

UTC 84913

2009-012770

Klamath County, Oregon

**RECORDING COVER SHEET**

Pursuant to ORS 205.234



00073232200900127700110119

09/25/2009 03:26:25 PM

Fee: \$76.00

**AFTER RECORDING RETURN TO:**

JOHN A. BERGE  
AS SUCCESSOR TRUSTEE  
BRYANT, LOVLIE & JARVIS, P.C.  
P.O. BOX 880  
BEND, OR 97709-0880

1. AFFIDAVIT OF MAILING NOTICE OF SALE  
- Notice of Sale
2. AFFIDAVIT OF PUBLICATION
3. AFFIDAVIT OF NON-OCCUPANCY

Original Grantor(s) on Trust Deed: C Corp, Inc., an Oregon corporation

Beneficiary: Running Y Resort Inc., an Oregon corporation

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

8/14/09

**AFFIDAVIT OF MAILING NOTICE OF SALE  
OF TRUST DEED FORECLOSURE**

**STATE OF OREGON**, County of Deschutes ) ss:

I, John A. Berge, being first duly sworn, depose and say:

That I am the Successor Trustee under a Trust Deed between C Corp, Inc., as Grantor, and Running Y Resort, Inc., as Beneficiary, recorded October 6, 2004, in Volume M04 at page 67692-705, Microfilm Records, Klamath County, Oregon, and covering the property described in the attached **NOTICE OF SALE**.

I hereby certify that I mailed, by first class mail and by certified mail, return receipt requested, a copy of the attached **NOTICE OF SALE** to the persons listed below, on the dates and to the addresses indicated, which were the last addresses known to the Successor Trustee and the Beneficiary, by placing said **NOTICE** in a sealed envelope, with postage fully paid thereon, and depositing the same in the United State Mail:

<u>Person</u>	<u>Address</u>	<u>Date</u>
C Corp, Inc.	c/o Charles L Koon PO Box 638 Redmond, OR 97756	5/26/09 7008 1830 0004 3450 5233
South Valley Bank & Trust	PO Box 5210 Klamath Falls, OR 9760	5/26/09 7008 1830 0004 3450 5202
Premier West Bank	PO Box 40 Medford, OR 97501	5/26/09 7008 1830 0004 3450 5219
WHPacific, Inc.	c/o Corporation Service Co. 285 Liberty St NE Salem, OR 97301	5/26/09 7008 1830 0004 3450 5226
South Valley Bank & Trust	PO Box 5210 Klamath Falls, OR 97601	9/3/09 7008 1830 0004 3450 5493
Andrew C. Brandsness	Brandsness, Brandsness & Rudd, PC 411 Pine St Klamath Falls, OR 97601	9/3/09 7008 1830 0004 3450 5509

(Continued on next page)

14453-005 310.doc

BRYANT, LOVLIE & JARVIS, PC  
ATTORNEYS AT LAW, ESTABLISHED 1915

591 SW Mill View Way PO Box 880 Bend, Oregon 97709-0880 (541) 382-4331 fax (541) 389-3386 WWW.BJLAWYERS.COM

**Person   Address**

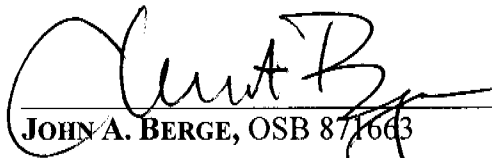
Southern Oregon  
Credit Service

**Date**

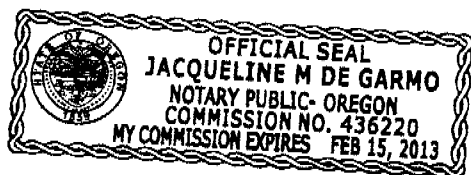
PO Box 4070  
Medford, OR 97501-0148

9/3/09

7008 1830 0004 3450 5486

  
\_\_\_\_\_  
JOHN A. BERGE, OSB 871663

**SUBSCRIBED AND SWORN TO** before me this 24<sup>th</sup> day of September, 2009, by  
John A. Berge.



  
\_\_\_\_\_  
NOTARY PUBLIC for Oregon

## NOTICE OF DEFAULT AND ELECTION TO SELL

John A. Berge, Successor Trustee under the Trust Deed described below, hereby elects to sell, pursuant to Oregon Revised Statutes Sections 86.705 to 86.795, the real property described below at **10:30 a.m. on October 2, 2009**, at the front steps of the Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon.

