

2008-007047

Klamath County, Oregon



00046091200800070470090094

05/13/2008 11:22:40 AM

Fee: \$76.00

ATE=65100

RECONTRUST COMPANY, N.A.

FIDELITY NATIONAL DEFAULT SOLUTION
15661 REDHILL AVE, STE. 201
TUSTIN, CA 92780

RECORDING COVER SHEET FOR
NOTICE OF SALE PROOF OF COMPLIANCE
Per ORS 205.234

AFTER RECORDING RETURN TO:
JASON ANDERSON 4684
RECONTRUST COMPANY, N.A.
400 COUNTRYWIDE WAY SV-35
SIMI VALLEY, CA 93065

W 970372
TS No.: 07-34080

1. AFFIDAVIT OF MAILING NOTICE OF SALE
2. AFFIDAVIT OF PUBLICATION NOTICE OF SALE
3. AFFIDAVIT OF SERVICE
4. COPY OF NOTICE OF SALE

Original Grantor on Trust Deed: KONG N MBENKUM

Beneficiary: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS,
INC.

THIS COVER SHEET HAS BEEN PREPARED BY THE PERSON PRESENTING THE ATTACHED INSTRUMENT FOR RECORDING, ANY ERRORS CONTAINED IN THIS COVER SHEET DO NOT AFFECT THE TRANSACTION(S) CONTAINED IN THE INSTRUMENT ITSELF.

#76-A

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 9/28/2007. 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 8 day of Oct, 2008, 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

Daniel B. Rodriguez

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

RE: Trust Deed from

Grantor

and KONG N MBENKUM

Notary Public for California

Residing at Ventura

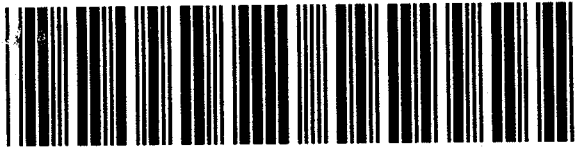
My commission expires: 01-17-09

RECONTRUST COMPANY, N.A.

Trustee TS No. 07-34080

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





02 0734080

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

TS No. 07-34080

KONG N MBENKUM
5130 Larch Ln
Klamath Falls, OR 97601
7187 7930 3131 1435 5682

Residents/Occupants
5130 Larch Ln
Klamath Falls, OR 97601
7187 7930 3131 1435 5736

Residents/Occupants
5130 Larch Ln
Klamath Falls, OR 97601
7187 7930 3131 1435 5743

KONG N MBENKUM
5130 LARCH LANE
KLAMATH FALLS, OR 97601
7187 7930 3131 1435 5699

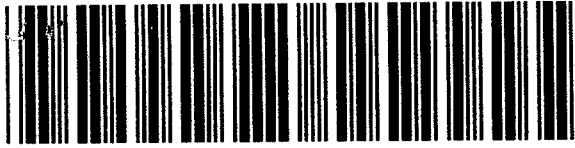
Residents/Occupants
5130 LARCH LANE
KLAMATH FALLS, OR 97601
7187 7930 3131 1435 5750

KONG N MBENKUM
LOT 11, THE WOODLANDS-PHASE 1
KLAMATH FALLS, OR 97601
7187 7930 3131 1435 5705

Residents/Occupants
LOT 11, THE WOODLANDS-PHASE 1
KLAMATH FALLS, OR 97601
7187 7930 3131 1435 5767

KONG N MBENKUM
5130 LARCH LANE
KLAMATH FALLS, OR 97601
7187 7930 3131 1435 5729

Residents/Occupants
5130 LARCH LANE
KLAMATH FALLS, OR 97601
7187 7930 3131 1435 5774



02 0734080

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

TS No. 07-34080

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC
P.O. BOX 2026
FLINT, MI 48501-2026
7187 7930 3131 1435 5781

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC
MSN# SVB-314
4500 PARK GRANADA
C/O COUNTRYWIDE HOME LOANS, INC.
CALABASAS, CA 91302-1613
7187 7930 3131 1435 5798

**AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE TO OCCUPANT
(In Lieu of Personal Service)**

STATE OF WASHINGTON, County of KING) 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 Washington, a competent person over the age of eighteen years and not the beneficiary or beneficiary's successor in interest named in the attached original notice of sale given under the terms of that certain deed described in said notice.

On March 6, 2008 I caused to be deposited in the United States post office at Bellevue, Washington a copy of the attached Notice of Trustee's Sale ("Notice"). The Notice was sealed in an envelope addressed to "Occupant" at 5130 Larch Lane, Klamath Falls, OR, 97601 and sufficient postage was affixed to the envelope for first class delivery to the address indicated.

