along said line 319.10 feet to the Point of beginning.

PARCEL 2: An undivided 1/40th interest in and to the following: That portion of section 6, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, described as follows: Beginning at a point on the West right of way line of the old Dalles-California Highway (State Highway No. 427) 10 feet Southerly along said West right of way line from the intersection of the South line of Lot 3, Section 6, Township 35 South, Range 7 East of the Willamette Meridian and said West right of way line; said point of beginning being the Southeastly corner of a parcel of land described in a deed recorded in Volume 63, Deed Records of Klamath County, Oregon, at page 229, thence Southerly along the said West right of way line a distance of 90 feet; thence Westly and parallel with the Southerly line of said Lot 3 to the Easterly shoreline of Agency Lake; thence Northerly along said Easterly shoreline to the Southwest corner of said parcel of land described in said deed recorded in Klamath County, Oregon at page 229; thence Easterly along the Southerly boundary of said parcel so described to the point of beginning. Commonly known as: 36620 Agency Lake Loop Road, Chiloquin, Oregon 97624.

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligation secured by said deed and notice has been recorded pursuant to Section 36.735(3) of Oregon Revised Statutes; the default on which the foreclosure was made is the grantor's. Unpaid principal balance of \$75,556.21; plus accrued interest, plus impounds and/or advances which became due on 4/01/2002 plus late charges and all subsequent installments of principal interest, balloon payments, plus impounds and/or advances and late charges that become payable. Monthly Payment \$573.46; Monthly Late Charge \$25.28.

By this reason of said default the beneficiary has declared all obligations secured by said deed of trust immediately due and payable; said sums being the following, to-wit: The sum of \$75,556.21 together with interest thereon at the rate of 7.0% per annum from 3/01/2002 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust.

WHEREOF, notice hereby is given that First American Title Insurance Company, the undersigned trustee will on 12/13/2002 at the hour of 10:00 AM Standard of Time, as established by Section 187.110, Oregon Revised Statutes, at the front steps of the Circuit Court, 316 Main Street, in the City of Klamath Falls, OR, 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 has had power to convey at the time of the execution by him of the said trust deed.

05117

Notice of Default to Trustee

71127

STATE OF OREGON
COUNTY OF CLATSOP

together with any interest which the grantor or his successors in interest acquired after the execution of said trust deed, to satisfy the principal 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 Section 86.733 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of said principal as would have been due had no default occurred) together with the costs, trustee's and attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or trust deed, at any time prior to five days before the date last set for sale.

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

Date: July 23, 2002
 5120 NE Bay Vista
 Assistant
 Title: 11
 Assistant Title: 11
 Company: 3
 11111
 11111 CA
 92701 (818) 3446998
 ASA # 0763 07/25
 10/02 10/09
 10/16/02
 10/26 September 25
 07/26/02

[Faint, mostly illegible text, likely a continuation of a legal document or a set of notes. Some words like "beneficiary", "principal", and "costs" are visible.]

AFFIDAVIT OF MAILING

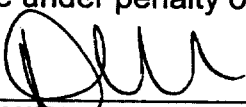
71128

Date: **August 07, 2002**
T.S. No.: **OR-63294-C**
Loan No.: **307236253**

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES

The declarant, whose signature appears below, states that (s)he is over the age of eighteen (18) years; is employed in Los Angeles County at **Executive Trustee Service Inc.**, and is not a party to the within action and that on **August 07, 2002**, (s)he personally served the Notice, of which the annexed is a true copy, by depositing in the United States Mail a copy of such Notice in a sealed envelope, certified or registered mail and first class, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

I declare under penalty of perjury that the foregoing is true and correct.

X 

Affiant **DANIELLE MUNS**

DALE A. MARSH *DM*
36620 AGENCY LAKE LOOP ROAD
CHILOQUIN, OREGON 97624
P71086095528002388112

DALE A. MARSH
36620 AGENCY LAKE LOOP ROAD
CHILOQUIN, OREGON 97624
First Class

PAULINE S. MARSH *PS*
36620 AGENCY LAKE LOOP ROAD
CHILOQUIN, OREGON 97624
P71086095528002388129

PAULINE S. MARSH
36620 AGENCY LAKE LOOP ROAD
CHILOQUIN, OREGON 97624
First Class

4