

2009-013243

Klamath County, Oregon



00073802200900132430150153

10/08/2009 02:56:51 PM

Fee: \$117.00

ATE 66490

RECONTRUST COMPANY, N.A.

**FIDELITY NATIONAL DEFAULT SOLUTION
3220 EL CAMINO REAL
IRVINE, CA 92602**

**RECORDING COVER SHEET FOR
NOTICE OF SALE PROOF OF COMPLIANCE
Per ORS 205.234**

**AFTER RECORDING RETURN TO:
SUE BROCKHAUS
RECONTRUST COMPANY, N.A.
400 COUNTRYWIDE WAY SV-35
SIMI VALLEY, CA 93065**

TS No.: 09 -0084901

/090077264/00066490

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: NATHAN B MARKEE

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.

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF CALIFORNIA, COUNTY OF TARRANT) 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, N.A., 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 TARRANT, CALIFORNIA, 07/02/2009. 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 [Signature]

Subscribed and sworn to (or affirmed) before me on this 6 day of October, 20 09, by
Martha Casillas, personally known to me or proved to me on the basis of satisfactory evidence to
be the person(s) who appeared before me.

(seal)

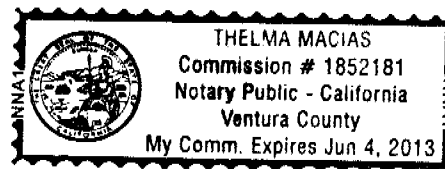
AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

RE: Trust Deed from
Grantor
and NATHAN B MARKEE

[Signature]
Notary Public for California
Residing at VENTURA
My commission expires: June 4, 2013

RECONTRUST COMPANY, N.A.
Trustee TS No. 09-0084901

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





02 090084901

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

TS No. 09-0084901

NATHAN B MARKEE 07/02/2009

9669 Hill Rd

Klamath Falls, OR 97603

7187 7930 3131 4730 0949

NATHAN B MARKEE 07/02/2009

9669 HILL ROAD

KLAMATH FALLS, OR 97603

7187 7930 3131 4730 0956

TRACY OTTMAR 07/02/2009

9669 HILL ROAD

KLAMATH FALLS, OR 97603

7187 7930 3131 4730 0970

Residents/Occupants 07/02/2009

9669 HILL ROAD

KLAMATH FALLS, OR 97603

7187 7930 3131 4730 0963

ROGUE FEDERAL CREDIT UNION 07/02/2009

PO BOX 4550

MEDFORD, OR 97501

7187 7930 3131 4730 0987

DAWN MARIE MARKEE 07/02/2009

8112 HIGHWAY 39

KLAMATH FALLS, OR 97603

7187 7930 3131 4730 0994

DAWN MARIE MARKEE 07/02/2009

122 SOUTH 5TH STREET

C/O PETER J. RICHARD

KLAMATH FALLS, OR 97601

7187 7930 3131 4730 1007

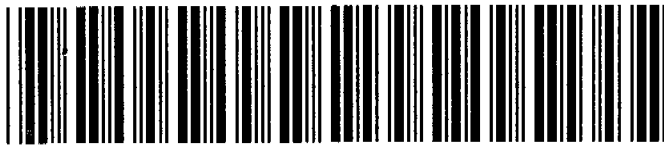
STATE OF OREGON DEPT OF HUMAN RESOURCES 07/02/2009

PO BOX 14506

CHILD SUPPORT SERVICES

SALEM, OR 97309

7187 7930 3131 4730 1021



02 090084901

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

TS No. 09-0084901

ELLIOT OTTMAR

07/02/2009

C/O EVELYN A. OLDENKAMP, ATTORNEY AT LAW

200 PINE STREET

KLAMATH FALLS, OR 97601

7187 7930 3131 4730 1038

ELLIOT OTTMAR

07/02/2009

7308 REEDER ROAD

KLAMATH FALLS, OR 97603

7187 7930 3131 4730 1045

STATE OF OREGON

07/02/2009

1162 COURT STREET NE

C/O ATTORNEY GENERAL

SALEM, OR 97301

7187 7930 3131 4730 1052

KLAMATH COUNTY TAX OFFICE

07/02/2009

305 MAIN ST ROOM 121

KLAMATH FALLS, OR 97601

7187 7930 3131 4730 1069

STATE OF OREGON COUNTY OF KLAMATH

07/02/2009

PO BOX 340

KLAMATH COUNTY TAX OFFICE

KLAMATH FALLS, OR 97601

7187 7930 3131 4730 1076

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 06/30/2009. 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 **Ventura**
County of _____