Sarah Hallbakken

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

I certify that I know or have satisfactory evidence that Sarah Hallbakken is the person who appeared before me, and said person acknowledged that (he/she) signed this instrument and acknowledged it to be (his/her) free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: 3-10-08

[Signature]

LAURA COUGHLIN
STATE OF WASHINGTON
NOTARY PUBLIC
07-34680 / Mibenkum, Kong N
MY COMMISSION EXPIRES
03-13-11

NOTARY PUBLIC in and for the State of
Washington, residing at Seaside
My commission expires 3-13-11

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 # 9689

Notice of Sale/Kong N. Mbenkum

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:

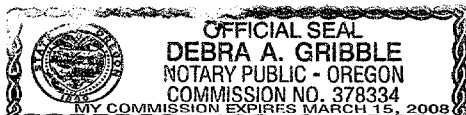
November 15, 22, 29, December 6, 2007

Total Cost: \$795.89

Jeanine P Day
Subscribed and sworn by Jeanine P Day
before me on: December 6, 2007

Debra A Gribble
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 Kong N. Mbenkum, A Single Man, as grantor(s), to First American Title Ins. Co. of OR, as Trustee, in favor of Mortgage Electronic Registration Systems, Inc., as Beneficiary, dated 10/03/2005, recorded 10/11/2005, in the mortgage records of Klamath County, Oregon, as Recorder's fee/file/instrument/microfilm/reception Number M05-66231, covering the following described real property situated in said county and state, to

wit:
Lot 11, Tract 1416, The WOODLANDS-PHASE I, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon. PROPERTY ADDRESS: 5130 Larch Lane, Klamath Falls, OR 97601. 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 \$1,050.73 beginning 05/01/2007; plus late charges of \$52.54 each month beginning with the 05/01/2007 payment plus prior accrued late charges of \$41.85; plus advances of \$0.00; 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: \$163,568.28 with interest thereon at the rate of 6.5 percent per annum beginning 04/01/2007 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 Monday, January 28, 2008 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 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: September 14, 2007. Recontrust Company, N.A., Stephanie Reyna, 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. 07-34080. Doc. ID #0001066299302005N. #9689 November 15, 22, 29, December 6, 2007.

IN THE ' COURT OF THE STATE OF OREGON
COUNTY OF KLAMATH : COURT CASE NO.

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS INC)
vs
KONG N MBENKUM)

PROOF OF SERVICE

STATE OF OREGON)
County of KLAMATH) SS.

I hereby certify that on the 10 day of January, 2008, at the hour of 1646
I served OCCUPANTS (POSTED: 1/7/08 1155, 1/10 1646, 1/14 1450) by

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)
XX By posting (said residence)
A certified/true copy of:
Summons Writ of Garnishment Small Claims
Motion Order Affidavit
Complaint Citation Subpoena
Petition Notice Decree
X Other: TRUSTEES NOTICE OF SALE

Together with a copy of

To POSTED: 1/7/08 AT 1155 At 5130 LARCH LN
1/10 1646, 1/14/08 1450 KLAMATH FALLS, OR. 97501

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

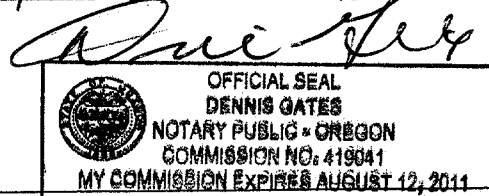
ALL SEARCH AND SERVICE WAS MADE WITHIN THE COUNTY OF KLAMATH

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.

DAVE DAVIS (#16)

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

Subscribed to and sworn to before me this
16 day of JAN, 2008



Papers Received From FEI LLC
PO BOX 219
BELLEVUE
WA 98009-0219
425-458-2112
ATTN:

Remit to: CPS, LLC.	Service Fee	\$ 45.00
P.O. Box 5358	Mileage	\$ 15.00
Central Point, OR 97502	Rush/Emergency	\$ 25.00
Date: 01-15-2008	Incorrect Add.	\$
CPS File No. 136-K	Amount Paid	\$ 0.00
Client No. 1006-10319	TOTAL DUE	\$ \$85.00

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made by Kong N Mbenkum, A Single Man, as grantor(s), to First American Title Ins Co Of Or, as Trustee, in favor of Mortgage Electronic Registration Systems, Inc., as Beneficiary, dated 10/03/2005, recorded 10/11/2005, in the mortgage records of Klamath County, Oregon, as Recorder's fee/file/instrument/microfilm/reception Number M05-66231, covering the following described real property situated in said county and state, to wit:

LOT 11, TRACT 1416, THE WOODLANDS-PHASE 1, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK, KLAMATH COUNTY, OREGON.

PROPERTY ADDRESS: 5130 LARCH LANE
KLAMATH FALLS, OR 97601

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 \$1,050.73 beginning 05/01/2007; plus late charges of \$52.54 each month beginning with the 05/01/2007 payment plus prior accrued late charges of \$-41.85; plus advances of \$0.00; 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: \$163,568.28 with interest thereon at the rate of 6.5 percent per annum beginning 04/01/2007 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 Monday, January 28, 2008 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 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 Sept. 14, 2007

RECONTRUST COMPANY, N.A.

S. Reyna

Stephanie Reyna, Assistant Secretary

Form ORNOS (03/02)

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. 07 -34080
Doc ID #0001066299302005N

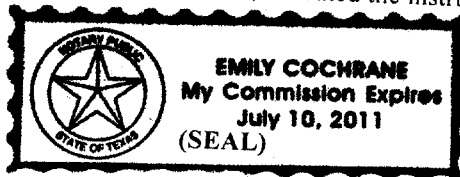
STATE OF Texas)
) ss.

COUNTY OF Dallas)

On Sept. 14, 2007, before me, Emily Cochran, notary public, personally appeared Stephanie Reyna, 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.

Emily Cochran
Notary Public for Texas
My commission expires: July 10, 2011



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.