

1st 267520

Vol M03 Page 73550**NOTICE OF DEFAULT AND ELECTION TO SELL**

Reference is made to that certain trust deed made by Michael Dela Cueva, an unmarried man, as grantors, to Amerititle, as trustee, in favor of First Horizon Home Loan Corporation, as beneficiary, dated 09/17/01, recorded 09/24/01, in the mortgage records of Klamath County, Oregon, as Vol. M01, page 48440, and subsequently assigned to Chase Mortgage Company by Assignment recorded as Vol M-02, page 48963, covering the following described real property situated in said county and state, to wit:

See Exhibit "A" attached hereto and incorporated herein.

PROPERTY ADDRESS: 5765 Burgdorf Road
Bonanza, OR 97623

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 \$919.08 beginning 06/01/03; plus late charges of \$38.34 each month beginning 06/16/03; plus prior accrued late charges of \$0.00; plus advances of \$18.00; together with title expense, costs, trustee's fees and attorney's fees incurred herein by reason of said default; any further sums advanced by the beneficiary for the protection of the above described real property and its interest therein; and prepayment penalties/premiums, if applicable.

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: \$103,074.14 with interest thereon at the rate of 8 percent per annum beginning 05/01/03; plus late charges of \$38.34 each month beginning 06/16/03 until paid; plus prior accrued late charges of \$0.00; plus advances of \$18.00; together with title expense, costs, trustee's fees and attorneys fees incurred herein by reason of said default; any further sums advanced by the beneficiary for the protection of the above described real property and its interest therein; and prepayment penalties/premiums, if applicable.

NOTICE OF DEFAULT AND ELECTION TO SELL

RE: Trust Deed from
Dela Cueva, Michael
Grantor

to
Northwest Trustee Services, PLLC,
Trustee

File No. 7037.10252

For Additional Information:

After Recording return to:

Becky Baker
Northwest Trustee Services, PLLC
P.O. Box 4143
Bellevue, WA 98009-4143
(425) 586-1900

State of Oregon, County of Klamath
Recorded 10/01/03 3:30 p. m
Vol M03 Pg 73550-52
Linda Smith, County Clerk
Fee \$ 3.00 # of Pgs 3

31 K

73551Trustee's Sale Guarantee
TI 158 OLTA Form 9Guarantee No.: 7029-267520
Page 8 of 8**Exhibit "A"****Real property in the County of Klamath, State of Oregon, described as follows:**

A tract of land situated in the E 1/2 of Section 19, Township 39 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:
Beginning at the Northeast corner of said Section 19; thence South 00°14'22" West 1109.83 feet; thence South 13°07'17" West 87.28 feet; thence South 11°36'09" West 207.42 feet; thence South 07°34'59" West 346.39 feet; thence South 06°34'14" East 635.41 feet to a 5/8 inch iron pin on the West bank of Lost River and the true point of beginning of this description; thence South 06°34'14" East along said West bank 70.67 feet to a 5/8" iron pin; thence South 14°09'29" West along said West bank 240.37 feet to a 5/8" iron pin; thence South 23°11'27" West along said West bank 32.33 feet to a 5/8" iron pin; thence North 87°07'34" West 732.17 feet to a 5/8" iron pin on the East right of way line of the County Road; thence North 34°16'09" East along said East line 118.57 feet to a 5/8" iron pin; thence along said East line on the Arc of a curve to the left (central angle = 23°22'45" and radius = 530 feet) 216.26 feet to a 5/8" iron pin; thence East 645.45 feet to the true point of beginning of this description.

Tax Parcel Number: R608042

73552

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 January 30, 2004, 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.

The trustee's rules of auction may be accessed at www.northwesttrustee.com and are incorporated by this reference. You may also access sale status at www.northwesttrustee.com.

Rebecca A. Baker

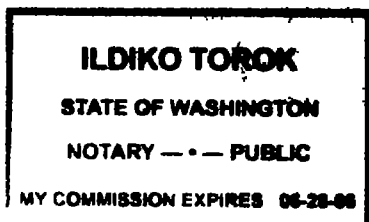
Northwest Trustee Services, PLLC-*, Trustee

*Northwest Trustee Services, PLLC was formerly known as Northwest Trustee Services, LLC

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

I certify that I know or have satisfactory evidence that Rebecca A. Baker 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 Manager of Northwest Trustee Services, PLLC to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: 9/26/03



Shahmish
NOTARY PUBLIC in and for the State of
Washington, residing at Shahmish
My commission expires 01/28/06

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