

2009-011174

Klamath County, Oregon



00071330200900111740210217

08/19/2009 03:39:19 PM

Fee: \$131.00

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:

(SPACE ABOVE THIS LINE FOR RECORDER'S USE)

COVER SHEET

DOCUMENT:

Affidavit of Mailing /Copy of Trustees Notice of Sale/Copy of Notice of
Default

Affidavit of Service/ Posting

Affidavit of Publication

ORIGINAL GRANTOR ON TRUST DEED:

Ryan D. Drake

ORIGINAL BENEFICIARY ON TRUST DEED:

Option One Mortgage Corporation, a California Corporation

\$131 ATE

When recorded mail to:
DEFAULT RESOLUTION NETWORK
17911 Von Karman Ave, Suite 275
Irvine, CA 92614
Phone: 949-622-5730
Fax: 949-622-5740

Loan # 0019976281
TS # OR 09-02025-6 OR
Title Order # 090229497-OR-GNO
Grantor: RYAN D DRAKE

AFFIDAVIT OF MAILING

DECLARATION OF NON-MILITARY SERVICE

Loan No: 0019976281
T.S. No: 09-02025-6
Owner(s): RYAN D DRAKE

The undersigned, declares as follows:

I am informed and believe and on that ground allege that the matters stated in this declaration are true.

That RYAN D DRAKE is not now, or within the period of three months prior to the making of this declaration, (a) in the Federal Service on active duty as a member of the Army of the United States, or the United States Navy, or the United States Air Force, or the Women's Army Corps, or as an officer of the Public Health Service; or (b) in training or being educated under the supervision of the United States preliminary to induction into the military service; or (c) under orders to report for induction under the Selective Training Service Act of 1940; or (d) a member of the Enlisted Reserve Corps under orders to report to military service; or (e) an American Citizen, serving with the forces of any nation allied with the United States in the prosecution of the war, within the purview of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended; or (f) serving in the armed forces of the United States pursuant to the Selective Service Act of 1948.

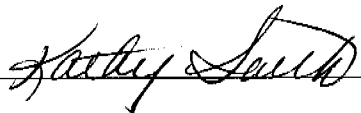
That this declaration is made for the above referenced trustee's sale number for the purpose of inducing Fidelity National Title Company, as trustee, without leave of court first obtained, to cause said property to be sold under the terms of said deed of trust pursuant to the power of sale contained therein.

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

Executed on July 15th 2009

(Date)

By: AMERICAN HOME MORTGAGE SERVICING, INC. AS SUCCESSOR IN INTEREST TO OPTION ONE MORTGAGE CORPORATION

By: 

**THIS DECLARATION MUST BE COMPLETED AND RETURNED
PRIOR TO THE DATE OF SALE.**



AFFIDAVIT OF MAILING

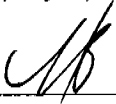
Default Resolution Network

Date: 04/09/2009
Ref. No.: 09-02025-6
MailbatchID:

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

The declarant, whose signature appears below, states that he is over the age of eighteen (18) years; is employed in Riverside County, California; acting on behalf of Default Resolution Network; is not a party to the within action; and that on April 09, 2009, 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, sent Certified Mail, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

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

X 
Affiant Valdemar Botello

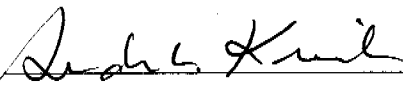
7113 8257 1473 2457 3804
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601

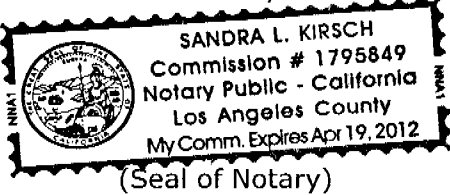
7113 8257 1473 2457 3811
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE ST
KLAMATH FALLS, OR 97601

7113 8257 1473 2457 3828
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601-5461

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

Subscribed and sworn to (or affirmed) before me on this 14th day of Apr (month), 2009 (year), by Valdemar Botello, proved to me on the basis of satisfactory evidence to be the person who appeared before me.

