

AFFIDAVIT OF MAILING

M06-11241

Klamath County, Oregon

06/02/2006 11:54:30 AM

Pages 8 Fee: \$56.00

Date: **February 02, 2006**

T.S. No.: **06-3747-OR**

Loan No.: **1000882728**

1st- 749800

STATE OF **California** }
COUNTY OF **Orange** }

The declarant, whose signature appears below, states that (s)he is over the age of eighteen (18) years; is employed in **Orange** County at **ALLNation Default Services**, and is not a party to the within action and that on **February 02, 2006**, (s)he personally served the Notice, of which the annexed is a true copy, by depositing in the United States Mail a copy of such Notice in a sealed envelope, certified or registered mail and first class, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

I declare under penalty of perjury that the foregoing is true and correct.

X *Roy Hussing*
Affiant **Roy Hussing**

State of **California** } SS.
County of **Orange** }

On **February 02, 2006** before me, the undersigned, a Notary Public for the state, personally appeared **Roy Hussing**, personally know to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn declared that the statements therein are true, and acknowledged to me that he/she executed the same.

WITNESS my hand and official seal.

Signature *Brian Cox* (Seal)
BRIAN COX



ROBERT G. STONE
P.O. BOX 977
KENO, OR 97627

Z71788518801029254677

ROBERT G. STONE
P.O. BOX 977
KENO, OR 97627

First Class

CYNTHIA L. STONE
P.O. BOX 977
KENO, OR 97627

Z71788518801029254684

CYNTHIA L. STONE
P.O. BOX 977
KENO, OR 97627

First Class

56-F

AFFIDAVIT OF MAILING

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T.S. No.: 06-3747-OR

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COUNTY OF Orange }

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Affiant **Roy Hussing**

State of California} SS.
County of Orange}

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WITNESS my hand and official seal.

Signature *Brian Cox* (Seal)
BRIAN COX



ROBERT G. STONE
18109 PONDEROSA LANE
KLAMATH FALLS, OR 97601
Z71788518801029254691

ROBERT G. STONE
18109 PONDEROSA LANE
KLAMATH FALLS, OR 97601
First Class

OCCUPANT
18109 PONDEROSA LANE
KLAMATH FALLS, OR 97601
Z71788518801029254707

OCCUPANT
18109 PONDEROSA LANE
KLAMATH FALLS, OR 97601
First Class

AFFIDAVIT OF MAILING

Date: **February 02, 2006**

T.S. No.: **06-3747-OR**

Loan No.: **1000882728**

STATE OF **California** }
COUNTY OF **Orange** }

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I declare under penalty of perjury that the foregoing is true and correct.

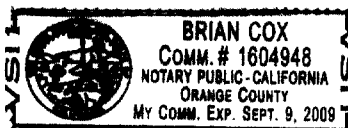
X *Roy Hussing*
Affiant **Roy Hussing**

State of **California** } SS.
County of **Orange** }

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WITNESS my hand and official seal.

Signature *Brian Cox* (Seal)
BRIAN COX



CYNTHIA L. STONE
18109 PONDEROSA LANE
KLAMATH FALLS, OR 97601
Z71788518801029254714

CYNTHIA L. STONE
18109 PONDEROSA LANE
KLAMATH FALLS, OR 97601
First Class

TRUSTEE'S NOTICE OF SALE

Loan No: 1000882728
T.S. No.: 06-3747-OR

Reference is made to that certain deed made by, ROBERT G. STONE AND CYNTHIA L. STONE, AS TENANTS BY THE ENTIRETY as Grantor to ASPEN TITLE, as trustee, in favor of INDYMAC MORTGAGE HOLDINGS, INC., as Beneficiary, dated 6/26/2000, recorded 7/5/2000, in official records of Klamath County, Oregon in book/reel/volume No. M00 at page No. 24621, fee/file/instrument/microfile/reception No. (indicated which), covering the following described real property situated in said County and State, to-wit:

APN: 488690

LOT 5, BLOCK 21, TRACT 1005, FOURTH ADDITION TO KLAMATH RIVER ACRES, IN THE COUNTY OF KLAMATH, STATE OF OREGON.

Commonly known as:
18109 PONDEROSA LN.
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:

INSTALLMENT OF PRINCIPAL AND INTEREST PLUS IMPOUNDS AND / OR ADVANCES WHICH BECAME DUE ON 9/1/2005 PLUS LATE CHARGES, AND ALL SUBSEQUENT INSTALLMENTS OF PRINCIPAL, INTEREST, BALLOON PAYMENTS, PLUS IMPOUNDS AND/OR ADVANCES AND LATE CHARGES THAT BECOME PAYABLE PURSUANT TO THE NOTE AND/OR THE DEED OF TRUST.

Monthly Payment \$848.84 Monthly Late Charge \$37.36

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 \$77,616.86 together with interest thereon at the rate of 10.75 % per annum from 8/1/2005 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust.

