

03 SEP 16 PM 3:29

WHEN RECORDED MAIL TO:

Cal-Western Reconveyance Corporation  
P.O. Box 22004  
525 East Main Street  
El Cajon, CA 92022-9004

Vol M03 Page 69065

State of Oregon, County of Klamath  
Recorded 09/16/03 3:29 P. m  
Vol M03 Pg 69065-71  
Linda Smith, County Clerk  
Fee \$ 51.00 # of Pgs 7

1st 226539

T.S. NO.: 1055966-09  
LOAN NO.: 1004039753

## AFFIDAVIT OF MAILING NOTICE OF SALE

STATE OF CALIFORNIA } SS  
COUNTY OF SAN DIEGO }

I, FRANCO CABADING 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 Notice of Sale given under the terms of that certain trust 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 registered or certified mail and regular mail to each of the following named persons at their last known address, to-wit:

### **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.

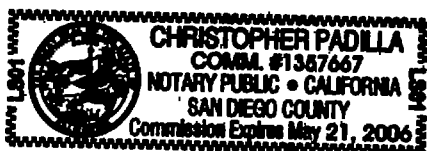
Each of the notices so mailed was certified to be a true copy of the original notice of sale by MERLOBEL R CUSTODIO, for CAL-WESTERN RECONVEYANCE CORPORATION, the trustee named in said notice; each such copy was contained in a sealed envelope, with postage thereon fully prepaid, and was deposited by me in the United States mail in San Diego County, California, on July 31, 2003. 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.

Affiant

FRANCO CABADING

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO

SUBSCRIBED AND SWORN to me this 31st day of July, 20 03



Christopher Padilla  
Notary Public

# TRUSTEE'S NOTICE OF SALE

69066

Loan No: 1004039753

T.S. No: 1055966-09

Reference is made to that certain deed made by  
TIM CLARK, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY  
as Grantor to  
CHICAGO TITLE INSURANCE COMPANY, as Trustee, in favor of  
FIRST FRANKLIN FINANCIAL CORPORATION  
as Beneficiary,

dated June 16, 2000, recorded June 29, 2000, in official records of KLAMATH County, OREGON in  
book/reel/volume No. MOO at  
page No. 23942, fee/file/instrument/microfilm/reception No. XX covering the following described real property  
situated in the said County and State, to-wit:

LOT 29 IN BLOCK 1 OF SUNSET EAST, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN  
THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

Commonly known as:

7116 VERDA VISTA PLACE KLAMATH FALLS OR 97603

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:  
Failure to pay the monthly payment due March 1, 2003 of principal, interest and impounds and subsequent  
installments due thereafter; plus late charges; together with all subsequent sums advanced by beneficiary pursuant  
to the terms and conditions of said deed of trust.

Monthly payment \$1,305.01 Monthly Late Charge \$65.25

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 following, to-wit; The sum of \$152,523.30 together with interest  
thereon at 9.500% per annum from February 01, 2003 until paid; plus all accrued late charges thereon; and all  
trustee's fees, foreclosure costs and any sums advance by the beneficiary pursuant to the terms and conditions of  
the said deed of trust.

Whereof, notice hereby is given that, CAL-WESTERN RECONVEYANCE CORPORATION  
the undersigned trustee will on November 25, 2003 at the hour of 1:00pm, Standard of Time, as established by  
Section 187.110, Oregon Revised Statutes, at  
AT THE MAIN STREET ENTRANCE TO KLAMATH COUNTY COURTHOUSE  
316 MAIN STREET

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 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 expense of sale, including a reasonable charge by the trustee. Notice is further given that any person

69067

# TRUSTEE'S NOTICE OF SALE

Loan No: 1004039753

T.S. No: 1055966-09

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.

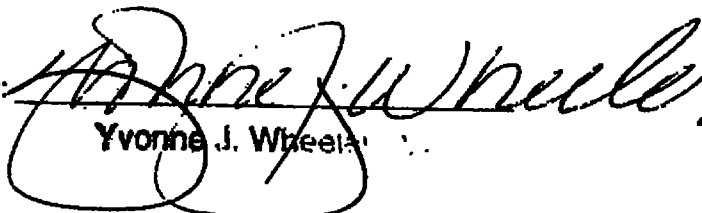
In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes plural, the word "grantor" includes any successor in interest to the grantor as well as any other persons owing an obligation, the performance of which is secured by said trust deed, the words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

Dated: July 15, 2003

CAL-WESTERN RECONVEYANCE CORPORATION  
525 EAST MAIN STREET  
P.O. BOX 22004  
EL CAJON CA 92022-9004

CAL-WESTERN RECONVEYANCE CORPORATION

Signature/By:

  
Yvonne J. Wheeler

7/31/2003 10:24:52 AM      Sender:      CalWestern Reconveyance  
525 E Main  
El Cajon CA 92020

Postal Class:      First Class

Type of Mailing:      NOS

Affidavit Attachment: 1055966-09 030 07301007 CWR

Postal Number      Sequence Recipient Name

11041894141001882505  
5

SOUTHERN OREGON CREDIT SERVICE, INC.

Address Line 1/3

841 STEWART AVENUE #11

Address Line 2/4

MEDFORD OR 97501

11041894141001882512  
6

SOUTHERN OREGON CREDIT SERVICE INC.

