

2008-012557

Klamath County, Oregon



00052817200800125570140149

09/08/2008 03:41:25 PM

Fee: \$101.00

Recording Requested By:
Aspen Title & Escrow, Inc.
525 Main Street
Klamath Falls, OR 97601

When Recorded Return To:

Aspen Title & Escrow, Inc.
525 Main Street
Klamath Falls, OR 97601

Until requested otherwise, send all tax statements:

W870409

65798 ATE

(SPACE ABOVE THIS LINE FOR RECORDER'S USE)

COVER SHEET

DOCUMENT:

Affidavit of Mailing / Trustee's Notice of Sale
Affidavit of Service
Affidavit of Publication

ORIGINAL GRANTOR ON TRUST DEED:

DAVID H. PASCHAL, JR. AND JANET L. PASCHAL

ORIGINAL BENEFICIARY ON TRUST DEED:

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS

\$101-ATE

RECONTRUST COMPANY

**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**

W870409

**AFTER RECORDING RETURN TO:
BONNIE ALBERIGO
RECONTRUST COMPANY
400 COUNTRYWIDE WAY SV-35
SIMI VALLEY, CA 93065**

TS No.: 08 -0040961

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: **DAVID H PASCHAL, JR and JANET L PASCHAL**

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.**

~~8/10/07~~

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, 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 06/06/08. 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

Signature [Handwritten Signature]

Subscribed and sworn to (or affirmed) before me on this 4 day of September, 2008, by Heiderose Courton, personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

(seal)

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

RE: Trust Deed from

Grantor

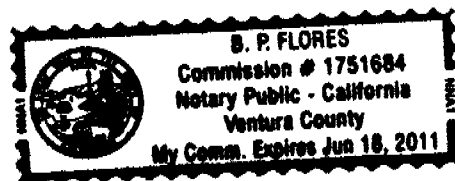
DAVID H PASCHAL, JR and JANET L PASCHAL

[Handwritten Signature]
Notary Public for California
Residing at VENTURA
My commission expires: 6-18-2011

RECONTRUST COMPANY

Trustee TS No. 08-40961

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





02 0840961

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

TS No. 08-40961

DAVID H PASCHAL, JR
PO Box 1294
Klamath Falls, OR 97601
7187 7930 3131 2604 5670

JANET L PASCHAL
PO Box 1294
Klamath Falls, OR 97601
7187 7930 3131 2604 5700

Residents/Occupants
PO Box 1294
Klamath Falls, OR 97601
7187 7930 3131 2604 5755

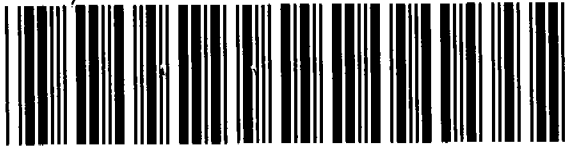
DAVID H PASCHAL, JR
2450 REDWOOD DRIVE
KLAMATH FALLS, OR 97601-4248
7187 7930 3131 2604 5687

JANET L PASCHAL
2450 REDWOOD DRIVE
KLAMATH FALLS, OR 97601-4248
7187 7930 3131 2604 5724

Residents/Occupants
2450 REDWOOD DRIVE
KLAMATH FALLS, OR 97601-4248
7187 7930 3131 2604 5762

COUNTRYWIDE BANK, FSB
P.O. BOX 2026
C/O MERS
FLINT, MI 48501-2026
7187 7930 3131 2604 5779

CHERRYL R WALKER
717 NEWT GULCH RD
WILDERVILLE, OR 97543-5721
7187 7930 3131 2604 5786



02 0840961

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

TS No. 08-40961

CHERRYL R PASCHAL
717 NEWT GULCH RD
WILDERVILLE, OR 97543-5721
7187 7930 3131 2604 5830

CHERRYL R HAUPTMAN
717 NEWT GULCH RD
WILDERVILLE, OR 97543-5721
7187 7930 3131 2604 5861

CHERRYL R WALKER
P.O. BOX 14506
C/O DISTRICT ATTORNEY- CHILD SUPPORT SERVICES
SALEM, OR 97309
7187 7930 3131 2604 5793

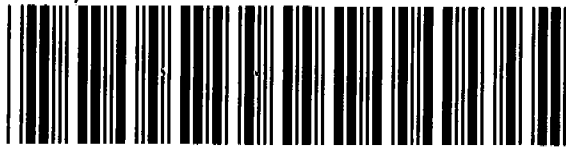
CHERRYL R PASCHAL
P.O. BOX 14506
C/O DISTRICT ATTORNEY- CHILD SUPPORT SERVICES
SALEM, OR 97309
7187 7930 3131 2604 5847

CHERRYL R HAUPTMAN
C/O DISTRICT ATTORNEY- CHILD SUPPORT SERVICES
P.O. BOX 14506
SALEM, OR 97309
7187 7930 3131 2604 5878

CHERRYL R WALKER
316 MAIN STREET
C/O DISTRICT ATTORNEY- KLAMATH COUNTY DA/FSU
KLAMATH FALLS, OR 97601
7187 7930 3131 2604 5809