 (Signature of Notary)





Walz Affidavit #: 561582

AFFIDAVIT OF MAILING

Default Resolution Network

Date: 04/09/2009

Ref. No.: 09-02025-6

MailbatchID:

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

The declarant, whose signature appears below, states that he is over the age of eighteen (18) years; is employed in Riverside County, California; acting on behalf of Default Resolution Network; is not a party to the within action; and that on April 09, 2009, 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, sent First Class, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

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

X _____
Affiant Valdemar Botello

2217720685
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601

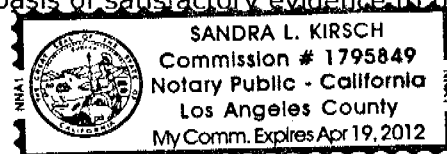
2217720686
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE ST
KLAMATH FALLS, OR 97601

2217720687
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601-5461

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

Subscribed and sworn to (or affirmed) before me on this 14th day of Apr (month), 2009 (year), by Valdemar Botello, proved to me on the basis of satisfactory evidence to be the person who appeared before me.

Sandra L. Kirsch (Signature of Notary)



(Seal of Notary)

NOTICE:
YOU ARE IN DANGER OF LOSING
YOUR PROPERTY IF YOU DO NOT
TAKE ACTION IMMEDIATELY

Re: TS#: 09-02025-6
Loan #: 0019976281

This notice is about your mortgage loan on your property at 3446 GRANITE ST, KLAMATH FALLS, OR 97601

Your lender has decided to sell this property because the money due on your mortgage loan has not been paid on time or because you have failed to fulfill some other obligation to your lender. This is sometimes called "foreclosure."

The amount you would have had to pay as of April 8, 2009 to bring your mortgage loan current was \$ 2,390.64 .The amount you must now pay to bring your loan current may have increased since that date. By law, your lender has to provide you with details about the amount you owe, if you ask. You may call 800-505-3706 to find out the exact amount you must pay to bring your mortgage loan current and to get other details about the amount you owe. You may also get these details by sending a request by certified mail to:AMERICAN HOME MORTGAGE SERVICING,INC. AS SUCCESSOR IN INTEREST TO OPTION ONE MORTGAGE CORPORATION at 6501 Irvine Center Drive Mail Stop DA-AM Irvine, CA 92618

THIS IS WHEN AND WHERE
YOUR PROPERTY WILL BE SOLD
IF YOU DO NOT TAKE ACTION:

Date and time: August 7, 2009 at 10:00 AM

Place: on the front steps of the Circuit Court, 316 Main Street., in the City of Klamath Falls, County of Klamath, Oregon.

THIS IS WHAT YOU CAN DO
TO STOP THE SALE:

1. You can pay the amount past due or correct any other default, up to five days before the sale.
2. You can refinance or otherwise pay off the loan in full anytime before the sale.

3. You can call AMERICAN HOME MORTGAGE SERVICING, INC. AS SUCCESSOR IN INTEREST TO OPTION ONE MORTGAGE CORPORATION at 800-505-3706 to find out if your lender is willing to give you more time or change the terms of your loan.

4. You can sell your home, provided the sale price is enough to pay what you owe.

There are government agencies and nonprofit organizations that can give you information about foreclosure and help you decide what to do. For the name and telephone number of an organization near you, please call the statewide telephone contact number at 800-SAFENET(800-723-3638). You may also wish to talk to a lawyer. If you need help finding a lawyer, you may call the Oregon State Bar's Lawyer Referral Service at 503-684-3763 or toll-free in Oregon at 800-452-7636 or you may visit its website at: <http://www.osbar.org>. Legal assistance may be available if you have a low income and meet federal poverty guidelines. For more information and a directory of legal aid programs, go to <http://oregonlawhelp.org>.

