

1st - 785696  
**AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE**

STATE OF CALIFORNIA, COUNTY OF VENTURA) ss:

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.

Each of the notices so mailed was certified to be a true copy of the original notice of sale by ReconTrust Company, N.A., 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 post office at VENTURA, CALIFORNIA, on 3/31/2006. With respect to each person listed above, one such notice was mailed with postage thereon sufficient for first class delivery to the address indicated, and another such notice was mailed with a proper form to request and obtain a return receipt and postage thereon in the amount sufficient to accomplish the same. 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. As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity.

State of California

County of Ventura

Subscribed and sworn to (or affirmed) before me on this 31st day of March, 2006, by Daniel B. Rodriguez, personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

(seal)

Signature D.B.R.

**AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE**

RE: Trust Deed from

Grantor

RITA L CHILDERS and ROBERT H CHILDERS

[Signature]  
 Notary Public for California

Residing at Ventura

My commission expires: 10/04/2007

ReconTrust Company, N.A.

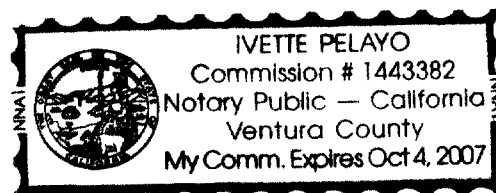
Trustee TS No. 06-05134

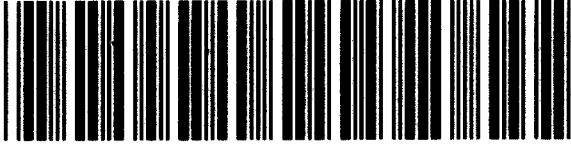
After Recording return to:

400 COUNTRYWIDE WAY SV-35

ReconTrust Company, N.A.

SIMI VALLEY, CA 93065





02 0605134

**AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE  
"EXHIBIT A"**

**TS No. 06-05134**

RITA L CHILDERS  
1836 Logan St  
Klamath Falls, OR 97603  
7187 7930 3131 0672 0856

ROBERT H CHILDERS  
1836 Logan St  
Klamath Falls, OR 97603  
7187 7930 3131 0672 0894

RITA L CHILDERS  
1836 LOGAN STREET  
KLAMATH FALLS, OR 97603  
7187 7930 3131 0672 0863

ROBERT H CHILDERS  
1836 LOGAN STREET  
KLAMATH FALLS, OR 97603  
7187 7930 3131 0672 0900

RITA L CHILDERS  
1836 & 1830 LOGAN STREET  
KLAMATH FALLS, OR 97603  
7187 7930 3131 0672 0870

ROBERT H CHILDERS  
1836 & 1830 LOGAN STREET  
KLAMATH FALLS, OR 97603  
7187 7930 3131 0672 0924

KLAMATH COUNTY TAX COLLECTOR  
PO BOX 340  
KLAMATH FALLS, OR 97601  
7187 7930 3131 0672 0948

RITA L CHILDERS  
1830 LOGAN STREET  
KLAMATH FALLS, OR 97603  
7187 7930 3131 0672 0887

ROBERT H CHILDERS  
1830 LOGAN STREET  
KLAMATH FALLS, OR 97603  
7187 7930 3131 0672 0931

# 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 # 8320

Notice of Sale/Robert H & Rita L Childers

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for: ( 4 )  
Four

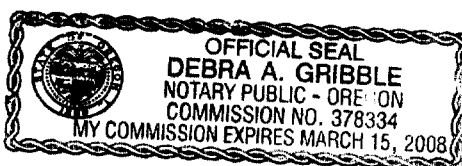
Insertion(s) in the following issues:  
May 11, 18, 25, June 1, 2006

Total Cost: \$809.68

*Jeanine P. Day*  
Subscribed and sworn  
before me on: June 1, 2006

*Debra A. Snibbe*  
Notary Public of Oregon

My commission expires March 15, 2008



### TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made By Robert H. Childers and Rita L. Childers, Husband and Wife, as grantor(s), to Commerce Title Company, as Trustee, in favor of Mortgage Electronic Registration Systems, Inc., as Beneficiary, dated 01/14/2002, recorded 02/11/2002, in the mortgage records of Klamath County, Oregon, at Page No. 7946 as Recorder's fee/file/instrument/microfilm/reception Number M02, covering the following described real property situated in said county and state, to wit:

The following described real property located in the City of Klamath Falls, County of Klamath, State of Oregon, described as follows: Lot 16, Victory Acres, in the County of Klamath, State of Oregon. PROPERTY ADDRESS: 1836 Logan Street, Klamath Falls, OR 97603.

