RECORDING COVER SHEET FOR NOTICE OF SALE PROOF OF COMPLIANCE PER O.R.S. 205.234

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

Klamath County, Oregon



05/15/2008 11:18:56 AM

2008-007172

Fee: \$71.00

WHEN RECORDED MAIL TO

REGIONAL TRUSTEE SERVICES CORPORATION, as Trustee 616 1st Avenue, Suite 500 Seattle, WA 98104

Trustee's Sale No:

09-FMG-53524

ATE: 65535



MARK NAME(S) OF ALL THE TRANSACTION(S) described in the attached instrument. Fill in the Original Grantor on Trust Deed and the Beneficiary as indicated. Each Affidavit of Mailing Notice of Sale or Affidavit of Publication Notice of Sale or Proof of Service will be considered a transaction.

AFFIDAVIT OF MAILING NOTICE OF SALE (must have trustee's notice of sale attached) AFFIDAVIT OF PUBLICATION NOTICE OF SALE PROOF OF SERVICE /AFFIDAVIT OF NON-OCCUPANCY

Original Grantor on Trust Deed

GEORGE MONTGOMERY AND LINDA MONTGOMERY, AS TENANTS BY THE ENTIRETY

Beneficiary

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS NOMINEE FOR ITS SUCCESSORS AND ASSIGNS

REGIONAL TRUSTEE SERVICES CORPORATION

616 1st Avenue, Suite 500 Seattle, WA 98104 Phone: (206) 340-2550 / Fax:

Trustee Sale No.: 09-FMG-53524



Affidavit of Mailing Trustee's Notice of Sale

STATE OF WASHINGTON)
COUNTY OF KING) ss.)

The undersigned, being first duly sworn, states that I am now, and at all times herein mentioned was a citizen of the United States a resident of the State of Washington, and over the age of eighteen years, and not the beneficiary or his successor in interest named in the attached original Notice of Sale given under the terms of that certain trust deed described in said Notice.

That I gave notice of the 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 addresses, to-wit:

GEORGE MONTGOMERY, 16250 SOUTH DRIVE, LA PINE, OR, 97739 GEORGE MONTGOMERY, 8853 SPLIT RAIL ROAD, LA PINE, OR, 97739 GEORGE MONTGOMERY, PO BOX 3285, LA PINE, OR, 97739 LINDA MONTGOMERY, 16250 SOUTH DRIVE, LA PINE, OR, 97739 LINDA MONTGOMERY, 8853 SPLIT RAIL ROAD, LA PINE, OR, 97739 OCCUPANT, 8853 SPLIT RAIL ROAD, LA PINE, OR, 97739

KELLY D. SUTHERLAND, TRUSTEE, RE: MONTGOMERY, 5501 NE 1009TH CT, SUITE N, VANCOUVER, WA, 98682 STERLING SAVINGS BANK, 111 NORTH WALL ST, SPOKANE, WA, 99201

STERLING SAVINGS BANK, C/O C T CORPORATION SYSTEM, 388 STATE ST STE 420, SALEM, OR, 97301-3581

STERLING SAVINGS BANK, BEND, 61515 S HWY 97, BEND, OR, 97702

STERLING SAVINGS BANK, LOAN SUPPORT, PO BOX 2131, SPOKANE, WA, 99210

WAMU/LONG BEACH MORTGAGE, C/O FIDELITY, 1270 NORTHLAND PKWY #200, MENDOTA HEIGHTS, MN, 55120

WAMU/LONG BEACH MORTGAGE, MAIL STOP JAXA2035, 7255 BAYMEADOWS WAY, JACKSONVILLE, FL, 32256

WAMU/LONG BEACH MORTGAGE, PO BOX 2445, CHATTSWORTH, MN, 91313

WASHINGTON MUTUAL BANK, 1201 THIRD AVE, SEATTLE, WA, 98101

WASHINGTON MUTUAL BANK, 2273 N GREEN VALLEY PARKWAY, SUITE #14, HENDERSON, NV, 89014

WASHINGTON MUTUAL BANK, C/O CORPORATION SERVICE COMPANY, 285 LIBERTY ST NE, SALEM, OR, 97301

Said persons include (a) the grantor in the trust deed, (b) 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

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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 b ORS 86.785.