WARNING: You may get offers from people who tell you they can help you keep your property. You should be careful about those offers. Make sure you understand any papers you are asked to sign. If you have any questions, talk to a lawyer or one of the organizations mentioned above before signing.

April 8, 2009

Trustee name: FIDELITY NATIONAL TITLE INSURANCE COMPANY

Trustee signature:



Marcy Axelrod

Authorized Signature

Trustee telephone number: 949-622-5730

FIDELITY NATIONAL TITLE INSURANCE COMPANY

17911 Von Karman Ave, Suite 275 , Irvine, CA 92614



Walz Affidavit #: 602972

AFFIDAVIT OF MAILING

Default Resolution Network

Date: 04/22/2009

Ref. No.: 09-02025-6

MailbatchID: 242660

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

The declarant, whose signature appears below, states that he is over the age of eighteen (18) years; is employed in Riverside County, California; acting on behalf of Default Resolution Network; is not a party to the within action; and that on April 22, 2009, 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, sent First Class, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

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

X _____
Affiant Valdemar Botello

ORNOS
2218419082
REF #: 09-02025-6
CURRENT OCCUPANT
3446 GRANITE STREET
KLAMATH FALLS, OR 97601

ORNOS
2218419083
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE ST
KLAMATH FALLS, OR 97601

ORNOS
2218419084
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601

ORNOS
2218419085
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601-5461

ORNOS
2218419086
REF #: 09-02025-6
OPTION ONE MORTGAGE
CORPORATION
3 ADA
IRVINE, CA 92618

ORNOS
2218419087
REF #: 09-02025-6
OPTION ONE MORTGAGE
CORPORATION
P.O. BOX 57096
IRVINE, CA 92619-7096

ORNOS
2218419088
REF #: 09-02025-6
OPTION ONE MORTGAGE
CORPORATION C/O C T CORPORAT
388 STATE ST STE 420
SALEM, OR 97301

ORNOS
2218419089
REF #: 09-02025-6
OPTION ONE MORTGAGE
CORPORATION C/O TRANSAMERICA
6056 SOUTH FASHION SQUARE,
SUITE 300
MURRAY, UT 84107

AFFIDAVIT OF MAILING

Default Resolution Network

Date: 04/22/2009

Ref. No.: 09-02025-6

MailbatchID: 242660

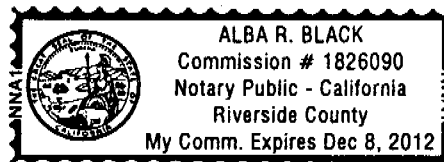
STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

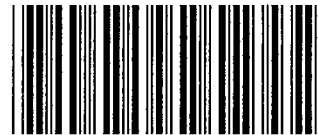
Subscribed and sworn to (or affirmed) before me on this 23rd day of April (month),
2009 (year), by Valdemar Botello, proved to me on the basis of satisfactory evidence to be
the person who appeared before me.



(Signature of Notary)

(Seal of Notary)





Walz Affidavit #: 602041

AFFIDAVIT OF MAILING

Default Resolution Network

Date: 04/22/2009

Ref. No.: 09-02025-6

MailbatchID: 242646

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

The declarant, whose signature appears below, states that he is over the age of eighteen (18) years; is employed in Riverside County, California; acting on behalf of Default Resolution Network; is not a party to the within action; and that on April 22, 2009, 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, sent Certified Mail, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

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

X _____
Affiant Valdemar Botello

ORNOS
7113 8257 1473 2749 5844
REF #: 09-02025-6
CURRENT OCCUPANT
3446 GRANITE STREET
KLAMATH FALLS, OR 97601

ORNOS
7113 8257 1473 2749 5851
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE ST
KLAMATH FALLS, OR 97601

ORNOS
7113 8257 1473 2749 5868
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601

ORNOS
7113 8257 1473 2749 5875
REF #: 09-02025-6
RYAN D DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601-5461

