2008-016056 Klamath County, Oregon



12/03/2008 11:47:16 AM

Fee: \$96.00

RECONTRUST COMPANY

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

ATE WARY 66105 RECORDING COVER SHEET FOR NOTICE OF SALE PROOF OF COMPLIANCE Per ORS 205.234

AFTER RECORDING RETURN TO: YVONNE EGNEW RECONTRUST COMPANY 400 COUNTRYWIDE WAY SV-35 SIMI VALLEY, CA 93065

TS No.: 08-0091829/W871111/66105

- 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:

CHARLES G THOMPSON and BLANCA E THOMPSON

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.

1800 Tapo Canyon Rd., SV2-202, SIMI VALLEY, CA 93063, PHONE: (800) 281-8219 ORRCRDNOS (07/07)

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, 09/05/2008. 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	105
Subscribed and swor Martha Cas i	n to (or affirmed) before llas , personally k	me on this <u>25</u> day or mown to me or proved t	f Nove	basis of satisfactory evidence to
be the person(s) who				
(seal)				
RE: Trust Deed from Grantor	ILING TRUSTEE'S NOT PSON and BLANCA E T		Residing at	Sion expires: 6-18-2011

RECONTRUST COMPANY

Trustee

TS No. 08-0091829

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



02 080091829

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

TS No. 08-0091829

CHARLES G THOMPSON

09/05/2008

108 Sandpiper Cir

Corte Madera, CA 94925

7187 7930 3131 3165 8803

BLANCA E THOMPSON

09/05/2008

108 Sandpiper Cir

Corte Madera, CA 94925

7187 7930 3131 3165 8834

CHARLES G THOMPSON

09/05/2008

5707 UPLAND DRIVE

KLAMATH FALLS, OR 97603-3996

7187 7930 3131 3165 8827

BLANCA E THOMPSON

09/05/2008

5707 UPLAND DRIVE

KLAMATH FALLS, OR 97603-3996

7187 7930 3131 3165 8841

Residents/Occupants

09/05/2008

5707 UPLAND DRIVE

KLAMATH FALLS, OR 97603-3996

7187 7930 3131 3165 8858

COUNTRYWIDE HOME LOANS, INC.

09/05/2008

4500 PARK GRANADA

CALABASAS, CA 91302-1613

7187 7930 3131 3165 8865

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC

09/05/2008

PO BOX 2026

FLINT, MI 48501-2026

7187 7930 3131 3165 8889

COUNTRYWIDE HOME LOANS, INC.

09/05/2008

PO BOX 10423

MS SV-79 DOCUMENT PROCESSING

VAN NUYS, CA 91410-0423

7187 7930 3131 3165 8872

AFFIDAVIT OF MAILING NOTICE TO GRANTOR

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 given pursuant to the requirements of sections 20 & 21 of Chapter 19, Oregon Laws 2008 (Amending and/or supplementing ORS 86.705 to ORS 86.795).

I gave notice to grantor(s) and occupant(s) of the real property described in the attached notice 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(s) in the trust deed and (b) occupant(s) of the subject property.

Each of the notices so mailed 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 09/05/2008. 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 was recorded and on or before the date of the Notice of Trustee's Sale was mailed, served and/or posted.

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

	Signature
State of California County of Ventura	
Subscribed and sworn to (or affirmed) before me on this <u>35</u> d Martha Casillas , personally known to me or pro- be the person(s) who appeared before me.	ay of, 20_08_, by wed to me on the basis of satisfactory evidence to
(seal)	
AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE RE: Trust Deed from Grantor CHARLES G THOMPSON and BLANCA E THOMPSON RECONTRUST COMPANY Trustee TS No. 08-0091829	Notary Public for California Residing at Venture My commission expires: 6-18-204
After Recording return to: 400 COUNTRYWIDE WAY SV-35 RECONTRUST COMPANY SIMI VALLEY, CA 93065	B. P. FLORES Commission # 1751684 Notary Public - California Ventura County

My Comm. Expires Jun 18, 2011



02 080091829

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE TO GRANTOR "EXHIBIT A"