All obligations of performance which are secured by the Trust Deed hereinafter described are in default for reasons set forth below and the beneficiary declares all sums due under the note secured by the trust deed described herein immediately due and payable.

**GRANTOR:**           **C Corp, Inc.**  
An Oregon corporation

**BENEFICIARY:**   **Running Y Resort, Inc.**  
An Oregon corporation

**TRUST DEED RECORDED:**   October 6, 2004, at Volume M04, Page 67692-705, in the Microfilm Records of Klamath County, Oregon.

**PROPERTY COVERED BY TRUST DEED:**   Lots 694, 695, 696, 697, 698, 699 and 700, RUNNING Y RESORT, PHASE 8 recorded May 5, 2000 in the office of the County Recorder, Klamath County, Oregon.

**DEFAULT:**   Failure to pay on each of the following lots:

Lot 694

1.   Lot Price in the amount of **\$48,000.00**;
2.   Real Property Taxes in the amount of **\$704.64**;
3.   Homeowners' Association Dues in the total amount of **\$1,474.80**;

Lot 695

1.   Lot Price in the amount of **\$48,000.00**;
2.   Real Property Taxes in the amount of **\$704.64**;
3.   Homeowners' Association Dues in the total amount of **\$1,474.80**;

Lot 696

1.   Lot Price in the amount of **\$48,000.00**;
2.   Real Property Taxes in the amount of **\$704.64**;
3.   Homeowners' Association Dues in the total amount of **\$1,474.80**;

Lot 697

1.   Lot Price in the amount of **\$48,000.00**;
2.   Real Property Taxes in the amount of **\$704.64**;
3.   Homeowners' Association Dues in the total amount of **\$1,474.80**;

Lot 698

1. Lot Price in the amount of **\$48,000.00**;
2. Real Property Taxes in the amount of **\$704.64**;
3. Homeowners' Association Dues in the total amount of **\$1,474.80**;

Lot 699

1. Lot Price in the amount of **\$48,000.00**;
2. Real Property Taxes in the amount of **\$704.64**;
3. Homeowners' Association Dues in the total amount of **\$458.70**;

Lot 700

1. Lot Price in the amount of **\$48,000.00**;
2. Real Property Taxes in the amount of **\$704.64**;
3. Homeowners' Association Dues in the total amount of **\$1,474.80**;

Other – Trustee's Sale Guarantee: **\$1,022.00**.

**SUM OWING ON OBLIGATION SECURED BY TRUST DEED:** Principal balance of **\$336,000.00 in total for all Lots referenced herein** with interest at **10 percent per annum from October 5, 2006, the maturity date**, until paid, together with additional amounts owing on each lot as referenced above.

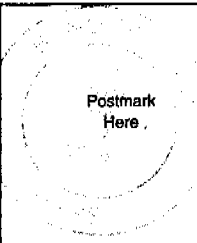
Notice is given that any person named pursuant to Section 86.753, Oregon Revised Statutes, has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by curing the above-described defaults, by payment of the entire amount due (other than such portions of principal as would not then be due had no default occurred), and by paying all costs and expenses actually incurred in enforcing the obligation and trust deed, together with trustee's and attorney's fees, at any time prior to five days before the date last set for the sale.

**JOHN A. BERGE**, Successor Trustee

7008 1830 0004 3450 5233

**U.S. Postal Service**  
**CERTIFIED MAIL™ RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)  
 For delivery information visit our website at [www.usps.com](http://www.usps.com)  
**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54



Sent to  
 C Corp Inc, c/o Charles L Koon  
 Street, Apt. No., or PO Box No. PO Box 638  
 City, State, ZIP+4 Redmond OR 97756  
 PS Form 3800, August 2006 See Reverse for Instructions

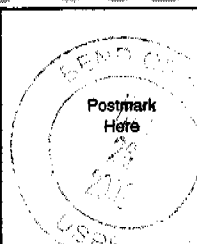
C Corp Inc  
 c/o Charles L Koon  
 PO Box 638  
 Redmond OR 97756

<b>COMPLETE THIS SECTION</b>		<b>COMPLETE THIS SECTION ON DELIVERY</b>	
1, 2, and 3. Also complete ted Delivery is desired. and address on the reverse return the card to you. to the back of the mailpiece, space permits.		A. Signature X [Signature] <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
to:		B. Received by (Printed Name) Penny Moser C. Date of Delivery 5-27-04	
		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

7008 1830 0004 3450 5202

**U.S. Postal Service**  
**CERTIFIED MAIL™ RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)  
 For delivery information visit our website at [www.usps.com](http://www.usps.com)  
**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54