ORNOS
7113 8257 1473 2749 5882
REF #: 09-02025-6
OPTION ONE MORTGAGE
CORPORATION
3 ADA
IRVINE, CA 92618

ORNOS
7113 8257 1473 2749 5899
REF #: 09-02025-6
OPTION ONE MORTGAGE
CORPORATION
P.O. BOX 57096
IRVINE, CA 92619-7096

ORNOS
7113 8257 1473 2749 5905
REF #: 09-02025-6
OPTION ONE MORTGAGE
CORPORATION C/O C T CORPORAT
388 STATE ST STE 420
SALEM, OR 97301

ORNOS
7113 8257 1473 2749 5912
REF #: 09-02025-6
OPTION ONE MORTGAGE
CORPORATION C/O TRANSAMERICA
6056 SOUTH FASHION SQUARE,
SUITE 300
MURRAY, UT 84107

AFFIDAVIT OF MAILING

Default Resolution Network

Date: 04/22/2009

Ref. No.: 09-02025-6

MailbatchID: 242646

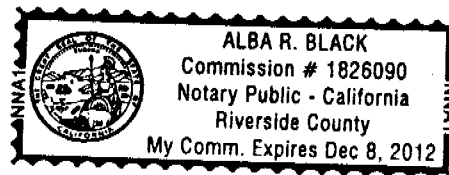
STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

Subscribed and sworn to (or affirmed) before me on this 23rd day of April (month),
2009 (year), by Valdemar Botello, proved to me on the basis of satisfactory evidence to be
the person who appeared before me.



(Signature of Notary)

(Seal of Notary)



TRUSTEE'S NOTICE OF SALE

Loan No: 0019976281
T.S. No.: 09-02025-6 OR

Reference is made to that certain deed made by, RYAN D DRAKE as Grantor to FIRST AMERICAN TITLE INSURANCE COMPANY OF OREGON, as trustee, in favor of OPTION ONE MORTGAGE CORPORATION, A CALIFORNIA CORPORATION, as Beneficiary, recorded on November 23, 2005, Book M-05 Page 69779 of Official Records in the office of the Recorder of Klamath County, OR to-wit:

APN: R538305

PARCEL 2 OF LAND PARTITION 7-05 BEING A REPLAT OF LOT 12, BLOCK 8, STEWART, SITUATED IN THE NW 1/4 SW 1/4 OF SECTION 7, TOWNSHIP 39 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON

Commonly known as:
3446 GRANITE STREET, KLAMATH FALLS, OR 97601

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: **failed to pay payments which became due; together with late charges due;**

Monthly Payment \$762.32
Monthly Late Charge \$34.56

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 sum of \$ 100,589.66 together with interest thereon at the rate of 6.99000 % per annum from 12/01/2008 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust.

Whereof, notice hereby is given that FIDELITY NATIONAL TITLE INSURANCE COMPANY, the undersigned trustee will on **08/07/2009** 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 Street, 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.

FOR FURTHER INFORMATION, PLEASE CONTACT FIDELITY NATIONAL TITLE INSURANCE COMPANY, 17911 Von Karman Ave, Suite 275, Irvine, CA 92614 949-622-5730 TRUSTEE SALE LINE 714-247-7500 www.fidelityasap.com

TRUSTEE'S NOTICE OF 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: April 20, 2009

FIDELITY NATIONAL TITLE INSURANCE
COMPANY

Signature By



Javier Vasquez Jr, Authorized Signor

STATE OF CA
COUNTY OF Orange

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.