Each of the notices so mailed was certified to be a true copy of the original Notice of Sale by an authorized representative of 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 Seattle, WASHINGTON, on _______. 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.

As used herein, the singular includes the plural, trustee includes successor trustee, and person includes

corporation and any other legal or commercial entity.

Patrick On behalf of Regional Trustee Services Corporation

SUBSCRIBED AND SWORN TO before me on

J. T. WEIRAUCH STATE OF WASHINGTON

NOTARY - - - PUBLIC

MY COMMISSION EXPIRES 01-09-10

NOTARY PUBLIC for WASHINGTON

108

My commission expires:

NOTICE TO BORROWER: YOU SHOULD BE AWARE THAT THE UNDERSIGNED IS ATTEMPTING TO COLLECT A DEBT AND THAT ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

TRUSTEE'S NOTICE OF SALE

Pursuant to O.R.S. 86.705 et seq. and O.R.S. 79.5010, et seq. Trustee's Sale No. 09-FMG-53524



Reference is made to that certain Deed of Trust made by, GEORGE MONTGOMERY AND LINDA MONTGOMERY, AS TENANTS BY THE ENTIRETY, as grantor, to WESTERN TITLE & ESCROW COMPANY, as Trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS NOMINEE FOR ITS SUCCESSORS AND ASSIGNS, as beneficiary, dated 7/6/2006, recorded 7/11/2006, under Instrument No. M06-13979, records of KLAMATH County, OREGON. The beneficial interest under said Trust Deed and the obligations secured thereby are presently held by Deutsche Bank Trust Company Americas, as Trustee and Custodian for Soundview Home Loan Trust 2006-EQ1. Said Trust Deed encumbers the following described real property situated in said county and state, to-wit:

ATTACHED HERETO AS EXHIBIT 'A' AND INCORPORATED HEREIN AS THOUGH FULLY SET FORTH.

The street address or other common designation, if any, of the real property described above is purported to be:

8853 SPLIT RAIL ROAD LA PINE, OR 97739

The undersigned Trustee disclaims any liability for any incorrectness of the above street address or other common designation.

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said 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:

	Amount due as of February 4, 2008	
Delinquent Payments from October 01, 2007		
5 payments at \$ 2,410.35 each (10-01-07 through 02-04-08)	\$	12,051.75
Late Charges:	\$	801.20
Beneficiary Advances:	\$	192.60
Suspense Credit:	\$	0.00
TOTAL:	\$	13,045.55

ALSO, if you have failed to pay taxes on the property, provide insurance on the property or pay other senior liens or encumbrances as required in the note and deed of trust, the beneficiary may insist that you do so in

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Page 1

order to reinstate your account in good standing. The beneficiary may require as a condition to reinstatement that you provide reliable written evidence that you have paid all senior liens or encumbrances, property taxes, and hazard insurance premiums. These requirements for reinstatement should be confirmed by contacting the undersigned Trustee.

By reason of said default, the beneficiary has declared all sums owing on the obligation secured by said trust deed immediately due and payable, said sums being the following:

UNPAID PRINCIPAL BALANCE OF \$286,967.70, PLUS interest thereon at 7.700% per annum from 9/1/2007, until paid, together with escrow advances, foreclosure costs, trustee fees, attorney fees, sums required for the protection of the property and additional sums secured by the Deed of Trust.

WHEREFORE, notice hereby is given that the undersigned trustee, will on June 4, 2008, at the hour of 11:00 AM, in accord with the standard of time established by ORS 187.110, at ON THE FRONT STEPS OF THE CIRCUIT COURT, 316 MAIN STREET, KLAMATH FALLS, County of KLAMATH, State of OREGON, sell at public auction to the highest bidder for cash, the interest in the said described property which the grantor had, or had the 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 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 trustee's and attorney's fees not exceeding the amounts provided by said ORS 86.753.

