Vol_M04 Page 13802

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed executed and delivered by DAVID A.

PAGE, as the GRANTOR; to FIRST AMERICAN TITLE INSURANCE COMPANY OF OREGON, as the TRUSTEE; for the benefit of JAMES K. JOHNSON, DMD, P.C., PENSION AND PROFIT SHARING TRUST, as the BENEFICIARY, under that Trust Deed dated June 14, 2001, and recorded on June 19, 2001, in Volume M01 at Page 29188 in the Official Records of Klamath County, State of Oregon, given to secure payment of a Promissory Note in the amount of ten thousand dollars (\$10,000.00), with interest thereon at the rate of fifteen percent (15%) per annum, until paid.

The Deed of Trust covers the following described real property located in Klamath County, State of Oregon:

LOTS 8 AND 9 IN BLOCK 50, FIRST ADDITION TO KLAMATH FOREST ESTATES, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

The Beneficiary and the Trustee have elected to sell the real property to satisfy the obligation secured by said Trust Deed and to foreclosure said Deed by advertisement and sale;

The Note and Trust Deed are delinquent. The default for which foreclosure is made is:

- 1. Grantor's failure to pay the monthly installments due for the month of March, 2002, and all subsequent installment.
- 2. Grantor's failure to furnish proof that the property is fully insured naming the Beneficiary as an additional insured.
- 3. Failure to furnish proof that the real property taxes are current.
- 4. Failure to pay attorney fees.

State of Oregon, County of Klamath
Recorded 03/10/2004 3:19 Pm
Vol M04 Pg 1380 2-08
Linda Smith, County Clerk
Fee \$ 51.00 # of Pgs

By reason of said default, the beneficiaries have declared all sums owing on the obligation secured by said Trust Deed immediately due and collectible, said sums being the following:

The sum of eight thousand nine hundred ninety dollars thirty-four cents (\$8,990.34), together with interest thereon at the rate of fifteen percent (15%) per annum from the 4th day of February, 2002, until paid, together the Beneficiaries' attorney fees and foreclosure costs.

A Notice of Default and Election to Sell was duly recorded on the 25th day of September, 2003, in Volume M03 at Page 71457, in the Official Records of Klamath County, State of Oregon.

WHEREFORE, notice is given that the undersigned Trustee will on TUESDAY,

MARCH 23, 2004, AT THE HOUR OF 10:00 A.M. STANDARD TIME, as established by Section

187.110 of the Oregon Revised Statutes ON THE FRONT STEPS OF THE KLAMATH COUNTY

COURTHOUSE LOCATED AT 316 MAIN STREET, KLAMATH FALLS, OREGON, 97601, which is
the hour, date and place fixed by the trustee for said sale, sell at public auction to the
highest bidder for cash, the interest in the above-described real property that the
Grantor had or had the power to convey at the time of the execution by him of 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 and his attorney.

Notice is further given that any person named in section 86.740 of the Oregon Revised Statutes has the right to have the foreclosure proceedings dismissed and the Trust Deed reinstated by payment of the entire amount due (other than that portion of

the principal as would not then be due had no default occurred) and by curing any other default 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 fees at any time prior to five days before the date set for said sale.

In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes the plural, the word "grantor" includes any successor in interest to the grantors 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 this 2.2 day of October, 2003.

John R. Hanson, Successor Trustee

Attorney\at Law 800 VV: 8th Street Medford, OR 97501

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF OREGON)
) ss.
County of Jackson)

I, John R. Hanson, being first duly swom, depose and certify that:

At all times hereafter mentioned I was and now am a resident of the state of Oregon, a competent person over the age of 18 years and not the beneficiary or the 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 both first class and certified mail with return receipt requested or by personal service to each of the following named persons (or their legal representatives) at their respective last known addresses as follows:

NAME AND ADDRESS	HOW SERVED	DATE MAILED
David Page 24054 Moccasin Loop Road Chiloquin, OR 97624	First Class Mail Certified Mail Return Receipt Requested	October 22, 2003
David Page 2284 Ashley Lake Road St. Ignatius, MT 59865	First Class Mail Certified Mail Return Receipt Requested	October 22, 2003

Said persons include (a) the Grantor in the Trust Deed, (b) any successor in interest to the Grantor whose interest appears of record or whose interest the Trustee or beneficiary has actual notice; (c) any person, including the Department of Revenue or any other State agency, having a lien or interest subsequent to the Trust Deed if the lien or interest appears of record or the beneficiary has actual notice of the lien or interest, and (d) any person requesting notice, as required by ORS 86.740.

Each notice so mailed was certified to be a true copy of the original Notice of Sale by John R. Hanson, attorney for the beneficiary named in said Notice; each such copy was contained in a sealed envelope with postage thereon fully prepaid and deposited by me in the United States Post Office at Medford, Oregon, on October 22, 2003. With respect to each person listed above, one such Notice was mailed with postage thereon sufficient for first class delivery to the address indicated and another such Notice was mailed with a proper form to request and obtain a return receipt and postage thereon in the amount sufficient to accomplish the same. Each of said Notices were mailed after the Notice of Default and Election to Sell described in said Notice of Sale was recorded.