Javier Vasquez Jr, Authorized Signor

NOTICE OF DEFAULT AND ELECTION TO SELL

RE: Trust Deed from: RYAN D DRAKE, Grantor

To: Fidelity National Title Insurance Company,
Successor Trustee

After recording return to(name, address, zip):

Fidelity National Title Insurance Company
17911 Von Karman Ave, Suite 275
Irvine , CA 92614

This Document was Recorded on

4.20.09

As instrument number

2009 - 4662

Book Page

in Klamath

County

OR

TS No: 09-02025-6 OR - Loan No: 0019976281

Reference is made to that certain trust deed made by RYAN D DRAKE, as grantor, to FIRST AMERICAN TITLE INSURANCE COMPANY OF OREGON, as trustee, in favor of OPTION ONE MORTGAGE CORPORATION, A CALIFORNIA CORPORATION, as beneficiary, dated as of November 18, 2005, and recorded November 23, 2005, in the Records of Klamath County, Oregon, Instrument No. M05-69779, covering the following described real property situated in the above-mentioned county and state, to wit: APN: R538305 - PARCEL 2 OF LAND PARTITION 7-05 BEING A REPLAT OF LOT 12, BLOCK 8, STEWART, SITUATED IN THE NW 1/4 SW 1/4 OF SECTION 7, TOWNSHIP 39 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON

The undersigned hereby certifies that no assignments of the trust deed by the trustee or by the beneficiary and no appointments of a successor trustee have been made, except as recorded in the records of the county or counties in which the above described real property is situated. Further, no action has been instituted to recover the debt, or any part thereof, now remaining secured by the trust deed, or, if such action has been instituted, such action has been dismissed except as permitted by ORS 86.735(4).

There is a default by grantor or other person owing an obligation, performance of which is secured by the trust deed, or by the successor in interest, with respect to provisions therein which authorize sale in the event of such provision. The default for which foreclosure is made is grantor's failure to pay when due the following sums:
Principal balance \$100,589.66

Delinquent Payments

<u>FROM</u>	<u>THRU</u>	<u>NO. PMTS</u>	<u>INT. RATE</u>	<u>AMOUNT</u>	<u>GRAND TOTAL</u>
01/01/2009	04/01/2009	3	6.99000%	\$762.32	\$2,286.96

Late Charges

Grand Total Late Charges	\$103.68
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Beneficiary's Advances, Costs and Expenses

Grand Total	\$0.00
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Attorney's Fees and Costs	\$ 782.50
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GRAND TOTAL REQUIRED TO REINSTATE	\$3,173.14
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TS No :09-02025-6OR

Loan No: 0019976281

By reason of the default, the beneficiary has declared all sums owing on the obligation secured by the trust deed immediately due and payable, those sums being the following, to-wit: failed to pay payments which became due; together with late charges due;

Notice hereby is given that the beneficiary and trustee, by reason of default, have elected and do hereby elect to foreclose the trust deed by advertisement and sale pursuant to ORS 86.705 to 86.795, and to cause to be sold at public auction to the highest bidder for cash the interest in the described property which grantor had, or had the power to convey, at the time of the execution by grantor of the trust deed, together with any interest grantor or grantor's successor in interest acquired after the execution of the trust deed, to satisfy the obligations secured by the trust deed and the expenses of the sale, including the compensations of the trustee as provided by law, and the reasonable fees of trustee's attorneys.

The Sale will be held at the hour of **10:00 AM**, in accord with the standard of time established by ORS 187.110, on **August 7, 2009**, at the following place: **on the front steps of the Circuit Court, 316 Main Street., in the City of Klamath Falls, County of Klamath, Oregon.**

FOR SALE INFORMATION CALL: **714-247-7500**

Website for Trustee's Sale Information: **www.fidelityasap.com**

Other than as shown of record, neither the beneficiary nor the trustee has any actual notice of any person having or claiming to have any lien upon or interest in the real property hereinabove described subsequent to the interest of the trustee in the trust deed, or of any successor in interest to grantor or of any lessee or other person in possession of or occupying the property except:

RYAN DRAKE
3446 GRANITE ST
KLAMATH FALLS, OR 97601

Borrower

RYAN DRAKE
3446 GRANITE STREET
KLAMATH FALLS, OR 97601-5461

Initial Mailing


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), together with costs, trustee's and attorney's fees, 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, at any time prior to five days before the date last set for sale.