In construing this notice, the masculine gender includes the feminine and the neuter, 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.

Anyone having any objection to the sale on any grounds whatsoever will be afforded an opportunity to be heard as to those objections if they bring a lawsuit to restrain the same.

OR NOTS

DATED: 2/4/2008

REGIONAL TRUSTEE SERVICES CORPORATION

Trustee

By.

ANNA EGDORF, AUTHORIZED AGENT 616 1st Avenue, Suite 500, Seattle, WA 98104

Phone: (206) 340-2550 Sale Information: http://www.rtrustee.com

STATE OF WASHINGTON

} } ss. }

COUNTY OF KING

I certify that I am an authorized representative of trustee, and the foregoing is a complete and exact copy of the original trustee's notice of sale.

Authorized Representative of Trustee

EXHIBIT "A"

A tract of land situated in the NW 1/4 of the SE 1/4 of Section 27, Township 23 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the Northwest corner of the NW 1/4 of the SE 1/4; thence North 89° 55' 42" East 34.69 feet to the true point of beginning of the tract to be described; thence continuing North 89° 55' 42" East, 324.30 feet; thence South 671.77 feet; thence West 324.30 feet; thence North 671.36 feet to the point of beginning.

CODE 210 MAP 2310-02700 TL 00800 KEY #137391

3000

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 # 9850

Notice of Sale/George & Linda Montgomery

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

Insertion(s) in the following issues:

February 13, 20, 27, March 5, 2008

Total Cost:

\$1,031.09

unin ubscribed and sworn by Jeanine P Day

before me on:

March 5, 2008

Notary Public of Oregon

My commission expires March 15, 2008



NOTICE TO BORROWER: YOU SHOULD BE AWARE THAT THE UNDERSIGNED IS ATTEMPTING TO COL-LECT A DEBT AND THAT ANY

LECT A DEDITION
INFORMATION OBTAINED WILL BE USED
FOR THAT PURPOSE.
TRUSTEE'S NOTICE OF SALE
Pursuant to O.R.S. 86.705 et seq. and
O.R.S. 79.5010, et seq. Trustee's Sale No.
09-FMG-53524

Reference is made to that certain Deed

of Trust made by, GEORGE MONTGOM-ERY AND LINDA MONTGOMERY, AS TENANTS BY THE ENTIRETY, as

gran-tor, to WESTERN TITLE & ESCROW COMPANY, as Trustee, in favor of company, as Trustee, in favor of Mortgage Electronic Registration Systems, Inc. as Nominee For Its Successors and assigns, as beneficiary, dated 7/6/2006, recorded 7/11/2006, under instrument No. M06-13779, records of Klamath County, Oregon. The beneficial interest under said Trust Deed and the obligations secured thereby are presently held by Deutsche Bank Trust Company Americas, as Trustee and Custodian for Soundview Home Loan Trust 2006-EQ1. Said Trust Deed encumbers the following described real property situated in said county and state, to-wit: A tract of land situated in the NW1/4 SE1/4 of Section 27, Township 23 South, Range 10 East of the Meridian Klamath County Oregon 23 South, Willamette Meridian, Klamath County, Oregon,

Meridian, Klamath County, Oregon, being more particularly described as follows: Beginning at the Northwest corner of the NW1/4 SE1/4; thence North 69° 55' 42' East 34.69 feet to the true point of beginning of the tract to be described; thence continuing North 89° 55'42' East, 324.30 feet; thence South 671.72 feet; thence West 324.30 feet thence North 671.36 feet to the point of beginning. The street address or other common designation, if any, of the real property described above is purported to be: 8853 SPLIT RAIL ROAD, LA PINE, OR 97739. The undersigned Trustee disclaims any liability for any incorrectness of the above street address or other common designation.