Sent to  
 South Valley Bank & Trust  
 Street, Apt. No., or PO Box No. PO Box 5210  
 City, State, ZIP+4 Klamath Falls OR 97601  
 PS Form 3800, August 2006 See Reverse for Instructions

1. Article Addressed to:  
 South Valley Bank & Trust  
 PO Box 5210  
 Klamath Falls OR 97601

<b>COMPLETE THIS SECTION</b>		<b>COMPLETE THIS SECTION ON DELIVERY</b>	
1, 2, and 3. Also complete ted Delivery is desired. and address on the reverse return the card to you. to the back of the mailpiece, space permits.		A. Signature X [Signature] <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
to:		B. Received by (Printed Name) C. Date of Delivery 5-27-04	
		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

2. Article Num 7008 1830 0004 3450 5202  
 (Transfer from)  
 PS Form 3811, February 2004 Domestic Return Receipt 14453-005/JB 102595-02-M-1540

7008 1830 0004 3450 5219

U.S. Postal Service<sup>TM</sup>  
**CERTIFIED MAIL<sup>TM</sup> RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$5.54

Postmark  
Here

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Premier West Bank  
Po Box 40  
Medford OR 97501

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature <b>X</b> <i>[Signature]</i>	<input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee
B. Received by (Printed Name) <b>P. DUGAN</b>	C. Date of Delivery <b>5-28-07</b>
D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	

3. Service Type	
<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

2. Article Number  
(Transfer from)

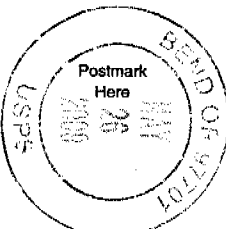
7008 1830 0004 3450 5219

U.S. Postal Service<sup>TM</sup>  
**CERTIFIED MAIL<sup>TM</sup> RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$5.84



**SENDER: COMPLETE THIS SECTION**

- 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

to:

WH Pacific Inc  
% Corporation Service Co  
285 Liberty St. NE  
Salem OR 97301

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature <b>X</b> <i>[Signature]</i>	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
B. Received by (Printed Name) <b>MAY</b>	C. Date of Delivery <b>5-28-2009</b>
D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	

3. Service Type	
<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

2. Article Number  
(Transfer from)

7008 1830 0004 3450 5226

PS Form 3811, February 2004

Domestic Return Receipt 14453-005/3B

102595-02-M-1540

BRYANT, LOVLIE & JARVIS, PC  
ATTORNEYS AT LAW, ESTABLISHED 1915

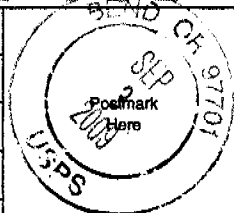
591 SW Mill View Way PO Box 880 Bend, Oregon 97709-0880 (541) 382-4331 fax (541) 389-3386 WWW.BJLAWYERS.COM

**U.S. Postal Service**  
**CERTIFIED MAIL™ RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.15



Sent To  
 South Valley Bank + Trust  
 Street, Apt. No.,  
 or PO Box No. PO Box 5210  
 City, State, ZIP+4  
 Klamath Falls OR 97601  
 PS Form 3800, August 2006 See Reverse for Instructions

**COMPLETE THIS SECTION**

Items 1, 2, and 3. Also complete restricted Delivery is desired. Name and address on the reverse can return the card to you. card to the back of the mailpiece, but if space permits.

Addressed to:

South Valley Bank + Trust  
 PO Box 5210  
 Klamath Falls OR 97601

**Certified True Copy**

JOHN A. BERGE, OSB 871663  
 Attorney for Creditor

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature ☒ Agent ☐ Addressee  
 X [Signature]  
 B. Received by (Printed Name) C. Date of Delivery  
 Cameron [Signature] 9-4-09  
 D. Is delivery address different from item 1? ☐ Yes  
 If YES, enter delivery address below: ☐ No

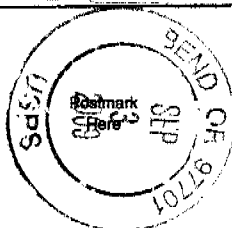
3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
 4. Restricted Delivery? (Extra Fee) ☐ Yes

**U.S. Postal Service**  
**CERTIFIED MAIL™ RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.32



Sent To  
 Andy Brandaners  
 Brandaners Brandaners + Rudd PC  
 Street, Apt. No.,  
 or PO Box No. 411 Pine St  
 City, State, ZIP+4  
 Klamath Falls OR 97601  
 PS Form 3800, August 2006 See Reverse for Instructions

**COMPLETE THIS SECTION**

Items 1, 2, and 3. Also complete restricted Delivery is desired. Name and address on the reverse can return the card to you. card to the back of the mailpiece, but if space permits.

