

**AFFIDAVIT OF MAILING**

STATE OF OREGON       )  
                                  )  
COUNTY OF JACKSON    ) §

I, JOAN CHRISTOPHER, of DAVIS, HEARN, SALADOFF & SMITH, P.C. of Ashland, Oregon, hereby certify that I mailed a copy of the Trustee's Notice of Sale which is attached hereto unto the following persons or entities pursuant to the provisions of ORS 86.740(1). The Notice was sent by Certified and First Class Mail on July 7, 2005, in letters addressed to:

Aaron A Powless  
4738 Sturdivant Street  
Klamath Falls OR 97603

Aaron A Powless  
223 N Spring Street  
Klamath Falls OR 97601

Aaron A Powless  
P O Box 5143  
Klamath Falls OR 97601

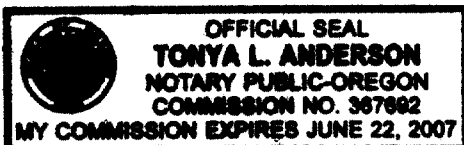
Klamath County Tax Assessor  
316 Main Street  
Klamath Falls OR 97601

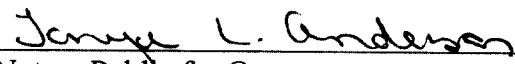
ABC Supply Company Inc  
10801 A Street South  
Tacoma WA 98444

Steve Wilcox  
5572 Red Fern Lane  
Klamath Falls OR 97601

  
JOAN CHRISTOPHER

SUBSCRIBED AND SWORN to before me this 7<sup>th</sup> day of July, 2005.



  
Notary Public for Oregon  
My Commission Expires: 6/22/07

## TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made, executed and delivered by Aaron Powless, as grantor, to Aspen Title & Escrow, Inc., as trustee, to secure certain obligations in favor of Vernon G. Ludwig and Ofelia Ludwig, or the survivor, as beneficiary, dated April 21, 1999, and recorded in Book M-99, Page 21796, of the Official Records of Klamath County, Oregon, on June 2, 1999, covering the following described real property, to wit:

The East 75 feet of the West 171 feet of Lot 8, EMPIRE TRACTS, according to the official plat thereof on file in the Office of the Clerk of Klamath County, Oregon.

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and to foreclose said trust deed by advertisement and sale. The default for which the foreclosure is made is grantor's failure to pay when due the following sums owing on said obligations, which sums are now past due, owing and delinquent:

Monthly installments of \$262.92 per month, beginning with the installment due June 1, 2005, and monthly installments in the same amount due the 1<sup>st</sup> day of each month thereafter.

By reason of said default, and grantor's failure to pay the real property taxes for fiscal years 2003-04 and 2004-05, the beneficiary has declared the entire unpaid balance of all obligations secured by said trust deed together with the interest thereon, immediately due, owing and payable, said sums being the following to wit:

\$20,614.50, together with interest thereon at the rate of 11.50% per annum from May 19, 2005, until paid, plus a late fee of 5% of any payment not received within 15 days of its due date, plus trustee's fees, attorney's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said trust deed.

A notice of default and election to sell and to foreclose was duly recorded and assigned No. M-05, Page No. 50947 of the Official Records of Klamath County, State of Oregon. Said Notice of Default and Election to Sell was recorded July 5, 2005.

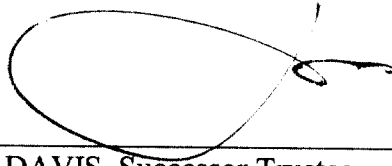
WHEREFORE, NOTICE HEREBY IS GIVEN that the undersigned trustee will on the 29<sup>th</sup> day of November, 2005, at the hour of 9:30 o'clock a.m., Pacific Standard Time as established by Section 187.110, Oregon Revised Statutes, at the offices of Aspen Title & Escrow, 525 Main Street in Klamath Falls, 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 of the said trust deed, together with any interest which the grantor or successors in interest acquired after the execution of said trust deed, to satisfy the foregoing

LAW OFFICES OF  
DAVIS, GILSTRAP, HEARN, SALADOFF & SMITH  
A Professional Corporation  
515 EAST MAIN STREET  
ASHLAND, OREGON 97520  
(541) 482-3111 FAX (541) 488-4455

obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that certain persons referred to in the Oregon Revised Statutes have the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment of the entire amount due (other than such portion of said principal as would not then be due had no default occurred) together with costs, trustee's and attorney's fees at any time prior to five days before the date of said sale, provided that all other defaults referred to above are cured by then.

DATED this 6<sup>th</sup> day of July, 2005.

DAVIS, HEARN, SALADOFF & SMITH  
A Professional Corporation

A handwritten signature in black ink, appearing to be "Jack Davis", written over a horizontal line.

JACK DAVIS, Successor Trustee