Both the beneficiary and the trustee

nave elected to sell the said real property to satisfy the obligations secured by said 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 granter's

grantor's failure to pay when due, the following sums: Amount due as of February 4, 2008 Delinquent Payments from October 01, 2007 5 payments at \$ 2,410.35 each \$ 12,051.75 (10-01-07 through 02-04-08) Late Charges: \$ 801.20 Beneficiary Advances: \$ 192.60 Suspense Credit: \$ 0.00 TOTAL: \$ 13.045 55 13.045.55.

ALSO, if you have failed to pay taxes on the property, provide insurance on the property or pay other senior liens or encumbrances as required in the note and deed of trust, the beneficiary may insist that you do so in order to reinstate your account. In good, standing. The beneficiary as a second to reinstate. account in good standing. The beneficiary, as a condition to reinstate man that you provide reliable wetter that you provide a provide and the provider of the provider of

and hazard insurance premiums. These requirements for reinstatement should be confirmed by contacting the undersigned Trustee.

By reason of said default, the beneficiary has declared all sums owing on the obli-gation secured by said trust deed immedi-

ately due and payable, said sums being the following: UNPAID PRINCIPAL BALANCE OF \$286,967.70, PLUS interest thereon at 7.700% per annum from 9/1/2007, until paid, together with escrow advances, foreclosure costs, trustee fees, attorney fees, sums required for the property and additional delitional delition tection of the property and additional sums secured by the Deed of Trust

WHEREFORE, notice hereby is given that the undersigned trustee, will on

June
4, 2008, at the hour of 11:00AM, in accord
with the standard of time established by
ORS 187:110, at ON THE FRONT STEPS
OF THE CIRCUIT COURT, 316 MAIN
STREET, KLAMATH FALLS, County of
KLAMATH, State of OREGON, sell at
public auction to the highest bidder for
cash, the interest in the said described
property which the grantor had, or had
the power to convey, at the time of the
ex-

extecution by him of the said trust deed, to
gether with any interest which the gran
tor or his successors in interest acquirec
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 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 principa as would not then be due had no default occurred) and by curing any other default. default

complained of herein that is capable o being cured by tendering the

performance required under the obligation or trus 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 ing the together

with trustee's and attorney's fees not ex ceeding the amounts provided by said ORS 86.753.

In construing this notice, the masculing gender includes the feminine and the

ter, the singular includes the plural, the word 'grantor' includes any successor in interest to the grantor as well as any oth er person owing an obligation, the per formance of which is secured by sai trust deed, and the words 'trustee' an 'beneficiary' include their respectiv

cessors in interest, if any. Anyone havin any objection to the sale on any ground whatsoever will be afforded a opportuni-

oni oe heard as to those objections ring a lawsuit to restrain the same (986499 02/13/2008, 02/20/2009 2008,03/05/2008 February 13, 20, 27, March 5, 2008

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 8853 Split Rail Rd. LaPine, Oregon 97739 PERSONALLY SERVED: Original or True Copy to within named, personally and in person to <u>George Montgomery</u> at the address below. SUBSTITUE SERVICE: By delivering an Original or True Copy to George Montgomery, a person over the age of 14 who resides at the place of abode of the within named at said abode shown below for: Linda Montgomery **OTHER METHOD**: By posting the above-mentioned documents to the Main Entrance of the address below. 1st Attempt: 2nd Attempt: 3rd Attempt: 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 day of February 6 , 2008 I mailed a copy of the Trustee's Notice of Sale addressed to All Known 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. 8853 Split Rail Rd. LaPine, Oregon 97739 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 6, 2008 7:20 AM DATE OF SERVICE **TIME OF SERVICE** or non occupancy Subscribed and sworn to before on this 12th day of __May_, 2008. OFFICIAL SEAL MARGARET A NIELSEN NOTARY PUBLIC-OREGON COMMISSION NO. 426779