Addressed to:

Andrew C. Brandaners  
 Brandaners Brandaners  
 + Rudd PC  
 411 Pine St  
 Klamath Falls OR 97601

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature ☒ Agent ☐ Addressee  
 X [Signature]  
 B. Received by (Printed Name) C. Date of Delivery  
 C. Brandaners + Rudd PC 9-4-09  
 D. Is delivery address different from item 1? ☐ Yes  
 If YES, enter delivery address below: ☐ No

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
 4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Transfer from se) 7008 1830 0004 3450 5509

PS Form 3811, February 2004

Domestic Return Receipt 14453-00573B

102595-02-M-1540

BRYANT, LOVLIE & JARVIS, PC  
 ATTORNEYS AT LAW, ESTABLISHED 1915

591 SW Mill View Way PO Box 880 Bend, Oregon 97709-0880 (541) 382-4331 fax (541) 389-3386 WWW.BLJLAWYERS.COM



7008 1830 0004 3450 5486

<b>U.S. Postal Service</b>	
<b>CERTIFIED MAIL<sup>TM</sup> RECEIPT</b>	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
<b>OFFICIAL USE</b>	
Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.32



Sent To	
Southern OR Credit Service	
Street, Apt. No., or PO Box No.	POB 4070
City, State, ZIP+4	Medford OR 97501-0148

PS Form 3800, August 2006      See Reverse for Instructions

<b>SENDER: COMPLETE THIS SECTION</b>	<b>COMPLETE THIS SECTION ON DELIVERY</b>
<ul style="list-style-type: none"><li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li><li>■ Print your name and address on the reverse so that we can return the card to you.</li><li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li></ul>	A. Signature <i>Tami Freeman</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee
1. Article Addressed to:  Southern Oregon Credit Serv PO Box 4070 Medford OR 97501-0148	B. Received by (Printed Name) <i>Tami Freeman</i>
	C. Date of Delivery <i>9-14-9</i>
2. Article Num: (Transfer from)      7008 1830 0004 3450 5486	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No
	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes

PS Form 3811, February 2004      Domestic Return Receipt      14453-005/JB      102595-02-M-1540

# 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 # 11442

Notice of Sale/C.Corp, Inc

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:

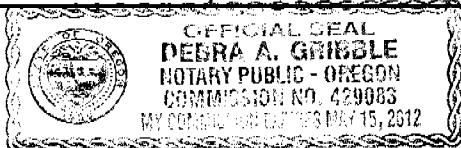
July 29, August 5, 12, 19, 2009

Total Cost: \$983.03

Subscribed and sworn by Jeanine P Day  
before me on: August 19, 2009

Notary Public of Oregon

My commission expires May 15, 2012



### NOTICE OF DEFAULT AND ELECTION TO SELL

John A. Berge, Successor Trustee under the Trust Deed described below, hereby elects to sell, pursuant to Oregon Revised Statutes Sections 86.705 to 86.795, the real property described below at 10:30 a.m. on October 2, 2009, at the front steps of the Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon.

All obligations of performance which are secured by the Trust Deed hereinafter described are in default for reasons set forth below and the beneficiary declares all sums due under the note secured by the trust deed described herein immediately due and payable.

**GRANTOR: C Corp, Inc.**

An Oregon corporation

**BENEFICIARY: Running Y Resort, Inc.**

An Oregon corporation

**TRUST DEED RECORDED:** October 6, 2004, at Volume M04, Page 67692-705, in the Microfilm Records of Klamath County, Oregon.

**PROPERTY COVERED BY TRUST DEED:** Lots 694, 695, 696, 697, 698, 699 and 700, **RUNNING Y RESORT, PHASE 8** recorded May 5, 2000 in the office of the County Recorder, Klamath County, Oregon.

