M06-01016

Klamath County, Oregon 01/18/2006 11:50:37 AM

Pages 4 Fee: \$36.00

# AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES) ss:

15+681776

I, the undersigned, being first duly sworn, depose and 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 the beneficiary's successor in interest named in the attached original notice of sale given under the terms of that certain trust deed described in said notice.

I gave notice of 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 to each of the following named persons (or their legal representatives, where so indicated) at their respective last known address, to-wit:

### See attached Exhibit A for all the mailing address(es).

Said persons include (a) the grantor in the trust deed, (b) any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the 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 86.785.

Subscribed and sworn to before me on

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AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

RE: Trust Deed from

Grantor

PAUL H CHRISTIANSON and NANCY LEE CHRISTIANSON

, by Jane B. Kodriguez

otary Public for Califor

Mycompission expires

ires:

ReconTrust Company, N.A.

Trustee

TS No. 05-15120 2774865

After Recording return to: 400 COUNTRYWIDE WAY SV-35 ReconTrust Company, N.A. SIMI VALLEY, CA 93065

ANGELICA DEL TORO
Commission # 1559742
Notary Public - California
Los Angeles County
My Comm. Expires Mar 15, 2009



02 0515120

# AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE "EXHIBIT A" •

## TS No. 05-15120

ENTERPRISE IRRIGATION DISTRICT 3939 SOUTH SIXTH STREET # 325 KLAMATH FALLS, OR 97603 7187 7930 3131 0627 1174

ENTERPRISE IRRIGATION DISTRICT 514 WALNUT AVENUE C/O WILLIAM M. GANONG - ATTORNEY KLAMATH FALLS, OR 97601 7187 7930 3131 0627 1181

#### TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made by Paul H Christianson, And Nancy Lee Christianson, As Tenants By The Entirety, as grantor(s), to Fidelity National Title Insurance Co., An Arizona Corporation, as Trustee, in favor of Mortgage Electronic Registration Systems, Inc., as Beneficiary, dated 03/27/2003, recorded 04/09/2003, in the mortgage records of Klamath County, Oregon, in Book/Reel/Volume No. MO3 at Page No. 22037 as Recorder's fee/file/instrument/microfilm/reception Number -, covering the following described real property situated in said county and state, to wit:

THE SOUTH 62 FEET OF TRACT 32 OF BAILEY TRACTS, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

PROPERTY ADDRESS: 2761 WIARD ST

**KLAMATH FALLS, OR 97603-6854** 

Both the Beneficiary and the Trustee have elected to sell the real property to satisfy the obligations secured by the 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: monthly payments of \$573.74 beginning 03/01/2005; plus late charges of \$19.65 each month beginning with the 03/01/2005 payment plus prior accrued late charges of \$98.25; plus advances of \$23.00; together with title expense, costs, trustee's fees and attorney's fees incurred herein by reason of said default, and any further sums advanced by the Beneficiary for the protection of the above described real property and its interest therein.

By reason of said default the Beneficiary has declared all sums owing on the obligation secured by the Trust Deed immediately due and payable, said sums being the following to wit: \$64,108.79 with interest thereon at the rate of 6 percent per annum beginning 02/01/2005 until paid, plus all accrued late charges thereon together with title expense, costs, trustee's fees and attorney's fees incurred herein by reason of said default; and any further sums advanced by the Beneficiary for the protection of the above described real property and its interests therein.

WHEREFORE, notice hereby is given that, RECONTRUST COMPANY, N.A., the undersigned Trustee will on Friday, February 03, 2006 at the hour of 10:00 AM in accord with the standard of time established by ORS 187.110, at the following place: inside the 1st floor lobby of the Klamath County Courthouse, 316 Main Street, in the city of Klamath Falls, County of Klamath, State of Oregon, sell at public auction to the highest bidder for cash the interest in the described real property which the grantor had or had power to convey at the time of the execution by grantor of the Trust Deed, together with any interest which the grantor or grantor's successors in interest acquired after the execution of the 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 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 the Trustee's and attorney's fees not exceeding the amounts provided by OSRS 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.

RECONTRUST COMPANY, N.A.

For further information, please contact:

Form ORNOS.doc (03/02)

RECONTRUST COMPANY, N.A. COUNTRYWIDE HOME LOANS, INC. 5898 CONDOR DRIVE, MP-88 MOORPARK, CA 93021 (800)-281-8219 TS No. 05 -15120 Doc ID #000248200422005N

CALIFORNIA
STATE OF)
COUNTY OF VENTURA ) ss.  Ashley M. Munding
On C C C C , before me,, personally appeared
Arlene H. Behr , personally known to me (or proved to me on the basis of satisfactory
evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that
he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the
person(s) acted, executed the instrument.
WITNESS my hand and official seal. ASHLEY M. MUNDING
Commission # 1492100  Commission # 1492100  Commission # 1492100  Commission # 1492100
Notary Public for (SEAL) Ventura County
My commission expires: My Comm. Expires May 25, 2008

THIS IS AN ATTEMPT TO COLLECT A DEBT AND INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. HOWEVER IF YOU HAVE OR ARE IN THE PROCESS OF OBTAINING DISCHARGE OF THE DEBT FROM A BANKRUPTCY COURT, THIS DOCUMENT IS NOT AN ATTEMPT TO COLLECT A DEBT, BUT ONLY ENFORCEMENT OF LIEN RIGHTS AGAINST THE PROPERTY.