

1st 1528470

2011-003592

Klamath County, Oregon



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03/15/2011 03:22:28 PM

Fee: \$52.00

RECORDING COVER SHEET

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

After Recording Return To:

Hillis, Clark, Martin & Peterson
1221 Second Avenue, Suite 500
Seattle, WA 98101

1. Name(s) of the Transaction(s):

Notice of Sale

2. Direct Party (Grantor):

HomeStreet Bank

3. Indirect Party (Beneficiary):

Smidt, Rudy & Elaine
Oregon Housing and Community Services Department

4. True and Actual Consideration Paid:

n/a

5. Legal Description:

LOT 4 - TRACT 1383, SIERRA HEIGHTS, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

6. Deed Reference:

2010-03805

1528470

Waiver of Notice under ORS § 86.740

and

Acknowledgment of actual notice


The undersigned, Janiece Jungell, assistant manager for HomeStreet Bank, a Washington state chartered savings bank, beneficiary on the second Deed of Trust executed by Rudy J.W. Smidt and Elaine Smidt, husband and wife, recorded on November 22, 2006 under File No. 2009-023457, in Klamath County, Oregon, acknowledges this Deed of Trust is subordinate to the first Deed of Trust held by Oregon Housing and Community Services Department which was executed by Rudy J.W. Smidt and Elaine Smidt, husband and wife, recorded on December 2, 2005 under File No. M05 - 70353 in Klamath County, Oregon.

That on or about January 25, 2010, the undersigned had knowledge of a default in the terms of the first Deed of Trust and that a Notice of Default of the terms of said Deed of Trust was recorded on March 29, 2010 in Klamath County under File No. 2010-03805.

That the undersigned acknowledges that the Trustee of the first Deed of Trust fixed August 6, 2010, as the day of the Trustee's Sale to foreclose the first Deed of Trust.

That the undersigned, hereby acknowledges notice of the Trustee's Sale and waives statutory notice pursuant ORCP 7 D(2) and 7 D(3) and ratifies the Trustee's Sale held on August 6, 2010.

Dated: FEBRUARY 16, 2011


Janiece Jungell

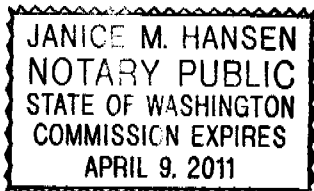
STATE OF WASHINGTON

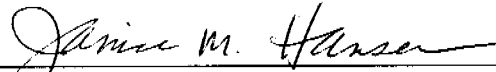
COUNTY OF KING

} ss.

On this day personally appeared before me Janiece Jungell, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this 16th day of February, 2011.





Printed Name: Janice M. Hansen
NOTARY PUBLIC in and for the State of Washington,
residing in: Snohomish County
My Commission Expires: 04/11/2011