P.O. BOX 4070

MEDFORD OR 97501

69068

7/31/2003 10:24:52 AM      Sender:      CalWestern Reconveyance  
525 E Main  
El Cajon CA 92020

Postal Class:      Certified - Ret

Type of Mailing:      NOS

Affidavit Attachment: 1055988-09 030 07301007 CWR

Postal Number      Sequence      Recipient Name

71041984141002841208  
5

SOUTHERN OREGON CREDIT SERVICE, INC.

Address Line 1/3

841 STEWART AVENUE #11

Address Line 2/4

MEDFORD OR 97501

71041984141002841213  
6

SOUTHERN OREGON CREDIT SERVICE INC.

P.O. BOX 4070

MEDFORD OR 97501

69069

# Affidavit of Publication

69070

## 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 # 8032

Notice of Sale/Clark

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:

August 11, 18, 25, September 1, 2003

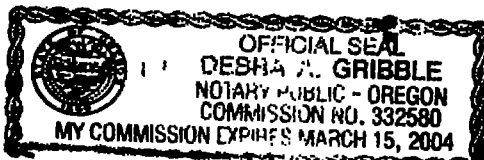
Total Cost: \$846.00

*Larry L. Wells*  
Subscribed and sworn

before me on: September 1, 2003

*Debra A. Gribble*  
Notary Public of Oregon

My commission expires March 15, 2004



TRUSTEE'S  
NOTICE OF SALE  
Loan No: 10040397753  
T.S. No.: 1055966-09

Reference is made to that certain deed made by, Tim Clark, a married man as his sole and separate property, as Grantor to Chicago Title Insurance Company, as Trustee, in favor of First Franklin Financial Corporation, as Beneficiary, dated June 16, 2000, recorded June 29, 2000, in official records of Klamath County, Oregon in book/real/ volume No. MOO at page No. 23942, fee/file/instrument/microfilm/reception No. xx (Indicated which), covering the following described real property situated in said County and State, to-wit: Lot 29 in block 1 of Sunset East, according to the official plat thereof on file in the office of the county clerk of Klamath County, Oregon. Commonly known as: 7116 Verda Vista Place Klamath Falls, OR 97603.

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: Failure to pay the monthly payment due March 1, 2003 of principal, interest and impounds and subsequent installments due thereafter; plus late charges; together with all subsequent sums advanced by

beneficiary pursuant to the terms and conditions of said deed of trust. Monthly payment \$1,305.01 Monthly Late Charge \$65.25.

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 \$152,523.30 together with interest thereon at 9.500% per annum from February 01, 2003 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advance by the beneficiary pursuant to the terms and conditions of said Deed of Trust.

Whereof, notice hereby is given that, Cal-Western Reconveyance Corporation the undersigned trustee will on November 25, 2003 at the hour of 1:00 pm, Standard of Time, as established by Section 187.110, Oregon Revised Statutes, At the Main Street entrance to Klamath County Courthouse, 316 Main Street, 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 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 obliga-

tions thereby secured and the costs and expense 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.

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 owning an obligation, the performance of which is secured by said trust deed, the words "trustee" and "beneficiary" includes their respective successors in interest, if any.

Dated: July 15, 2003.  
Cal-Western Reconveyance Corporation, 525 East Main Street, P.O. Box 22004, El Cajon, CA 92022-9004. SIGNATURE/BY: Cal-Western Reconveyance Corporation, Yvonne J. Wheeler, A.V.P. R-97782  
08/11; 18; 25/2003, 09/01/2003.  
#6032 August 11, 18, 25, September 1, 2003.

PROOF OF SERVICE  
JEFFERSON STATE ADJUSTERS

9778  
1055966-09  
69071

STATE OF: OREGON  
COUNTY OF: KLAMATH

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: TRUSTEE'S NOTICE OF SALE

FOR THE WITHIN NAMED: OCCUPANTS OF 7116 VERDA VISTA PLACE KLAMATH FALLS, OR 97603

☒ **PERSONALLY SERVED:** Original or True Copy to within named, personally and in person to Katherine Clark at the address below.

☒ **SUBSTITUTE SERVICE:** By delivering an Original or True Copy to Katherine Clark, a person over the age of 14 who resides at the place of abode of the within named at said abode shown below for: Tim Clark

☐ **OTHER METHOD:** By leaving an Original or True Copy with \_\_\_\_\_

☐ **NON OCCUPANCY:** I certify that I received the within document(s) for service on \_\_\_\_\_ and after personal inspection, I found the above described real property to be unoccupied.

☒ **SUBSTITUTE SERVICE MAILER:** That on the 24<sup>th</sup> day of July, 2003 I mailed a copy of the Trustee's Notice of Sale addresses to Occupant(s) at the address stated in the Trustee's Notice of Sale with a statement of the date, time, and place at which substitute service was made.

Signed \_\_\_\_\_

Jenny Johnson

7116 Verda Vista Pl Klamath Falls, OR 97603

**ADDRESS OF SERVICE**

I further certify that I am a competent person 18 years of age or older and a resident of the state of service 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, corporation or otherwise, that the person, firm or corporation served by me is the identical person, firm, or corporation named in the action.

July 23, 2003

1:05 p.m.

**DATE OF SERVICE**

**TIME OF SERVICE**

☐ or non occupancy

By: \_\_\_\_\_

Rob Girard

Dated this 24<sup>th</sup> day of July, 2003.

Subscribed and sworn to before me by July 24<sup>th</sup> 2003



Margaret A. Nielsen  
Notary Public for Oregon