**DEFAULT:** Failure to pay on each of the following lots:  
Lot 694

1. Lot Price in the amount of **\$48,000.00;**
2. Real Property Taxes in the amount of **\$704.64;**
3. Homeowners' Association Dues in the total amount of **\$1,474.80;**

Lot 695

1. Lot Price in the amount of **\$48,000.00;**
2. Real Property Taxes in the amount of **\$704.64;**
3. Homeowners' Association Dues in the total amount of **\$1,474.80;**

Lot 696

1. Lot Price in the amount of **\$48,000.00;**
2. Real Property Taxes in the amount of **\$704.64;**
3. Homeowners' Association Dues in the total amount of **\$1,474.80;**

Lot 697

1. Lot Price in the amount of **\$48,000.00;**
2. Real Property Taxes in the amount of **\$704.64;**
3. Homeowners' Association Dues in the total amount of **\$1,474.80;**

Lot 698

1. Lot Price in the amount of **\$48,000.00;**
2. Real Property Taxes in the amount of **\$704.64;**
3. Homeowners' Association Dues in the total amount of **\$1,474.80;**

Lot 699

1. Lot Price in the amount of **\$48,000.00;**
2. Real Property Taxes in the amount of **\$704.64;**
3. Homeowners' Association Dues in the total amount of **\$458.70;**

Lot 700

1. Lot Price in the amount of **\$48,000.00;**
2. Real Property Taxes in the amount of **\$704.64;**
3. Homeowners' Association Dues in the total amount of **\$1,474.80;**

Other - Trustee's Sale Guarantee: **\$1,022.00**

**SUM OWING ON OBLIGATION SECURED BY TRUST DEED:** Principal balance of **\$336,000.00** in total for all Lots referenced herein with interest at 10 percent per annum from October 5, 2006, the maturity date, until paid, together with additional amounts owing on each lot as referenced above.

Notice is given that any person named pursuant to Section 86.753, Oregon Revised Statutes, has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by curing the above-described defaults, by payment of the entire amount due (other than such portions of principal as would not then be due had no default occurred), and by paying all costs and expenses actually incurred in enforcing the obligation and trust deed, together with trustee's and attorney's fees, at any time prior to five days before the date last set for the sale.

**JOHN A. BERGE, Successor Trustee**  
#11442 July 29, August 5, 12, 19, 2009.

• EC

NO PART OF ANY STEVENS-NESS FORM MAY BE REPRODUCED IN ANY FORM OR BY ANY ELECTRONIC OR MECHANICAL MEANS.



# TRUSTEE'S AFFIDAVIT AS TO NON-OCCUPANCY

RE: Trust Deed from

C Corp, Inc.

PO Box 638  
Redmond, OR 97756

To

Grantor

AmeriTitle

222 South Sixth St.

Klamath Falls, OR 97601

Trustee

After recording, return to (Name, Address, Zip):

John A. Berge

Bryant, Lovlien &amp; Jarvis, PC

PO Box 880

Bend, OR 97709-0880

SPACE RESERVED  
FOR  
RECORDER'S USESTATE OF OREGON,  
County of \_\_\_\_\_ } ss.

I certify that the within instrument was  
received for recording on \_\_\_\_\_,  
at \_\_\_\_\_ o'clock \_\_\_\_ M., and recorded in  
book/reel/volume No. \_\_\_\_\_ on page \_\_\_\_\_  
and/or as fee/file/instrument/microfilm/reception  
No. \_\_\_\_\_, Records of this County.

Witness my hand and seal of County affixed.

NAME

TITLE

By \_\_\_\_\_, Deputy.

STATE OF OREGON,  
County of Deschutes } ss.

I, John A. Berge

being first duly sworn, depose, say and certify that:

I am the successor

C Corp, Inc.

AmeriTitle

in favor of Running Y Resort, Inc.

dated October 5, 2004

recorded on October 6, 2004

Klamath County, Oregon, in ☐ book ☐ reel ☐ volume No. \_\_\_\_\_ at page \* 67692and/or as ☐ fee ☐ file ☐ instrument ☒ microfilm ☐ reception No. M04 \* (indicate which), covering the following  
described real property situated in the above-mentioned county and state, to-wit:

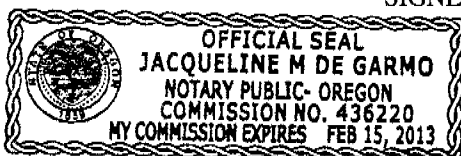
Lots 694, 695, 696, 697, 698, 699, and 700, RUNNING Y RESORT,  
PHASE 8 recorded May 5, 2000 in the office of the County Recorder,  
Klamath County, Oregon.

I hereby certify that on September 24, 2009, the above described real property was not occupied.  
The word "trustee," as used in this affidavit means any successor trustee to the trustee named in the trust deed described above.

John A. Berge,

Successor Trustee

SIGNED AND SWORN TO before me on September 24, 2009



Notary Public for Oregon

My commission expires 2/15/2013