Whereof, notice hereby is given that FIRST AMERICAN TITLE INSURANCE COMPANY, the undersigned trustee will on **6/2/2006** at the hour of **10:00 AM**, Standard of Time, as established by section 187.110, Oregon Revised Statutes, at **AT THE MAIN STREET ENTRANCE, KLAMATH COUNTY COURTHOUSE, KLAMATH FALL, OR** 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 expenses 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. **FOR FURTHER INFORMATION, PLEASE CONTACT ALLNATION DEFAULT SERVICES, 1201 DOVE ST., STE 400, NEWPORT BEACH, CA 92660 ph: 949-252-2800, or 714-480-5690.**

Loan No: 1000882728
T.S. No: 06-3747-OR

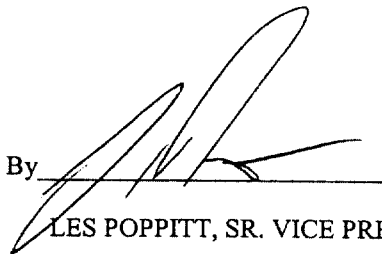
TRUSTEE'S NOTICE OF SALE

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" include their respective successors in interest, if any.

Dated: January 31, 2006

FIRST AMERICAN TITLE INSURANCE COMPANY,
by ALLIANCE DEFAULT SERVICES, ITS DULY
AUTHORIZED AGENT

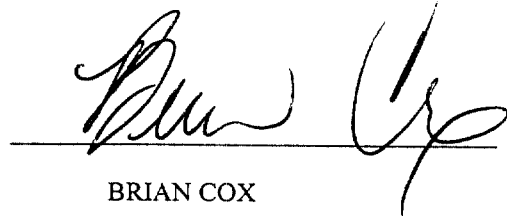
Signature By



LES POPPITT, SR. VICE PRESIDENT

STATE OF CALIFORNIA
COUNTY OF ORANGE

I, the undersigned, certify that I am the Trustee Sale Officer, and that the foregoing is a complete and exact copy of the original Trustee's Notice of Sale.



BRIAN COX

TRUSTEE'S NOTICE OF SALE

INDYMAC MORTGAGE HOLDINGS INC.)

CLIENT COPY

AFFIDAVIT/PROOF OF SERVICE

Client # 736141

vs)

ROBERT G STONE ETAL 06-3747-OR)

STATE OF OREGON)

COUNTY OF MULTNOMAH)

SS.)

I hereby certify that on the 3rd day of February, 2006, at the hour of 4:33PM, a copy of a TRUSTEE'S NOTICE OF SALE was served to all occupant(s) located at 18109 Ponderosa Ln., Klamath Falls, OR 97601.

THE OCCUPANTS WERE SERVED IN THE FOLLOWING MANNER:

I served Occupant(s), Robert Stone by PERSONAL SERVICE

I served Occupant(s), Cynthia Stone by SUBSTITUTE SERVICE TO Robert Stone, co occupant, a person over the age of 14 and who is an occupant of the described residence.

I served All Occupants over 18 years old by SUBSTITUTE SERVICE TO Robert Stone, co occupant, a person over the age of 14 and who is an occupant of the described residence.,

ALL SEARCH AND SERVICE WAS MADE WITHIN THE COUNTY OF KLAMATH

I am a competent person over the age of 18, a resident of said State, not a party to nor an officer, director or employee of, nor attorney for any party, corporate or otherwise and knew that the person, firm, or corporation served is the identical one named in the action.

/s/ _____
Jefferson State Adjusters, Server
Capitol Investigation Co., LTD.

I HEREBY CERTIFY that I completed substitute service, as required by law, by depositing with the United States Post Office by regular mail a properly addressed, postage prepaid envelope containing a copy of the TRUSTEE'S NOTICE OF SALE to Cynthia Stone and all other occupants 18 years or older at 18109 Ponderosa Ln., Klamath Falls, OR 97601 on 2/7/06. /s/ _____.

Subscribed to and sworn to before me this
14th day of February, 2006 by Jefferson State
(seal)

/s/ _____
Notary for the State of Oregon

Trustee's Assistance Corporation
1820 E First St., Ste. 220
Santa Ana, CA 92705-4009

Remit to: CAPITOL
P.O. Box 3225
Portland, OR 97208
Date 02/14/2006
File No. 06-02674-M
Client # 736141

Service fee
Mileage
Rush fee \$ 0.00
Wrong Addr

Paid

Balance

**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 **18109 PONDEROSA LN. KLAMATH FALLS, OR 97601**

X PERSONALLY SERVED: Original or True Copy to within named, personally and in person to **Robert Stone** at the address below.

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

☐ **OTHER METHOD:** By posting the above-mentioned documents to the Main Entrance of the address below.

☐ **NON-OCCUPANCY:** I certify that I received the within document(s) for service on _____ and after personal inspection, I found the above described real property to be unoccupied.