FOR FURTHER INFORMATION CONTACT:
DEFAULT RESOLUTION NETWORK
17911 Von Karman Ave, Suite 275
Irvine, CA 92614
949-622-5730

In construing this notice, the singular includes the plural, the word "grantor" includes any successor in interest to this grantor as well as any other person owing an obligation, the performance of which is secured by the trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

Dated April 1, 2009

Fidelity National Title Insurance Company, Successor Trustee




Steve Schwind, Authorized Signor

State of California }ss.
County of Orange }ss

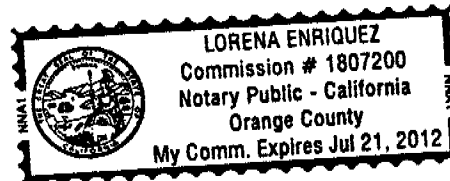
On April 1, 2009, before me, Lorena Enriquez, a Notary Public, personally appeared Steve Schwind, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Lorena Enriquez # 1807200
My Commission Expires July 21, 2012



(Seal)

When recorded mail to:
DEFAULT RESOLUTION NETWORK
17911 Von Karman Ave, Suite 275
Irvine, CA 92614
Phone: 949-622-5730
Fax: 949-622-5740

Loan # 0019976281
TS # OR 09-02025-6 OR
Title Order # 090229497-OR-GNO
Grantor: RYAN D DRAKE

AFFIDAVIT OF SERVICE

09020256OR / DRAKE
ASAP# 3072813

FDRSA**AFFIDAVIT OF POSTING**

STATE OF OREGON

County of Klamath

ss.

I, Jake Doolin, hereby certify and swear that at all times herein mentioned I was and now am a competent person 18 years of age or older and a resident of the state wherein the service hereinafter set forth was made; that I am not the beneficiary or trustee named in the original trustee's Notice of Sale attached hereto, not the successor of either, nor an officer, director, employee of or attorney for the beneficiary, trustee, or successor of either, corporate or otherwise.

I made service of the attached original Trustee's Notice of Sale upon the individuals and/or entities named below, by delivering a copy of the aforementioned documents, upon an **OCCUPANT** at the following "Property Address":

**3446 Granite Street
Klamath Falls, OR 97601**

As follows:

On 04/23/2009 at 9:37 AM, I attempted personal service at the Property Address. I received no answer at the front door and no one appeared to be home. At that time, I POSTED such true copy conspicuously on the front door, pursuant to ORS 86.750 (1)(b)(A).

On 04/27/2009 at 1:40 PM, I returned to the Property Address and, again, received no answer at the front door. At that time, I POSTED another such copy conspicuously on the front door, pursuant to ORS 86.750 (1)(b)(B).

On 04/30/2009 at 10:20 AM, I returned to the Property Address and, again, received no answer at the front door. This attempt in person at the Property Address satisfies the third attempt requirement under ORS 86.750(1)(b)(C).

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

SUBSCRIBED AND SWORN BEFORE ME
this 5th day of May, 2009
by Jake Doolin.

Margaret A. Nielsen
Notary Public for Oregon

X Jake Doolin
Jake Doolin
Nationwide Process Service, Inc.
420 Century Tower
1201 SW 12th Avenue
Portland, OR 97205
(503) 241-0636



194712

09020256OR / DRAKE
ASAP# 3072813

FDRSA

AFFIDAVIT OF MAILING

STATE OF OREGON
County of Multnomah

ss.

I, Lisa Paolo, being first duly sworn, depose and say that I am employed by Nationwide Process Service, Inc. On May 04, 2009, I mailed a copy of the Trustee's Notice of Sale, by First Class Mail, postage pre-paid, to occupant, pursuant to ORS 86.750(1)(b)(C).

