

3262732

2007-018361
Klamath County, Oregon



10/24/2007 03:15:59 PM

Fee: \$36.00

1st-1001534

WHEN RECORDED MAIL TO:
EXECUTIVE TRUSTEE SERVICES
15455 SAN FERNANDO MISSION BLVD, SUITE 208
MISSION HILLS, CA 91345
(818) 260-1600

T.S. NO.: HC-103630-C LOAN NO.: 7442209078

Space above line for Recorder's Use

AFFIDAVIT OF MAILING NOTICE OF SALE

STATE OF California} SS
COUNTY OF Los Angeles}

I, Christian Paulson being first duly sworn, depose, 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 his successor in interest named in the attached original or copy of 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 registered or certified mail and regular mail to each of the following named person's at their last known address, to-wit:

NAME & ADDRESS

SEE ATTACHED

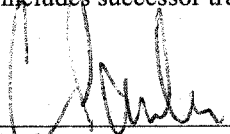
CERTIFIED NO.

Said person(s) include the grantor in the trust deed, any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice, and any persons requesting notice as provided in ORS 86.785, and all junior lien holders as provided in ORS 86.740.

Each of the notices so mailed was certified to be a true copy of the original notice of sale by Karen J. Cooper, for FIRST AMERICAN TITLE INSURANCE COMPANY, 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 mail Los Angeles California, on 03/29/07 and amended mail sent on 10/2/2007. 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.

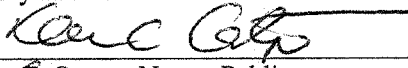
As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity.

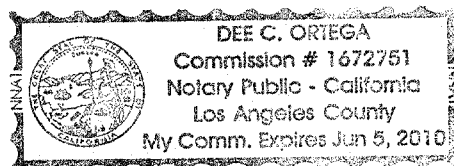
STATE California} SS
COUNTY Los Angeles}


Christian Paulson

On 10/2/2007 before me, Dee T. Ortega the undersigned, a Notary Public in and for said State, personally appeared Christian Paulson 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

Signature 
Dee C Ortega, Notary Public



F-360

AMENDED TRUSTEE'S NOTICE OF SALE

Loan No: 7442209078
T.S. No.: **HC-103630-C**

Reference is made to that certain deed made by, KEVIN C. DAVIS as Grantor to AMERITITLE, as trustee in favor of

"MERS" MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS NOMINEE FOR
LENDER EAGLE HOME MORTGAGE, INC.,
as Beneficiary,

dated 9/15/2006, recorded 9/22/2006, in official records of Klamath county, Oregon in book/reel/volume No. at
page No. , fee/file/instrument/microfile/reception No. 2006-019064 (indicated which), covering the following
described real property situated in said County and State, to-wit:

APN: R567069

LOT 18 IN BLOCK 1 OF TRACT 1116, SUNSET EAST, ACCORDING TO THE OFFICIAL PLAT THEREOF
ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

Commonly known as:
7138 SIERRA PLACE
KLAMATH FALLS, OREGON 97603

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:
UNPAID PRINCIPAL BALANCE OF \$313,500.00; PLUS ACCRUED INTEREST PLUS IMPOUNDS AND / OR
ADVANCES WHICH BECAME DUE ON 11/1/2006 PLUS LATE CHARGES, AND ALL SUBSEQUENT
INSTALLMENTS OF PRINCIPAL, INTEREST, BALLOON PAYMENTS, PLUS IMPOUNDS AND/OR
ADVANCES AND LATE CHARGES THAT BECOME PAYABLE.

Monthly Payment \$2,610.48

Monthly Late Charge \$130.52

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 Notice of Default and original Notice of Sale given pursuant thereto stated that the property would be
sold on **8/1/2007**, at the hour of 10:00 AM Standard of Time, as established by Section 187.110, Oregon Revised
Statutes, at On the front steps of the Circuit Court, 316 Main St, in the City of Klamath Falls, County of Klamath,
Oregon, however, subsequent to the recorded of said Notice of default the original sale proceedings were stayed by
order of the Court or by proceedings under the National Bankruptcy Act or for other lawful reason, The beneficiary
did not participate in obtaining such stay. Said stay was terminated on **9/12/2007**.

Loan No: 7442209078
T.S. No.: HC-103630-C

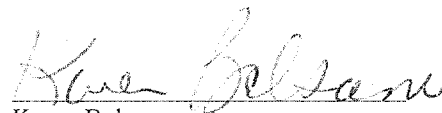
Whereof, notice hereby is given that, FIRST AMERICAN TITLE INSURANCE COMPANY the undersigned trustee will on **10/25/2007** at the hour of **10:00 AM**, Standard of Time, as established by section 187,110, Oregon Revised Statutes, at **On the front steps of the Circuit Court, 316 Main St, in the City of Klamath Falls, County of Klamath, Oregon**, 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.

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: 10/1/2007

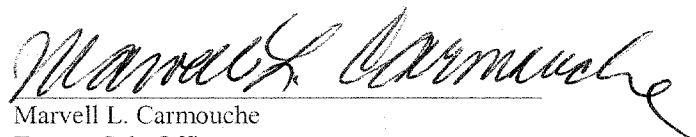
FIRST AMERICAN TITLE INSURANCE COMPANY
3 First American Way
Santa Ana, CA 92707
(818) 361-6998

Signature By


Karen Balsano
Assistant Secretary

State of California) ss.
County of Los Angeles)

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.


Marvell L. Carmouche
Trustee Sale Officer

AFFIDAVIT OF MAILING

Date: **10/2/2007**

T.S. No.: **HC-103630-C**

Loan No.: **7442209078**

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES

The declarant, whose signature appears below, states that (s)he is over the age of eighteen (18) years; is employed in Los Angeles County at Executive Trustee Service, LLC, and is not a party to the within action and that on 10/2/2007, (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.

KEVIN COY DAVIS

7138 SIERRA PL
KLAMATH FALLS OR 97603
71006309264049505140

DEBORAH JO DAVIS
7138 SIERRA PL
KLAMATH FALLS OR 97603
71006309264049505157

CARTER-JONES COLLECTION SERVICE, INC.
1143 PINE ST
KLAMATH FALLS OR 97601
71006309264049505164

KEVIN C. DAVIS
7138 SIERRA PLACE
KLAMATH FALLS, OREGON 97603
71006309264049505171

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

X


Affiant **Christian Paulson**