

04 OCT 26 AM 10:44

WHEN RECORDED MAIL TO:

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

Vol M04 Page 72953

State of Oregon, County of Klamath
Recorded 10/26/04 10:44a m
Vol M04 Pg 72953-64
Linda Smith, County Clerk
Fee \$ 76.00 # of Pgs 12

Aspen 59280

T.S. NO.: 1067738-09
LOAN NO.: 4362262513

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 21, 2004. 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.

[Signature]
Affiant **FRANCO CABADING**

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

SUBSCRIBED AND SWORN to me this JUL 21 2004 day of 20



[Signature]
Notary Public

TRUSTEE'S NOTICE OF SALE

Loan No: 4362262513

T.S. No: 1067738-09

Reference is made to that certain deed made by
CHERIE R. THOMPSON, AN UNMARRIED PERSON
as Grantor to
AMERITITLE, as Trustee, in favor of

BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION
as Beneficiary,

dated May 16, 1997, recorded May 21, 1997, in official records of KLAMATH County, OREGON in
book/reel/volume No. M-97 at
page No. 15638, fee/file/instrument/microfilm/reception No. XX covering the following described real property
situated in the said County and State, to-wit:

LOT 8, BLOCK 3, NORTH KLAMATH FALLS ADDITION, ACCORDING TO THE OFFICIAL PLAT
THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

Commonly known as:

2400 SISKIYOU STREET KLAMATH FALLS OR 97601

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 December 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 \$435.21 Monthly Late Charge \$17.42

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 \$39,229.83 together with interest
thereon at 7.000% per annum from November 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 19, 2004 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 named in Section 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceeding

TRUSTEE'S NOTICE OF SALE

Loan No: 4362262513
T.S. No: 1067738-09

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 08, 2004

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

CAL-WESTERN RECONVEYANCE CORPORATION

Signature/By: _____


Lorrie Womack, A.V.P.

7/21/2004 10:07:40 AM Sender: CalWestern Reconveyance
525 E Main
El Cajon CA 92020

Postal Class: First Class

Type of Mailing: NOS

Affidavit Attachment: 1067738-09 030 07201338 CWR

Postal Number Sequence Recipient Name

11041994141002605189
3

CREDIT BUREAU OF KLAMATH COUNTY

839 MAIN STRETT

Address Line 1/3

Address Line 2/4

KLAMATH FALLS OR 97601

11041994141002605196
4

STATE OF OREGON, COUNTY OF KLAMATH

C/O COUNTY TAX COLLECTOR
KLAMATH FALLS OR 97601

305 MAIN STREET

72956

7/21/2004 10:07:40 AM Sender: CalWestern Reconveyance
525 E Main
El Cajon CA 92020

Postal Class: Certified - Ret

Type of Mailing: NOS

Affidavit Attachment: 1067738-09 030 07201338 CWR

Postal Number Sequence Recipient Name

71041994141003971520
3

CREDIT BUREAU OF KLAMATH COUNTY

Address Line 1/3

839 MAIN STRETT

Address Line 2/4

KLAMATH FALLS OR 97601

71041994141003971537
4

STATE OF OREGON, COUNTY OF KLAMATH

C/O COUNTY TAX COLLECTOR
KLAMATH FALLS OR 97601

305 MAIN STREET

72957

WHEN RECORDED MAIL TO:

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

T.S. NO.: 1067738-09
LOAN NO.: 4362262513

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 21, 2004. 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 21 day of JULY, 2004



Notary Public

TRUSTEE'S NOTICE OF SALE

Loan No: 4362262513

T.S. No: 1067738-09

Reference is made to that certain deed made by
CHERIE R. THOMPSON, AN UNMARRIED PERSON
as Grantor to
AMERITITLE, as Trustee, in favor of

BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION
as Beneficiary,

dated May 16, 1997, recorded May 21, 1997, in official records of KLAMATH County, OREGON in
book/reel/volume No. M-97 at
page No. 15638, fee/file/instrument/microfilm/reception No. XX covering the following described real property
situated in the said County and State, to-wit:

LOT 8, BLOCK 3, NORTH KLAMATH FALLS ADDITION, ACCORDING TO THE OFFICIAL PLAT
THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

Commonly known as:

2400 SISKIYOU STREET KLAMATH FALLS OR 97601

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 December 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 \$435.21 Monthly Late Charge \$17.42

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 \$39,229.83 together with interest
thereon at 7.000% per annum from November 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 19, 2004 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 named in Section 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceeding

TRUSTEE'S NOTICE OF SALE

Loan No: 4362262513
T.S. No: 1067738-09

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 08, 2004

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

CAL-WESTERN RECONVEYANCE CORPORATION

Signature/By: 

Lorrie Womack, A.V.P.