Subscribed and sworn to (or affirmed) before me on this 6 day of October, 2009, by Martha Casillas, 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
and NATHAN B MARKEE

RECONTRUST COMPANY, N.A.

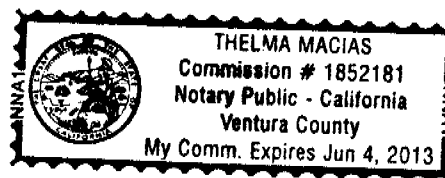
Trustee TS No. 09-0084901

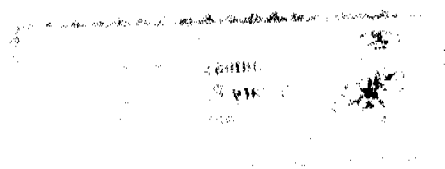
After Recording return to:
400 COUNTRYWIDE WAY SV-35
RECONTRUST COMPANY, N.A.
SIMI VALLEY, CA 93065

Notary Public for California

Residing at VENTURA

My commission expires: June 4, 2013







02 090084901

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

TS No. 09-0084901

NATHAN B MARKEE
9669 Hill Rd
Klamath Falls, OR 97603
7187 7930 3131 4712 3203

06/30/2009

NATHAN B MARKEE
9669 HILL ROAD
KLAMATH FALLS, OR 97603
7187 7930 3131 4712 3227

06/30/2009

Residents/Occupants
9669 HILL ROAD
KLAMATH FALLS, OR 97603
7187 7930 3131 4712 3234

06/30/2009

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 9669 HILL ROAD, KLAMATH FALLS, OR in a conspicuous place.

1st Attempt: Posted Real Property on 7/5/2009 at 18:45
2nd Attempt: Posted Real Property on 7/9/2009 at 18:45
3rd Attempt: Posted Real Property on 07/12/2009 at 10:05

Signed in Klamath County, Oregon by:

Dave Davis 7-12-9
Signature Date
1006.55606

State of Oregon
County of Klamath

On this 12th day of July in the year of 2009, 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 2013



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:**

Damage:

☐ Fire☐ Vandalism☐ Other - Describe: _____**Landscape:**☒ Good☐ Poor**Other:**☐ Property Address Discrepancies☐ Code Enforcement Notices☐ Livestock☒ For Sale, Sign By: GOLDWALL BANKER
541 891-2625

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.

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made by Nathan B Markee, A Single Man, as grantor(s), to First American Title Insurance Company Of Oregon., as Trustee, in favor of Mortgage Electronic Registration Systems, Inc., as Beneficiary, dated 07/07/2005, recorded 07/13/2005, in the mortgage records of Klamath County, Oregon, in Book/Reel/Volume No. M05 at Page No. 53535 as Recorder's fee/file/instrument/microfilm/reception Number -, covering the following described real property situated in said county and state, to wit:

SEE ATTACHED FOR LEGAL DESCRIPTION

PROPERTY ADDRESS: 9669 HILL ROAD
KLAMATH FALLS, OR 97603

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 \$1,887.58 beginning 02/01/2009; plus late charges of \$83.56 each month beginning with the 02/01/2009 payment plus prior accrued late charges of \$-271.74; plus advances of \$105.00; 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.

