'04 JAN 6 AM10:04

AFFIDAVIT OF MAILING AMENDED TRUSTEE'S NOTICE OF SALE (after release from stay)



STATE OF OREGON, County of Josephin	<u>e</u> , ss:	Vol <u>M04</u> Page <u>0055</u> 4	
7. Sharon Deardorff	being first	duly sworn, depose, and say and certify that:	
At all times hereinafter mentioned I was over the age of eighteen years and not the be notice of sale given under the terms of that cer	s and now am a reside eneficiary or his succe	ent of the State of Oregon, a competent persessor in interest named in the attached origin	501
I gave notice of the sale of the real promailing a copy thereof by registered or certified atives, where so indicated) at their respective le	d mail to each of the fo		
Russell Pool	DO Do 510 H		
Angie Wilson	PO BOX 512, B	OLY, UK 9/022	
Treasa Kay Pool	PU BOX 312, B	Avo 710-45 F-11- OF 07602	
State of Oregon-DHR	30 North Cont	Ave., Klamath Falls, UK 9/003	
Support Enforcement Division	Jy Morell Cent	rai, mediord, OR 97501	
State of Oregon-DHR/Child Support Div Bob Davis, Administrator	1495 Edgewate	er, NW, Suite #120, Salem, OR 97304	ŀ
The Klamath Tribes Housing Authority	PO Box 436. C	Chiloguin, OR 97624	
Ford Motor Credit Company	388 State Str	eet, Suite #420, Salem, OR 97301	
copy was contained in a sealed envelope, with States post office at. Grants Pass days after release from a stay of the foreclosur As used herein, the singular includes the ration and any other legal or commercial entity Subscribes and swort package and swort pack	postage thereon fully postage thereon fully poregon, on Decemb re proceeding set forth plural, trustee includ y SHARON D day of Notary Public for Ore My commission expire	per 4, 2003 XXXXX, which was within therein. des successor trustee, and person includes corp DEARDORFF LC. Sewbolv Segon. 6-28-05	ted 30
NOTE: An original amended notice of the sale, bearing to	he trustee's actual signatur	re, should be attached to the foregoing affidavit.	
AFFIDAVIT OF MAILING AMENDED TRUSTEE'S NOTICE OF SALE (after release from stay)			
Re: Trust Deed From Pool-Wilson			
Grantor to Amerititle	(DON'T USE THIS SPACE: RESERVED FOR RECORDING LABEL IN COUN- TIES WHERE USED.)	2	
li li		State of Oregon County of Klemath	

PATRICK J. KELLY ATTORNEY AT LAW 717 NW 5th ST. GRANTS PASS, OR 97528

Trustee

State of Oregon, County of Kl Recorded 01/06/2004 /o:04 a. m Vol M04 Pg 554-56 Linda Smith, County Clerk Fee \$ 3100 # of Pgs

cc: Ilirone

AMENDED TRUSTEE'S NOTICE	OF SALE (after release from stay)		É
	Russell I. Pool and Ang-	le F Wilson with	-1

Reference is made to that certain trust deed made by Kussell L. FOOL and Angle L. WI the rights of survivorship Amerititle, an Oregon Corporation

Amerititle, an Oregon Corporation ______, as trustee, in favor of Dewey L. Harrison & Alberta Harrison, Trustees of the Dewey L. and* , as beneficiary, dated May 11, 2000 , FOXXX, recorded May 15, 2000 , XXXX, in the mortgage records of Klamath County, Oregon, in \$555\$ volume No. MOO at page 17486

when the the transfer of the following described real property situated in said county and state, to-wit:

Lot 6 in BLOCK 3 of Tract 1093, Pinecrest, According to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

*Alberta Harrison Trust dated April 25, 1989.

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and a notice of default has been recorded pursuant to Oregon Revised Statutes 86.735(3); the default for which the foreclosure is made is grantor's failure to pay when due the following sums: The August 11, 2003 monthly installment in the amount of \$646.88 and each month thereafter, plus buyer's fees of \$36.00 plus, late charges of \$258.72, plus arrearage payments, fees and costs associated of a balance owing in the amount of \$5,540.35.

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:

The unpaid principal balance of \$57,473.25 with interest thereon at 13.5% per annum from January 11, 2003 until paid.

The Notice of Default and original Notice of Sale given pursuant thereto stated that the property would be sold on August 28, 2002 ***, at the hour of 11:00 o'clock a.M., in accord with the standard of time established by ORS 187.110, at Law office of Richard Fairclo, 280 Main Street in the City of Klamath Falls , County of Klamath , State of Oregon; however, subsequent to the recording of said Notice of Default the original sale proceedings were stayed by order of the court or by proceedings under the National Bankruptcy Act or for other lawful reason. The beneficiary did not participate in obtaining such stay. Said stay was terminated on November 18, 2003, ****

at the hour of 11:00 o'clock, a M., in accord with the standard of time established by ORS 187.110 at Law office of Justin Throne, 280 Main Street

in the City of Klamath Falls , County of Klamath , State of Oregon, (which is the new date, time and place set for said sale) 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 grantor of the said trust deed, together with any interest which the grantor or grantor's 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 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 to be due had no default occurred) and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or trust deed, and 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.

DATED November 24, 2003 19

Trustee

State of Oregon, County of complete and exact copy of the original trustee's notice of sale as amended.

Attorney for said Trustee

NOTICE REQUIRED BY THE FAIR DEBT COLLECTION PRACTICES ACT 15 USC SECTION 1692

We are attempting to collect a debt and any information we obtain will be used for that purpose. The debt described in the Notice of Sale is assumed to be valid unless debtor disputes within 30 days and that, if disputed, debt collector will obtain and furnish to debtor the verification. If written request is made within 30 days by debtor, name of original lender will be given if different than the current creditor.

WRITTEN REQUESTS SHOULD BE ADDRESSED TO: PATRICK J. KELLY, ATTORNEY, 717 NW 5TH STREET, GRANTS PASS, OREGON 97526.