☒ **SUBSTITUTE SERVICE MAILER:** That on the 7th day of February, 2006 I mailed a copy of the Trustee's Notice of Sale addressed to **Cynthia Stone** and all other occupants 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 

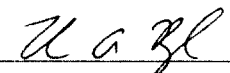
18109 PONDEROSA LN. KLAMATH FALLS, OR 97601

ADDRESS OF SERVICE

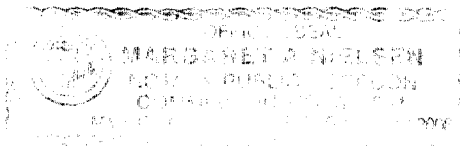
I further certify that I am a competent person 18 years of age or older and a resident of the state of service of the State of Oregon and that I am not a party to nor an officer, director, or employee of nor attorney for any party, Corporation or otherwise, that the person, firm or corporation served by me is the identical person, firm, or Corporation named in the action.

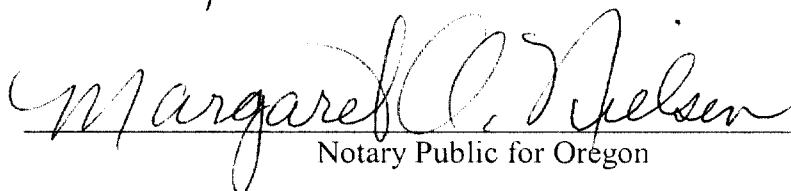
February 3, 2006 4:33 p.m.
DATE OF SERVICE TIME OF SERVICE

☐ or non occupancy

By: 
Thomas A Bolenbaugh

Subscribed and sworn to before on this 6th day of February, 2006.




Notary Public for Oregon

Affidavit of Publication

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 # 8107

Notice of Sale/Robert G & Cynthia L Stone

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:
February 15, 22, March 1, 8, 2006

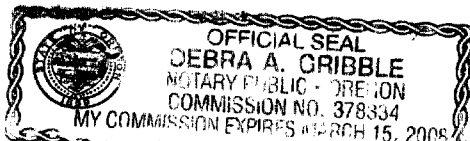
Total Cost: \$867.30

Subscribed and sworn

before me on: March 8, 2006

Notary Public of Oregon

My commission expires March 15, 2008



TRUSTEE'S
NOTICE OF SALE
Loan No. 100002728
T.S. No.: 06-3747-OR

Reference is made to that certain deed made by ROBERT G. STONE AND CYNTHIA L. STONE, AS TENANTS BY THE ENTIRETY, as Grantor to ASPEN TITLE, as Trustee, in favor of INDYMAC MORTGAGE HOLDINGS, INC., as Beneficiary, dated 6/26/2000, recorded 7/5/2000, in official records of KLAMATH County, Oregon in BOOK/REEL /VOLUME NO. MOD at PAGE NO. 24621, FEE/FILE/IN-

STRUMENT/MICROPROFILE/RECEPTION NO. --- (indicating which), covering the following described real property situated in said County and State, to-wit: APN: 488690, LOT 5, BLOCK 21, TRACT 1005, FOURTH ADDITION TO KLAMATH RIVER ACRES, IN THE COUNTY OF KLAMATH, STATE OF OREGON. Commonly known as: 18109 PONDEROSA LN., 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: INSTALLMENT OF PRINCIPAL AND INTEREST PLUS IMPOUNDS AND/OR ADVANCES WHICH BECAME DUE ON 9/1/2005 PLUS LATE CHARGES, AND ALL SUBSEQUENT INSTALLMENTS OF PRINCIPAL, INTEREST, BALLOON PAYMENTS, PLUS IMPOUNDS AND/OR ADVANCES AND LATE CHARGES THAT BECAME PAYABLE. Monthly Payment: \$848.84 Monthly Late Charge: \$37.36.

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 \$77,416.86 together with interest thereon at the rate of 10.75% per annum from 8/1/2005 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust.

Whereof, notice hereby is given that FIRST AMERICAN TITLE INSURANCE COMPANY, the undersigned trustee will on 6/2/2006 at the hour of 10:00 AM, Standard of Time, as established by section 187.110, Oregon Revised Statutes, at THE MAIN STREET ENTRANCE, KLAMATH COUNTY COURTHOUSE, KLAMATH FALL, OR, County of KLAMATH FALL, OR, 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, 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. Notice is further given that any person named in Section 86.733 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed rein-

stated 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.

FOR FURTHER INFORMATION, PLEASE CONTACT ALLIANCE DEFAULT SERVICES, 1201 DOVE ST., STE 400, NEWPORT BEACH, CA 92660, PH: 949-252-2800 OR FOR SALE INFORMATION 714-480-5690, WWW.ASCENTEX.COM/WEBSALES.

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" include their respective successors in interest, if any.

DATED: JANUARY 31, 2006.
FIRST AMERICAN TITLE INSURANCE COMPANY BY ALLIANCE DEFAULT SERVICES, ITS DULY AUTHORIZED AGENT, Signature by LES POPPITT, SR. VICE PRESIDENT, STATE OF CALIFORNIA, COUNTY OF ORANGE. I, the undersigned, certify that I am the Trustee Sale Officer, and that the foregoing is a complete and exact copy of the original Trustee's Notice of Sale. BRIAN COX TAC: 736141B PUB: 2/15, 2/22, 3/1, 3/8, #8107 February 15, 22, March 1, 8, 2006.