7/21/2004 10:07:30 AM Sender: CalWestern Reconveyance
525 E Main
El Cajon CA 92020

Postal Class: First Class

Type of Mailing: NOS

Affidavit Attachment: 1067738-09 030 07201330 CWR

Postal Number Sequence Recipient Name

11041994141002605165
1 OCCUPANT

Address Line 1/3

2400 SISKIYOU STREET

Address Line 2/4

KLAMATH FALLS OR 97601

11041994141002605172
2

CHERIE R. THOMPSON

2400 SISKIYOU STREET

KLAMATH FALLS OR 97601

72961

7/21/2004 10:07:31 AM Sender: CalWestern Reconveyance
525 E Main
El Cajon CA 92020

Postal Class: Certified - Ret

Type of Mailing: NOS

Affidavit Attachment: 1067738-09 030 07201330 CWR

Postal Number Sequence Recipient Name

71041994141003971506
1 OCCUPANT

Address Line 1/3

2400 SISKIYOU STREET

Address Line 2/4

KLAMATH FALLS OR 97601

71041994141003971513
2

CHERIE R. THOMPSON

2400 SISKIYOU STREET

KLAMATH FALLS OR 97601

72962

Affidavit of Publication

72963

STATE OF OREGON, COUNTY OF KLAMATH

I, Jeanine P. Day, 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 I know from my personal knowledge that the

Legal # 6880

Notice of Sale/Thompson

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 9, 16, 23, 30, 2004

Total Cost: \$658.00

Subscribed and sworn

before me on: August 30, 2004

Notary Public of Oregon

My commission expires March 15, 2008

TRUSTEE'S NOTICE OF SALE

Loan No: 4362262513
T.S. No.: 1067738-09

Reference is made to that certain deed made by, Cherie R. Thompson, An Unmarried Person, as Grantor to Amerititle, as Trustee, in favor of Bank Of America National Trust and Savings Association, as Beneficiary, dated May 16, 1997, recorded May 21, 1997, in official records of Klamath County, Oregon in book/reel/ volume No. M-97 at page No. 15638, fee/file/instrument/microfilm/reception No. xx covering the following described real property situated in said County and State, to-wit: Lot 8, block 3, North Klamath Falls Addition, according to the official plat thereof on file in the Office of the County Clerk of Klamath County, Oregon. Commonly known as: 2400 Siskiyou Street Klamath Falls, OR 97601. 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 December 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 \$435.21 Monthly Late Charge \$17.42.

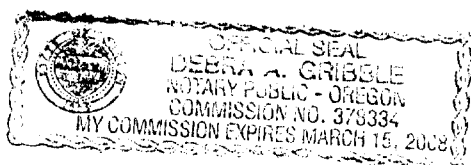
By this reason of said default the beneficiary has declared all obligations secured by said Deed of Trust immediately due and payable, said sums being the following, to-wit: The sum of \$39,229.83 together with interest thereon at 7.000% per annum from November 01, 2003 until paid; plus all accrued late 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 19, 2004 at the hour of 1:00pm, 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 obligations 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 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 08, 2004.
Cal-Western Reconveyance Corporation, 525 East Main Street, P.O. Box 22004, El Cajon, CA 92022-9004. SIGNATURE/BY: Cal-Western Reconveyance Corporation. R-110350 08/09; 16; 23; 30/2004. #6880 August 9, 16, 23, 30, 2004.



110350
106773809
72964

**PROOF OF SERVICE
JEFFERSON STATE ADJUSTERS**

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 2400 Siskiyou Klamath Falls, OR 97601**

X PERSONNALLY SERVED: Original or True Copy to within named, personally and in person to **James Henry** at the address below.

X SUBSTITUTE SERVICE: By delivering an Original or True Copy to **James Henry**, a person over the age of 14 who resides at the place of abode of the within named at said abode shown below for: **Cheri Thompson**.

☐ **OTHER METHOD:** By leaving an Original or True Copy with _____.

X SUBSTITUTE SERVICE MAILER: That on the 20th day of July, 2004 I mailed a copy of the Trustee's Notice of Sale addressed to **Cheri Thompson** 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: *Evelyn Mitts*
Evelyn Mitts

**2400 Siskiyou Klamath Falls, OR 97601
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 16, 2004 9:36 a.m.
DATE OF SERVICE TIME OF SERVICE**

☐ or not found

By: *[Signature]*

Dated this 20th day of July, 2004.

Subscribed and sworn before me by *Cory Dickens*

Margaret A. Nielsen
Notary Public for Oregon



110350