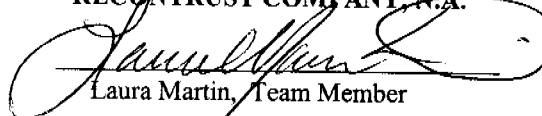
By reason of said default the Beneficiary has declared all sums owing on the obligation secured by the Trust Deed immediately due and payable, said sums being the following to wit: \$206,615.13 with interest thereon at the rate of 8.75 percent per annum beginning 01/01/2009 until paid, plus all accrued 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, N.A., the undersigned Trustee will on Monday, November 02, 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 July 7, 2009

RECONTRUST COMPANY, N.A.


Laura Martin, Team Member

For further information, please contact:

RECONTRUST COMPANY, N.A.
RECONTRUST COMPANY, N.A.
1800 Tapo Canyon Rd., CA6-914-01-94
SIMI VALLEY, CA 93063
(800)-281-8219
TS No. 09 -0084901

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.

53548

APN: 603154

Special Power of Attorney
- continued

File No.: 7034-552774 (PE)
Date: June 01, 2005

EXHIBIT A

LEGAL DESCRIPTION:

PARCEL 1

A parcel of land situated in the NE1/4 of Section 31, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the East line of the NE1/4 from which the Northeast corner of said Section 31 bears North 00°19'00" West 1097.67 feet; thence South 76°53'58" West 108.48 feet to the center of the casing of a well; thence continuing South 76°53'58" West 49.22 feet to a point on the East line of that certain county road known as Hill Road; thence Southeasterly on arc of a 3849.72 foot radius curve to the right (Delta=06°45'50", Long Chord=South 11°41'26" East 454.20) 454.47 feet; thence continuing along said East line of "Hill Road" South 08°18'31" East 355.39 feet; thence continuing along said East line of Hill Road on the arc of a 3789.72 foot radius curve to the left (Delta=01°28'33", Long Chord=South 09°02'48" East 97.61 feet) 97.62 feet to a point on the East line of said NE1/4, thence North 00°19'00" West on said East line 928.59 feet to the point of beginning.

LESS AND EXCEPTING a parcel of land being a portion of the property described in Volume M04 Page 35361, as situated in the NE1/4 of Section 31 Township 39 South, Range 10 East of the Willamette Meridian, being more particularly described as follows:

Beginning at a point on the east line of said Section 31 which bears S00° 19' 00" East a distance of 173.63 feet from the N1/16 corner of said Section 31, said point being the true point of beginning; thence continuing S00° 19' 00" East a distance of 518.30 feet to a point on the East right of way line of Hill Road; thence along the East right of way line of Hill Road 97.62 feet along the arc of a 3789.72 foot radius curve to the right, the long chord which bears N09° 02' 48" West a distance of 97.61 feet and having a delta angle of 1° 28' 33"; thence continuing along the east right of way line of Hill Road N08° 18' 31" West a distance of 355.35 feet; thence continuing along the east right of way line of Hill Road 13.08 feet along the arc of a 3849.72 foot radius curve to the left, the long chord of which bears N08°24'21" West a distance of 13.08 and having a delta angle of 0° 11' 41"; thence leaving said east right of way line of Hill Road N48° 54' 19" East a distance of 87.24 feet, more or less to the true point of beginning, containing 0.40 acres, more or less, bearings being based on County Survey 2876.

PARCEL 2

A tract of land situated in the NW1/4 NW1/4 of Section 32, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon more particularly described as follows:

Beginning at the Southwest corner of the NW1/4 NW1/4; thence North 00°19'00" West on the West line of said NW1/4 NW1/4, 522.70 feet; thence North 81°35'00" East 202.01 feet; thence South 00°19'00" East 552.29 feet to a point on the South line of said NW1/4 NW1/4; thence North 89°59'37" West along said South line 200.00 feet to the point of beginning.

53549

APN: 603154

Special Power of Attorney
- continued

File No.: 7034-552774 (PE)
Date: June 01, 2005

TOGETHER WITH a parcel of land being a portion of the property described in Volume M01 Page 10209, Klamath County deed records as situated in the S1/2 NW1/4 of Section 32, Township 39 South, Range 10 East of the Willamette Meridian, being more particularly described as follows:

Beginning at the N1/16 corner common to said Section 32 and Section 31, Township 39 South, Range 10 East of the Willamette Meridian; thence S89° 59' 37" East a distance of 200.00 feet; thence S48° 54' 19" West a distance of 264.11 feet to the west line of said Section 32, thence N00° 19' 00" West along said section line a distance of 173.63 feet, more or less to the point of beginning, containing 0.40 acres, more or less, bearings being based on County Survey 2876.