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 \$270.93 Beginning 01/06/2006; plus late charges of \$13.55 each month Beginning with the 01/06/2006 payment plus prior accrued late charges of \$0.00; plus advances of \$165.93; 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: \$23,490.40 with interest thereon at the rate of 11.75 percent per annum Beginning 12/06/2005 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 interest therein.

WHEREFORE, notice hereby is given that, RECONTRUST COMPANY, N.A., the undersigned Trustee will on Wednesday, August 02, 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 released 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 ORS 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.

Dated: March 21, 2006. Narisa Casuga, Assistant Secretary. For further information, please contact: Recontrust Company, N.A., Countrywide Home Loans, Inc., 1757 Tapo Canyon Road, SVW-88, Simi Valley, CA 93063. (800) 281-2239. TS No. 06-05134. Doc. ID #000207664402005N. #8320 May 11, 18, 25, June 1, 2006.

IN THE \_\_\_\_\_ COURT OF THE STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_ : COURT CASE NO. \_\_\_\_\_

OREGON

MORTGAGE ELECTRONIC REGISTRATION  
SYSTEMS INC )

vs

ROBERT H CHILDERS  
AND RITA L CHILDERS )

**PROOF OF SERVICE**

STATE OF OREGON )  
County of \_\_\_\_\_ ) SS.  
KLAMATH

I hereby certify that on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at the hour of \_\_\_\_\_  
I served \_\_\_\_\_ by \_\_\_\_\_

RITA

ROB

Personal Service (personally and in person)

Substitute Service (by serving a person over the age of 14 years, who resides at the usual place of abode of the within named)

Office Service (by serving the person apparently in charge)

By posting (said residence)

A certified/true copy of:

Summons

Motion

Complaint

Petition

X

Other: TRUSTEES NOTICE OF SALE

Writ of Garnishment

Order

Citation

Notice

Small Claims

Affidavit

Subpoena

Decree

Together with a copy of \_\_\_\_\_

To RITA CHILDERS At 1836 LOGAN ST  
KLAMATH FALLS, OR. 97603

NOT FOUND: I certify that I received the within document for service on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
and after due and diligent search and inquiry, I have been unable to locate \_\_\_\_\_  
within the county of \_\_\_\_\_ Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

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.

Subscribed to and sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

  
DAVE DAVIS (#16)

Cleveland Process Serving, LLC.  
(541) 665-5162

Papers  
Received From FEI LLC  
PO BOX 219  
BELLEVUE  
WA 98009-0219

425-458-2112  
ATTN:

Remit to: CPS, LLC.	Service Fee	\$ 40.00
P.O. Box 5358	Mileage	\$
Central Point, OR 97502	Rush/Emergency	\$
Date: 04-11-2006	Incorrect Add.	\$
CPS File No. 1865-K		\$
Client No.	Amount Paid	\$ 0.00
1006.03705	TOTAL DUE	\$ \$40.00

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THE FOLLOWING DESCRIBED REAL PROPERTY LOCATED IN THE CITY OF KLAMATH FALLS, COUNTY OF KLAMATH, STATE OF OREGON, DESCRIBED AS FOLLOWS: LOT 16, VICORY ACRES, IN THE COUNTY OF KLAMATH, STATE OF OREGON.

PROPERTY ADDRESS: 1836 LOGAN STREET  
KLAMATH FALLS, OR 97603

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 \$270.93 beginning 01/06/2006; plus late charges of \$13.55 each month beginning with the 01/06/2006 payment plus prior accrued late charges of \$ .00; plus advances of \$165.93; 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.

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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.

Dated MAR 21 2006, 2006

RECONTRUST COMPANY, N.A.



Form ORNOS (03/02)

NARISA CASUGA, Assistant Secretary

For further information, please contact:

**RECONTRUST COMPANY, N.A.  
COUNTRYWIDE HOME LOANS, INC.  
1757 TAPO CANYON ROAD, SVW-88  
SIMI VALLEY, CA 93063  
(800)-281-8219  
TS No. 06 -05134  
Doc ID #000207864402005N**

**CALIFORNIA**

STATE OF \_\_\_\_\_ )  
COUNTY OF VENTURA ) ss.

**MAR 21 2006**

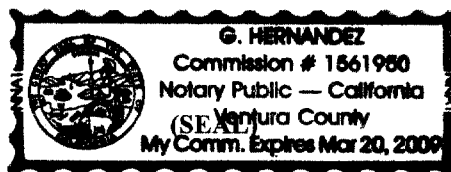
**G. Hernandez**

On \_\_\_\_\_, before me, \_\_\_\_\_, personally appeared  
Narisa Casuga, 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.

Notary Public for Ventura Co

My commission expires: 3/20/09



**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.**