TS No. 08-0091829

CHARLES G THOMPSON

108 Sandpiper Cir

Corte Madera, CA 94925

7187 7930 3131 3165 3556

BLANCA E THOMPSON

108 Sandpiper Cir

Corte Madera, CA 94925

7187 7930 3131 3165 3570

CHARLES G THOMPSON

5707 UPLAND DRIVE

KLAMATH FALLS, OR 97603-3996

7187 7930 3131 3165 3563

BLANCA E THOMPSON

5707 UPLAND DRIVE

KLAMATH FALLS, OR 97603-3996

7187 7930 3131 3165 3587

Residents/Occupants

5707 UPLAND DRIVE

KLAMATH FALLS, OR 97603-3996

7187 7930 3131 3165 3594

COUNTRYWIDE HOME LOANS, INC.

4500 PARK GRANADA

CALABASAS, CA 91302-1613

7187 7930 3131 3165 3600

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC

PO BOX 2026

FLINT, MI 48501-2026

7187 7930 3131 3165 3631

COUNTRYWIDE HOME LOANS, INC.

MS SV-79 DOCUMENT PROCESSING

PO BOX 10423

VAN NUYS, CA 91410-0423

7187 7930 3131 3165 3624

09/05/2008

09/05/2008

09/05/2008

09/05/2008

09/05/2008

09/05/2008

09/05/2008

09/05/2008

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 5707 UPLAND DRIVE, KLAMATH FALLS, OR in a conspicuous place.

1st Attempt: Posted Real Property on 9/5/2008 at 19:45 2nd Attempt: Posted Real Property on 9/8/2008 at 16:25 3rd Attempt: Posted Real Property on 09/11/2008 at 14:44

Signed in Klamath County, Oregon by:

	Signature 1006.37057	Date
State of Oregon County of Klewnsty		
On this day of	in instrument, and being	vn or identified to me to be



Notary Public for Cregon
Residing at Linnath County
Commission expires: 01 Feb 2009

091108

Statement of Property Condition			
Occupancy:	☐ Occupied	Vacant	
Type of Dwelling:			
∜ØSingle Family	☐ Condominium	☐ Apartment Bldg	
Commercial Bldg	Mobil Home	□ Vacant Land	
Multi-Family: Number of Units			
Property Condition: Damage:	厂 Fire	☐ Vandalism	
Other - Describe:		, vandalism	
Landscape:	Good	Poor	
Other:	·		
Property Address Discrepancies	Code Enforcement Notices	_	
Livestock	For Sale, Sign By: ACTIONS 541 88	<u>RELATORY</u> 4 336-7	
Comments:			
	· · · · · · · · · · · · · · · · · · ·		

Disclaimer:

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, 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.

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made by Charles G Thompson, And Blanca E Thompson, Husband And Wife, as grantor(s), to Fidelity National Title Insurance Co., as Trustee, in favor of Mortgage Electronic Registration Systems, Inc., as Beneficiary, dated 01/26/2006, recorded 02/02/2006, in the mortgage records of Klamath County, Oregon, as Recorder's fee/file/instrument/microfilm/reception Number M06-02136, covering the following described real property situated in said county and state, to wit:

FOR LEGAL DESCRIPTION SEE EXHIBIT A

PROPERTY ADDRESS: 5707 UPLAND DRIVE

KLAMATH FALLS, OR 97603-3996

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 \$2,008.55 beginning 02/01/2008; plus late charges of \$56.97 each month beginning with the 02/01/2008 payment plus prior accrued late charges of \$-170.91; plus advances of \$200.00; 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: \$227,886.00 with interest thereon at the rate of 6 percent per annum beginning 01/01/2008 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 Wednesday, January 07, 2009 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 (1) 15, 2008_

Laura Martin, Team Member

RECONTRUST COMPANY

Page 1 of 2

ORNOS (07/07)

For further information, please contact:

RECONTRUST COMPANY RECONTRUST COMPANY 1800 Tapo Canyon Rd., SV2-202 SIMI VALLEY, CA 93063 (800)-281-8219 TS No. 08 -0091829

STATE OF)		
COUNTY OF) ss.)		
On	, before me,, personally know	, notary public, personally wn to me (or proved to me on the basis of satisfac	appeared
evidence) to be the person he/she/they executed the	on(s) whose name(s) is/are subscribes same in his/her/their authorized ca	bed to the within instrument and acknowledged t apacity(ies), and that by his/her/their signature(s) h the person(s) acted, executed the instrument.	o me that
WITNESS my hand and	official seal.		
Notary Public for		(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.