DEPARTMENT OF JUSTICE
P.O. BOX 14506
CHILD SUPPORT SERVICES
SALEM, OR 97309
7187 7930 3131 2604 5823

JANET L PASCHAL
P.O. BOX 14506



02 0840961

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

TS No. 08-40961

JANET L PASCHAL
C/O DEPARTMENT OF JUSTICE- CHILD SUPPORT SERVICES
SALEM, OR 97309
7187 7930 3131 2604 5731

CHERRYL R PASCHAL
P.O. BOX 14506
C/O DEPARTMENT OF JUSTICE- CHILD SUPPORT SERVICES
SALEM, OR 97309
7187 7930 3131 2604 5854

CHERRYL R HAUPTMAN
P.O. BOX 14506
C/O DEPARTMENT OF JUSTICE- CHILD SUPPORT SERVICES
SALEM, OR 97309
7187 7930 3131 2604 5885

DAVID H PASCHAL, JR
3404 BISBEE
KLAMATH FALLS, OR 97603
7187 7930 3131 2604 5694

JANET L PASCHAL
3404 BISBEE
KLAMATH FALLS, OR 97603
7187 7930 3131 2604 5748

FEI, LLC

PO Box 219
BELLEVUE, WA 98009-0219

TEL: (425) 586-1944
FAX: (425) 283-5944

Thursday, June 12, 2008

Kerri Klein
ReconTrust Company
1757 Tapo Canyon Rd., SVW-88
Simi Valley, CA 93063

ae/ae/08

Client Ref # 08-40961 ✓

Case Name: PASCHAL JR, DAVID H and PASCHAL, JANET L
Property: 2450 REDWOOD DRIVE
KLAMATH FALLS, OR 97601-4248

Document: Notice of Trustee Sale

Service Date: 5/23/2008

FEI File # 1006.24674

FEI, LLC
Affidavit of Posting and Service

State of Oregon
County of Klamath

Dave Davis, being sworn, says: That I am over 18 years of age, a resident of Oregon, and not a party to the proceeding referred to in the attached Notice of Trustee's Sale: That my business address is 422 N 6th St, Klamath Falls, OR.

That I posted a copy of the attached Notice of Trustee's Sale on the parcel of land described in the attached Notice of Trustee's Sale, commonly referred to as 2450 REDWOOD DRIVE, KLAMATH FALLS, OR in a conspicuous place.

1st Attempt: Posted Real Property on 5/23/2008 at 18:00
2nd Attempt: Posted Real Property on 5/26/2008 at 10:10
3rd Attempt: Posted Real Property on 05-29-2008 at 19:05

Signed in Klamath County, Oregon by:

Dave Davis

052908

Signature
1006.24674

Date

State of Oregon
County of Klamath

On this 29th day of May in the year of 2008, before me a Notary Public, Personally appeared DAVE DAVIS, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

Kimberly A Davis
Notary Public for Oregon
Residing at Klamath County
Commission expires: 01, Feb, 2009

Statement of Property Condition

Occupancy: Occupied Vacant

Type of Dwelling: Single Family Condominium Apartment Bldg Commercial Bldg Mobil Home Vacant Land Multi-Family: Number of Units _____

Property Condition: Fire Vandalism Other - Describe: _____

Landscape: Good Poor

Other: Property Address Discrepancies Code Enforcement Notices For Sale, Sign By: COLDWELL BANKER
541 884-1343

Comments: _____

Disclaimer: Foreclosure Expeditors/Initiators, LLC provides the information herein as a courtesy. That information is obtained from field service representatives possessing varying degrees of knowledge and sophistication in the observance and reporting of real property conditions and should not be relied upon in lieu of the lender's or servicer's regular property inspections for the property. No guaranty, warranty or representation of any kind, expressed or implied, is made concerning the accuracy, completeness or correctness of the matters reported upon by FEI's representatives herein. Foreclosure Expeditors/Initiators, LLC, its affiliates, officers, directors, employees, or agents are neither responsible nor liable for any direct, indirect, incidental, consequential special, punitive, exemplary or other damages arising out of or relating in any way to the content or information contained in this Statement of Property Condition.

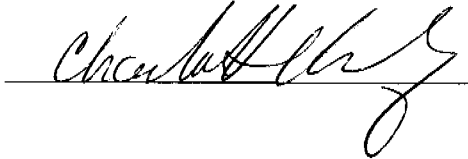
**AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE TO OCCUPANT
(In Lieu of Personal Service)**

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.