John R. Hanson, Successor Trustee

SUBSCRIBED AND SWORN to before the this

day of Geteber, 2000

OFFICIAL SEAL
THERESA J. POLLOCK
NOTARY PUBLIC-OREGON
COMMISSION NO. 359980
MY COMMISSION EXPIRES JULY 31, 2008

Notary Public for Oregon
My Commission Expires: 3/8/04

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 # 6298
Notice of Sale/Page
a pulphod compact and the latest and
a printed copy of which is hereto annexed,
was published in the entire issue of said
newspaper for: (4)
Four
. 741
Incortion(s) in the following leaves
Insertion(s) in the following issues:
December 17, 24, 31, '03, January 7, 2004
Total Cost: \$756.00
Total Cost: \$756.00
A .
Subscribed and sworn before me on: January 7 2004
Subscribed and sworn
Subscribed and sworn before me on: January 7, 2004
γ_{ij}
Ilbra a Subble
WIND II . I VIDDU
Notary Public of Oregon
My commission expires March 15, 2004

TRUSTEE'S NOTICE OF SALE

Réference is made to that certain Trust
Deed executed and
delivered by DAVID
A.; PAGE, as the
GRANTOR; to FIRST AMERICAN TITLE INSUR-ANCE COMPANY OF OREGON, a: the TRUSTEE; for the benefit of JAMES K. JOHNSON, DMD, PC; PENSION AND PROFIT SHARING TRUST, as the BENEFICIARY, under that Trust Deed dated June 14, 2001, and recorded on and June 19, 2001 in Vol-ume M01 at Page 29188 in the Official Records of Klamath County, State of Oregon, given to secure payment of a Promissory Note in the amount of ten dollars thousand (\$10,000.00) with interest thereon at the rate of fifteen per-cent (15%) per an-num until paid.

The Deed of Trust covers the following described real property located in Klamath County, State of Oregon:

Lots 8 and 9 in Block 50, FIRST 50, FIRST ADDITION to KLAMATH FOREST ESTATES, according to the offi-cial plat thereof on file in the office of the county clerk of Klamath County, Oregon.

The Beneficiary and the Trustee have elected to sell the real property to satisfy the obligation secured by said Trust Deed and to foreclosure Deed by advertise-ment and sale;

The Note and Trust Deed are delinquent. default for which foreclosure is made is: 1. Granfor's failure to pay the monthly install-ments due for the month of March, 2002, and all subsequent installment.
2. Grantor's failure to furnish proof that the property is fully insured naming the Beneficiary as an additional insured. 3. Failure to furnish proof that the real property taxes are current. 4. Failure to pay attorney fees.

By reason of said default, the beneficiaries have declared all sums ow-. ing on the obligation secured by said Trust Deed immediately due and collectible, said sums being the following:

The sum of eight thousand nine hundred ninety dollars thirty-four cents (\$8,990.34), together with interest thereon at the rate of fifteen percent (15%) per annum from the 4th day of February, 2002, until pald, to-gether the Benefi-ciaries' attorney fees and foreclosure costs.

A Notice of Default and Election to Sell was duly recorded on the 25th day of September, 2003, in Volume MO3 at Page 21457, in the Office of the September 2005 at Page 21457. County, State of Oregon.

undersigned Trustee will on TUESDAY, MARCH 23, 2004, AT THE HOUR OF 10:00 A.M. STANDARD TIME, as established by Section 187.110 of the Oregon Pavised Statutes ON TY COURT TY COURTHOUSE LOCATED AT 316 MAIN STREET,

KLAMATH OREGON, FALLS, 97601. which is the hour, date and place fixed by the frustee for said sale, sell at public auction to the highest bidder for cash the interest in the above-described real property that the Grantor had or had the power to convey at the time of the execution by him of 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 sale, including including reasonable charge by the Trustee and his attorney.

Notice is further given that any per-son named in Sec-tion 86.740 of the Oregon Revised Statutes has the right to have the foreclosure proceedings dismissed and the Trust Deed reinstated by payment of the entire amount due (other than that portion of the principal as would not then be due had no default occurred) and by curing any other default by ten-71457, in the Official dering the perform-Records of Klamath, ance required under the obligation or Trust Deed, and in addition to paying said sums or tender-WHEREFORE, no-said sums or tender-tice is given that the ing the performance undersigned Trustee necessary to cure necessary to cure the default, by pay-mg all costs and expenses actually in-curred in enforcing the obligation and Trust Deed, together with Trustee's and Attorney's fees at to any time prior five days before the date set for said sale.

in construing this notice, the masculine gender includes the feminine and the neuter, the singular includes the plural, the word "grantor" includes any successor in interest to the grantors 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 this 22nd day of October, 2003. John R. Hanson, Successor Trustee, Attorney at Law, 800 W. 8th Street, Medford, QR 97501. #6298 'December 17, 24, 31, 2003, January 7, 2004

AFFIDAVIT OF NONOCCUPANCY

STATE OF OREGON)) ss.
COUNTY OF Klamath)
I, Cory Dickens , being fire	st duly sworn, depose and say:
1. I am a private process server retain Deed described in the attached Trustee's Not	ned by the Successor Trustee of the Trust tice of Sale.
2. On oct. 27, 2003, the Succepant, if any, of the real propery describe	cessor Trustee retained me to serve the d in the Trustee's Notice of Sale.
3. After I was retained and on <u>Nov</u> and observed that the residence located at <u></u>	26, 2003, I went to the real property 24054 Mocassin Loop RD was
Signed and sworn before me this	Cory Dickens day of Deligo3, by Cory Sechen Margarel O. Neelsen
OFFICIAL SEAL OFFICIAL SEAL MARGARET A NIELSEN MARGARET A OREGON 233599	Morgare O. Neelsen Notary Public for Oregon My Commission Expires: 4-12-04