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MTT - 67309

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AFTER RECORDING RETURN TO:  
Hershner Hunter, LLP  
Attn: Carol B. Mart  
P.O. Box 1475  
Eugene, OR 97440

State of Oregon, County of Klamath  
Recorded 11/29/2004 11:11 A\_m  
Vol M04 Pg 01632-33  
Linda Smith, County Clerk  
Fee \$ 26.00 # of Pgs 2

TRUSTEE'S NOTICE OF DEFAULT AND ELECTION TO SELL  
UNDER TERMS OF TRUST DEED

The Trustee under the terms of the Trust Deed described herein, at the direction of the Beneficiary, hereby elects to sell the property described in the Trust Deed to satisfy the obligations secured thereby. Pursuant to ORS 86.745, the following information is provided:

1. PARTIES:

Grantor: THE KERRY L. TINGLEY REVOCABLE LIVING TRUST, KERRY L. TINGLEY, TRUSTEE  
Trustee: WILLIAM L. SISEMORE  
Successor Trustee: NANCY K. CARY  
Beneficiary: STERLING SAVINGS BANK, successor to Klamath First Federal Savings and Loan Association

2. DESCRIPTION OF PROPERTY: The real property is described as follows:

Lot 19, Block 26, FOURTH ADDITION TO KLAMATH RIVER ACRES, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

3. RECORDING. The Trust Deed was recorded as follows:

Date Recorded: June 5, 1996  
Volume M96, Page 16408  
Official Records of Klamath County, Oregon

4. DEFAULT. The Grantor or any other person obligated on the Trust Deed and Promissory Note secured thereby is in default and the Beneficiary seeks to foreclose the Trust Deed for failure to pay: Monthly payments in the amount of \$813.93 each, due the 10th of each month, for the months of July through November 2004; plus late charges and advances; plus any unpaid real property taxes or liens, plus interest.

5. AMOUNT DUE. The amount due on the Note which is secured by the Trust Deed referred to herein is: Principal balance in the amount of \$65,455.23 plus interest at the rate of 8% per annum from June 10, 2004; plus late charges of \$237.78; plus advances and foreclosure attorney fees and costs.

6. ELECTION TO SELL. The Trustee hereby elects to sell the property to satisfy the obligations secured by the Trust Deed.

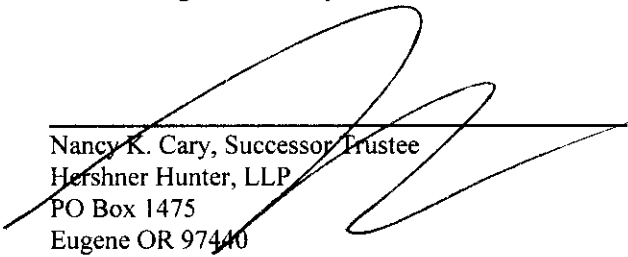
7. TIME OF SALE.

Date: April 7, 2005  
Time: 11:00 a.m. as established by ORS 187.110  
Place: Front of the Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon

260 AM

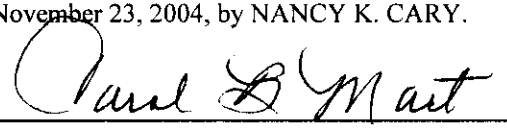
8. RIGHT TO REINSTATE. Any person named in ORS 86.753 has the right, at any time prior to five days before the Trustee conducts the sale, to have this foreclosure dismissed and the Trust Deed reinstated by payment to the Beneficiary of the entire amount then due, other than such portion of the principal as would not then be due had no default occurred, by curing any other default that is capable of being cured by tendering the performance required under the obligation or Trust Deed and by paying all costs and expenses actually incurred in enforcing the obligation and Trust Deed, together with the trustee's and attorney's fees not exceeding the amount provided in ORS 86.753.

DATED: November 23, 2004.

  
 Nancy K. Cary, Successor Trustee  
 Hershner Hunter, LLP  
 PO Box 1475  
 Eugene OR 97440

STATE OF OREGON     )  
                                   ) ss.  
 COUNTY OF LANE     )

The foregoing instrument was acknowledged before me on November 23, 2004, by NANCY K. CARY.

  
 Notary Public for Oregon  
 My Commission Expires: 11-23-07

(TS #21669.30073)  
 Telephone: (541) 686-0344