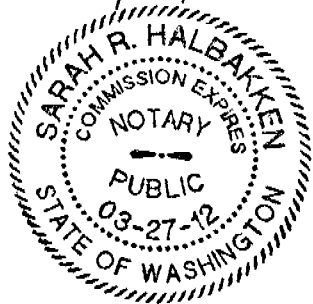
On June 20, 2008 I caused to be deposited in the United States post office at Bellevue, Washington a copy of the attached Notice of Trustee's Sale ("Notice"). The Notice was sealed in an envelope addressed to "Occupant" at 2450 REDWOOD DRIVE, KLAMATH FALLS, OR, 97601-4248 and sufficient postage was affixed to the envelope for first class delivery to the address indicated.

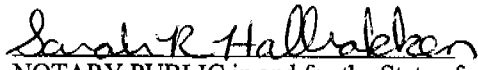


STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

I certify that I know or have satisfactory evidence that Charlotte Kinder 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: 6/20/08




NOTARY PUBLIC in and for the State of
Washington, residing at King
My commission expires 3/27/12

08-40961 / PASCHAL JR, DAVID H and PASCHAL, JANET L
Kerri Klein

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made by David H Paschal Jr, And Janet L Paschal, Husband And Wife, as grantor(s), to Aspen Title And Escrow Inc., as Trustee, in favor of Mortgage Electronic Registration Systems, Inc., as Beneficiary, dated 08/29/2005, recorded 09/08/2005, in the mortgage records of Klamath County, Oregon, as Recorder's fee/file/instrument/microfilm/reception Number M05-63823, covering the following described real property situated in said county and state, to wit:

LOT 8, BLOCK 2, WEST HILLS HOMES, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF KLAMATH COUNTY, OREGON.

PROPERTY ADDRESS: 2450 REDWOOD DRIVE
KLAMATH FALLS, OR 97601-4248

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 \$1,267.97 beginning 01/01/2008; plus late charges of \$54.22 each month beginning with the 01/01/2008 payment plus prior accrued late charges of \$.00; 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: \$178,779.13 with interest thereon at the rate of 5.84000015258789 percent per annum beginning 12/01/2007 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, the undersigned Trustee will on Thursday, October 02, 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

May 20th, 2008

RECONTRUST COMPANY

J.L. Evans

Julia Evans, Team Member

For further information, please contact:

**RECONTRUST COMPANY
RECONTRUST COMPANY
2380 Performance Dr, RGV-D7-450
Richardson, TX 75082
(800)-281-8219
TS No. 08 -40961**

STATE OF _____)
) ss.
COUNTY OF _____)

On _____, before me, _____, notary public, personally appeared _____, 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 _____
My commission expires: _____

(SEAL)

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.

FEI, LLC

PO Box 219
BELLEVUE, WA 98009-0219

TEL: (425) 458-2135
FAX: (425) 283-0995

August 27, 2008

ReconTrust Company
1757 Tapo Canyon Rd., SVW-88
Simi Valley, CA 93063
Attn: Kerri Klein

Client Ref # 08-40961

Case Name: PASCHAL JR, DAVID H and PASCHAL, JANET L
Property: 2450 REDWOOD DRIVE
KLAMATH FALLS, OR 97601-4248

Document: Publication Affidavit
Dates: **07/08/2008,**
07/15/2008,
07/22/2008
07/29/2008

Publications for sale date: 10/02/2008

FEI File # 1006.24674

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 # 10349

Notice of Sale/David H. Paschal Jr. & Janet L. Paschal

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:

July 8, 15, 22, 29, 2008

Total Cost: \$852.85

Jeanine P Day
Subscribed and sworn by Jeanine P Day
before me on: July 29, 2008

Debra A Gribble
Notary Public of Oregon

My commission expires May 15, 2012

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made by David H. Paschal Jr. And Janet L. Paschal, Husband And Wife, as grantor(s) to Aspen Title And Escrow Inc., as Trustee, in favor of Mortgage Electronic Registration Systems, Inc. as Beneficiary, dated 08/29/2005, recorded 09/08/2005, in the mortgage records of Klamath County, Oregon, as Recorder's fee/file/instrument/microfilm/reception Number M05-63823, covering the following described real property situated in said county and state, to-wit:

Lot 8, Block 2, West Hills Homes, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.
PROPERTY ADDRESS: 2450 Redwood Drive, Klamath Falls, OR 97601-4248.

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 \$1,267.97 beginning 01/01/2008; plus late charges of \$54.22 each month beginning with the 01/01/2008 payment plus prior accrued late charges of \$0.00; 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: \$178,779.13 with interest thereon at the rate of 5.84000015258789 percent per annum beginning 12/01/2007, until paid, plus all accrued late charges thereon together with title expense, costs, trustee's fees, 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, the undersigned Trustee, will on Thursday, October 02, 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 said 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 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, 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 said 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: May 20, 2008. RECONTRUST COMPANY, Julia Evans, Team Member. For further information, please contact: Recontrust Company, 2380 Performance Drive, RVG-D7-450, Richardson, TX 75082. (800)-281-8219. TS No. 08-40961.

#10349 July 8, 15, 22, 29, 2008.

