Mtc79334

AFTER RECORDING RETURN TO:

Hershner Hunter, LLP Attn: Lisa M. Summers P.O. Box 1475 Eugene, OR 97440 00023179200700004420020025

00023179200700094120020025

Klamath County, Oregon

05/24/2007 11:35:32 AM

2007-009412

Fee: \$26.00

## 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:

RONALDO RAMIREZ-RIAL

Trustee:

AMERITITLE

Successor Trustee:

NANCY K. CARY

Beneficiary:

OREGON HOUSING AND COMMUNITY SERVICES

DEPARTMENT, STATE OF OREGON, Assignee of

SIUSLAW BANK

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

Lot 6 in Block 1 of BRYANT TRACTS NO. 2, 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: April 10, 2006 Volume: M06, Page: 06925

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: A partial payment in the amount of \$640.72 due February 1, 2007; plus monthly payments in the amount of \$727.00 each, due the first of each month, for the months of March through May 2007; 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 \$96,169.10; plus interest at the rate of 5.90% per annum from January 1, 2007; plus late charges of \$143.80; 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.

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## 7. TIME OF SALE.

Date: October 11, 2007

Time: 11:00 a.m.

Place: Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon

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: May 22, 2007.

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 May 22, 2007, by NANCY K. CARY.

OFFICIAL SEAL
LISA M SUMMERS
NOTARY PUBLIC-OREGON
COMMISSION NO. 372787
MY COMMISSION EXPIRES OCT 23, 2007

Notary Public for Oregon

My Commission Expires: 10/23/2007

(TS #07754.30112)

Telephone: (541) 686-0344