The envelope was addressed as follows:

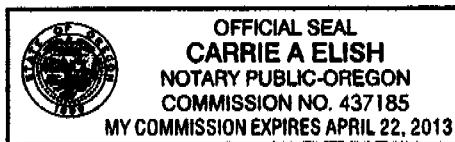
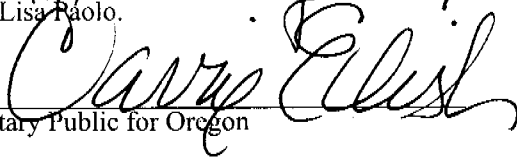
OCCUPANT
3446 Granite Street
Klamath Falls, OR 97601

This mailing completes service upon an occupant at the above address with an effective date of **04/23/2009** as calculated pursuant to ORS 86.750 (1)(c).

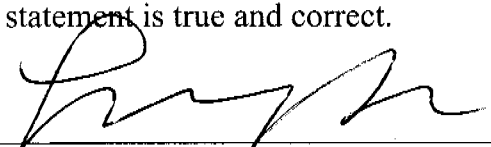
I declare under the penalty of perjury that the above statement is true and correct.

SUBSCRIBED AND SWORN BEFORE ME
this 4th day of May, 2009
by Lisa Paolo.

Notary Public for Oregon



X



Lisa Paolo
Nationwide Process Service, Inc.
420 Century Tower
1201 SW 12th Avenue
Portland, OR 97205
(503) 241-0636

194712

When recorded mail to:
DEFAULT RESOLUTION NETWORK
17911 Von Karman Ave, Suite 275
Irvine, CA 92614
Phone: 949-622-5730
Fax: 949-622-5740

Loan # 0019976281
TS # OR 09-02025-6 OR
Title Order # 090229497-OR-GNO
Grantor: RYAN D DRAKE

AFFIDAVIT OF PUBLICATION

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 # 11344

Notice of Sale/Ryan D. Drake

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:

June 13, 20, 27, July 4, 2009

Total Cost: \$858.35

Jeanine P Day

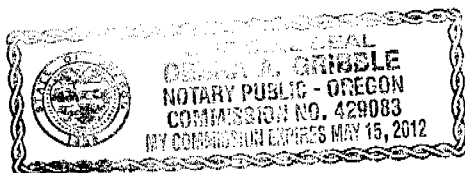
Subscribed and sworn by Jeanine P Day

before me on: July 4, 2009

Debra A Gribble

Notary Public of Oregon

My commission expires May 15, 2012



TRUSTEE'S NOTICE OF SALE

T.S. No.: 09-02025-6 OR Loan No: 0019976281

Reference is made to that certain deed made by, Ryan D Drake as Grantor to First American title Insurance Company of Oregon, as trustee, in favor of Option One Mortgage Corporation, A California Corporation, as Beneficiary, recorded on November 23, 2005, Book M-05 Page 69779, of official records in the office of the Recorder of Klamath County, Oregon to-wit: APN: R538305 Parcel 2 of land partition 7-05 being a replat of lot 12, block 8, Stewart, situated in the NW 1/4 SW 1/4 of section 7, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon. Commonly known as: 3446 Granite Street, Klamath Falls, OR 97601.

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: failed to pay payments which became due; together with late charges due; together with other fees and expenses incurred by the Beneficiary; Monthly Payment \$762.32 Monthly Late Charge \$34.56. 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 sum of \$100,589.66 together with interest thereon at the rate of 6.99000% per annum from 12/01/2008 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust.

Whereof, notice hereby is given that, Fidelity National Title Insurance Company, the undersigned trustee will on 08/07/2009 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 Street, 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 de-

(Continued in next column)

(Continued from previous column)

scribed 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 of trust deed, at any time prior to five days before the date last set for sale. For Further Information, Please Contact Fidelity National Title Insurance Company, 17911 Von Karman Ave, Suite 275, Irvine, CA 92614 949-622-5730 Trustee Sale Line 714-247-7500 or Login to: www.fidelityasap.com

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. Date: April 20, 2009. Fidelity National Title Insurance Company, Signature By: Javier Vasquez, Jr, Authorized Signor ASAP# 3072813 06/13/2009, 06/20/2009, 06/27/2009, 07/04/2009 #11344 June 13, 20, 27, July 4, 2009.