Exhibit A

Lot 18, Block 9, Tract No. 1270, FIFTH ADDITION TO NORTH HILLS, according to the official plat thereof on file in the office of the Clerk of Klamath County, Oregon.

EXCEPTING THEREFROM a tract of land located in Lot 18 of Block 9, Tract 1270, FIFTH ADDITION TO NORTH HILLS, situated in the NE 1/4 of the NE 1/4 of Section 35, the NW 1/4 of the NW 1/4 of Section 36, Township 38 South, Range 9 East of the Williamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the initial point of said Tract 1270, said being a 2 1/2" brass disk; thence along the Easterly boundary of Lot 18 and said Tract 1270, South 21° 49' 21" East, 48.35 feet to the Easterly corner common to Lots 18 and 19 of said Tract 1270 and the true point of beginning; thence South 56° 25' 07" West, 127.55 feet to a point of non-tangent curvature on the Northeasterly right of way of upland drive; thence along said right of way, along the arc of a 230.00 foot radius curve to the left, through a central angle of 2° 17' 58", an arc distance of 9.23 feet (the long chord of which bears North 34° 45' 54" West, 9.23 feet) to a point of non-tangency; thence leaving said right of way, North 60° 33' 01" East, 128.07 feet to the true point of beginning.

CODE 063 MAP 3809-035AA TL 08300 KEY# 873655

Affidavit of Publication

STATE OF QREGON, 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 # 10597
Notice of Sale/Charles G & Blanca E Thompson
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:
October 20, 27, November 3, 10, 2008
Total Cost: \$1,091.88
* · · · · · · · · · · · · · · · · · · ·

before me on: November 10, 2008

pošcribed and sworn by Jeanine P Day

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 CHARLES G THOMPSON, AND BLANCA E THOMPSON, HUSBAND AND WIFE, as grantor(s), to FIDELITY NATIONAL TITLE INSURANCE CO., as Trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., as Beneficiary, dated 01/26/06, recorded 02/02/06, in the mortgage records of Klamath County, OR, as Recorder's fee/file/instruttent/microfilm/reception Number M06-02136, covering the following described real property situated in said county and state, to wit: **LEGAL DESCRIPTION: LOT 18, BLOCK 9, TRACT NO. 1270, FIFTH ADDITION TO NORTH HILLS, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF KLAMATH COUNTY, OREGON. EXCEPTING THEREFROM A TRACT OF LAND LOCATED IN LOT 18 OF BLOCK 9, TRACT 1270, FIFTH ADDITION TO NORTH HILLS, SITUATED IN THE NE 1/4 OF THE NE 1/4 OF SECTION 35, THE NW 1/4 OF THE N

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 \$2,008.55 beginning 02/01/2008; plus late charges of \$56.97 each month beginning with the 02/01/2008 payment plus prior accrued late charges of \$-170.91; plus advances of \$200.00; 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: \$227,886.00 with interest thereon at the rate of 6 percent per annum beginning 01/01/2008 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 Wednesday, January 07, 2009 at the hour of 10:00AM 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 Bendiciary of the entire amount then due (other than such poreficiary 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 per-formance 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 OSRS 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 05, 2008. RECONTRUST COMPANY For further information, please contact: RECONTRUST COMPANY 1800 Tapo Canyon Rd., SV2-202 SIMI VALLEY, CA. 93063 (800) 281-8219 (TS# 08-0091829) 1006.37057-FEI

#10597 October 20, 27, November 3, 10, 2008.

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 October 10, 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 5707 UPLAND DRIVE, KLAMATH FALLS, OR, 97603-3996 and sufficient postage was affixed to the envelope for first class delivery to the address indicated.

		Therese Redalla
STATE OF WASHINGTON)	
COUNTY OF KING) ss.)	

I certify that I know or have satisfactory evidence that <u>Theresa Redulla</u> 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: 10 10 08

Soul A Hallow NOTARY PUBLIC in and for the State of Washington, residing at My commission expires 3 20 2012

08-0091829 / THOMPŚŐN, CHARLES G and THOMPSON, BLANCA E Sales Group-OR