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 # 11500

Notice of Sale/Nathan B. Markee

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:

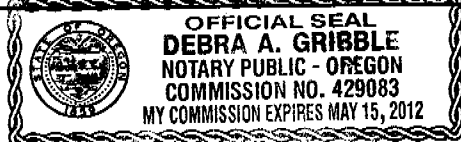
August 11, 18, 25, September 1, 2009

Total Cost: \$1,830.87

Jeanine P Day
Subscribed and sworn by Jeanine P Day
before me on: September 1, 2009

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 NATHAN B MARKEE, A SINGLE MAN, as grantor(s), to FIRST AMERICAN TITLE INSURANCE COMPANY OF OREGON., as Trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., as Beneficiary, dated 07/07/05, recorded 07/13/05, in the mortgage records of Klamath County, OR, in Book/Reel/Volume No. M05 at Page No. 53535 as Recorder's fee/file/instrument/microfilm/reception. Number - , covering the following described real property situated in said county and state, to wit: "LEGAL DESCRIPTION: PARCEL 1: A PARCEL OF LAND SITUATED IN THE NE1/4 OF SECTION 31, TOWNSHIP 39 SOUTH, RANGE 10 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON; MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EAST LINE OF THE NE1/4 FROM WHICH THE NORTHEAST CORNER OF SAID SECTION 31 BEARS NORTH 00 DEGREES 19'00" WEST 1097.67 FEET; THENCE SOUTH 76 DEGREES 53'58" WEST 108.48 FEET TO THE CENTER OF THE CASING OF A WELL; THENCE CONTINUING SOUTH 76 DEGREES 53'58" WEST 49.22 FEET TO A POINT ON THE EAST LINE OF THAT CERTAIN COUNTY ROAD KNOWN AS HILL ROAD; THENCE SOUTHEASTERLY ON ARC OF A 3849.72 FOOT RADIUS CURVE TO THE RIGHT (DELTA=06 DEGREES 45'50", LONG CHORD =SOUTH 11 DEGREES 41'26" EAST 454.20) 454.47 FEET; THENCE CONTINUING ALONG SAID EAST LINE OF "HILL ROAD" SOUTH 08 DEGREES 18'31" EAST 355.39 FEET; THENCE CONTINUING ALONG SAID EAST LINE OF HILL ROAD ON THE ARC OF A 3789.72 FOOT RADIUS CURVE TO THE LEFT (DELTA=01 DEGREES 28'33" LONG CHORD=SOUTH 09 DEGREES 02'48" EAST 97.61 FEET) 97.62 FEET TO A POINT ON THE EAST LINE OF SAID NE1/4, THENCE NORTH 00 DEGREES 19'00" WEST ON SAID EAST LINE 928.59 FEET TO THE POINT OF BEGINNING, LESS AND EXCEPTING A PARCEL OF LAND BEING A PORTION OF THE PROPERTY DESCRIBED IN VOLUME M04 PAGE 35361, AS SITUATED IN THE NE1/4 OF SECTION 31 TOWNSHIP 39 SOUTH, RANGE 10 EAST OF THE WILLAMETTE MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EAST LINE OF SAID SECTION 31 WHICH BEARS 500 DEGREES 19'00" EAST A DISTANCE OF 173.63 FEET FROM THE N1/16 CORNER OF SAID SECTION 31, SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUING 500 DEGREES 19'00" EAST A DISTANCE OF 518.30 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF HILL ROAD; THENCE ALONG THE EAST RIGHT OF WAY LINE OF HILL ROAD 97.62 FEET ALONG THE ARC OF A 3789.72 FOOT RADIUS CURVE TO THE RIGHT, THE LONG CHORD WHICH BEARS N09 DEGREES 02'48" WEST A DISTANCE OF 97.61 FEET AND HAVING A DELTA ANGLE OF 1 DEGREE 28'33"; THENCE CONTINUING ALONG THE EAST RIGHT OF WAY LINE OF HILL ROAD N08 DEGREES 18'31" WEST A DISTANCE OF 355.35 FEET; THENCE CONTINUING ALONG THE EAST RIGHT OF WAY LINE OF HILL ROAD 13.08 FEET ALONG THE ARC OF A 3849.72 FOOT RADIUS CURVE TO THE LEFT, THE LONG CHORD OF WHICH BEARS N09 DEGREES 24'21" WEST A DISTANCE OF 13.08 AND HAVING A DELTA ANGLE OF 0 DEGREES 11'41"; THENCE LEAVING SAID EAST RIGHT OF WAY LINE OF HILL ROAD N48 DEGREES 54'19" EAST A DISTANCE OF 87.24 FEET, MORE OR LESS TO THE TRUE POINT OF BEGINNING, CONTAINING 0.40 ACRES, MORE OR LESS, BEARINGS BEING BASED ON COUNTY SURVEY 2876. PARCEL 2: A TRACT OF LAND SITUATED IN THE NW1/4 NW1/4 OF SECTION 32, TOWNSHIP 39 SOUTH, RANGE 10 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE NW1/4 NW1/4; THENCE NORTH 00 DEGREES 19'00" WEST ON THE WEST LINE OF SAID NW1/4 NW1/4, 522.70 FEET; THENCE NORTH 81 DEGREES 35'00" EAST 202.01 FEET; THENCE SOUTH 00 DEGREES 19'00" EAST 552.29 FEET TO A POINT ON THE SOUTH LINE OF SAID NW1/4 NW1/4; THENCE NORTH 89 DEGREES 59'37" WEST ALONG SAID SOUTH LINE 200.00 FEET TO THE POINT OF BEGINNING, TOGETHER WITH A PARCEL OF LAND BEING A PORTION OF THE PROPERTY DESCRIBED IN VOLUME M01 PAGE 10209, KLAMATH COUNTY DEED RECORDS AS SITUATED IN

