

NTC 871177

2010-011764
Klamath County, Oregon



00091211201000117640030034

10/05/2010 11:50:46 AM

Fee: \$47.00

AFTER RECORDING RETURN TO:
Hershner Hunter, LLP
Attn: Lisa M. Summers
P.O. Box 1475
Eugene, OR 97440

AMENDED TRUSTEE'S NOTICE OF DEFAULT AND ELECTION TO SELL
UNDER TERMS OF TRUST DEED

The Trustee under the terms of the Trust Deed described herein, at the direction of the Beneficiary, hereby elects to sell the property described in the Trust Deed to satisfy the obligations secured thereby. Pursuant to ORS 86.745, the following information is provided:

1. PARTIES:

Grantor: MONTE J ENSIGN AND BRANDI L ENSIGN
Trustee: AMERITITLE
Successor Trustee: NANCY K. CARY
Beneficiary: COUNTRYWIDE BANK, FSB

2. DESCRIPTION OF PROPERTY: The real property is described as follows:

As described on the attached Exhibit A.

3. RECORDING. The Trust Deed was recorded as follows:

Date Recorded: March 4, 2008
Recording No. 2008-002799
Official Records of Klamath County, Oregon

4. DEFAULT. The Grantor or any other person obligated on the Trust Deed and Promissory Note secured thereby is in default and the Beneficiary seeks to foreclose the Trust Deed for failure to pay: A payment of \$1,259.62 for the month of December 2009, plus regular monthly payments of \$1,262.00 each, due the first of each month, for the months of January 2010 through September 2010; plus late charges and advances; plus any unpaid real property taxes or liens, plus interest.

5. AMOUNT DUE. The amount due on the Note which is secured by the Trust Deed referred to herein is: Principal balance in the amount of \$187,518.92; plus interest at the rate of 5.1250% per annum from November 1, 2009; plus late charges of \$250.86; plus advances and foreclosure attorney fees and costs.

6. SALE OF PROPERTY. The Trustee hereby states that the property will be sold to satisfy the obligations secured by the Trust Deed.

7. TIME OF SALE.

Date: February 24, 2011
Time: 11:00 a.m.
Place: Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon

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8. RIGHT TO REINSTATE. Any person named in ORS 86.753 has the right, at any time prior to five days before the Trustee conducts the sale, to have this foreclosure 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, by curing any other default that is capable of being cured by tendering the performance required under the obligation or Trust Deed and 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 amount provided in ORS 86.753.

DATED: September 29, 2010.

Nancy K. Cary, Successor Trustee
Hershner Hunter, LLP
PO Box 1475
Eugene OR 97440

STATE OF OREGON)
) ss.
COUNTY OF LANE)

The foregoing instrument was acknowledged before me on September 29, 2010, by Nancy K. Cary.



Claire Malmstrom
Notary Public for Oregon
My Commission Expires: 11/1/2011

(TS #07754.30288)
Telephone: (541) 686-0344

EXHIBIT A

Lot 9, Block 1 Tract No. 1083, CEDAR TRAILS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

TOGETHER WITH an undivided 1/3 interest in well, pump and pumphouse on Lot 8 and access to said well as more fully described in instrument recorded July 2, 1979 in Book M79, page 15629, Microfilm Records of Klamath County, Oregon.

Unofficial
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