THE S1/2 NW1/4 OF SECTION 32, TOWNSHIP 39 SOUTH, RANGE 10 EAST OF THE WILLAMETTE MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE N1/16 CORNER COMMON TO SAID SECTION 32 AND SECTION 31, TOWNSHIP 39 SOUTH, RANGE 10 EAST OF THE WILLAMETTE MERIDIAN; THENCE S89 DEGREES 59'37" EAST A DISTANCE OF 200.00 FEET; THENCE S48 DEGREES 54'19" WEST A DISTANCE OF 264.11 FEET TO THE WEST LINE OF SAID SECTION 32, THENCE N00 DEGREES 00" WEST ALONG SAID SECTION LINE A DISTANCE OF 173.63 FEET, MORE OR LESS TO THE POINT OF BEGINNING, CONTAINING 0.40 ACRES, MORE OR LESS, BEARINGS BEING BASED ON COUNTY SURVEY 2876. ** PROPERTY ADDRESS: 9669 HILL ROAD KLAMATH FALLS, OR 97603

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 \$1,887.58 beginning 02/01/2009; plus late charges of \$83.56 each month beginning with the 02/01/2009 payment plus prior accrued late charges of \$-271.74; plus advances of \$105.00; 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: \$206,615.13 with interest thereon at the rate of 8.75 percent per annum beginning 01/01/2009 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, N.A., the undersigned Trustee will on Monday, November 02, 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 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 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: July 01, 2009 RECONTRUST COMPANY, N.A. For further information, please contact: RECONTRUST COMPANY, N.A. 1800 Tapo Canyon Rd., CA6-914-01-94 SIMI VALLEY, CA. 93063 (800) 281-8219 (TS# 09-0084901) 1006.55606-FEI
#11500 August 11, 18, 25, September 1, 2009.