2011-005535 Klamath County, Oregon

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05/04/2011 03:41:40 PM

Fee: \$42.00

AFTER RECORDING RETURN TO: Nathan J. Ratliff 905 Main Street, Ste 200 Klamath Falls OR 97601

Re: Trust Deed From: Christy L. Ulrich and Erik E. Ulrich, Grantor

<u>To</u>: Nathan J. Ratliff, Successor Trustee

SEND TAX STATEMENTS TO: No Change

NOTICE OF DEFAULT AND ELECTION TO SELL

Reference is made to that certain trust deed made by CHRISTY L. ULRICH and ERIK E. ULRICH, as grantor, to NATHAN J. RATLIFF, as successor trustee, in favor of GLETA WAMPLER, as beneficiary, dated December 20, 1996, recorded January 7, 1997, in the Records of Klamath County, Oregon in Volume M97, at page 420, of the Mortgage Records of Klamath County, Oregon, covering the following described real property situated in the above-mentioned county and state, to-wit:

Lot 1 in Block 11 of TRACT 1029, SPRAGUE RIVER PINES, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

Property ID.: R209615

Map Tax Lot No.: R-3408-027BO-01700-000

The beneficial interest in the trust deed hereinabove described has been assigned to **GLETA GENE WAMPLER, TRUSTEE OF THE GLETA GENE WAMPLER LIVING TRUST, UAD 12-19-07,** by that certain Assignment of Trust Deed by Beneficiary or Beneficiary's Successor in Interest dated 01-28-08, and recorded 01-28-08 as Instrument No. 2008-001156 of the Official Records of 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 default of such provision. The default for which foreclosure is made is grantor's failure to pay when due the following sums:

Delinquent Payments from March 3, 2009: 27 payments @ \$206.43 (03-03-09 through 05-03-11)

\$5,573.61

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-wit:

UNPAID PRINCIPAL BALANCE OF \$9,137.33, PLUS INTEREST THEREON at eight percent (8%) per annum from 02-02-09 until paid, together with foreclosure costs, trustee fees, attorney fees, and sums required for the protection of the property.

NOTICE IS HEREBY GIVEN that the beneficiary and successor trustee, by reason of the 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 interested acquired after the execution of the trust deed, to satisfy the obligations secured by the trust deed and the expenses of 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 A.M., in accord with the standard time established by ORS 187.110 on **SEPTEMBER 22, 2011**, at 620 Main Street, Klamath Falls, Klamath County, Oregon, which is the hour, date and place last set for the sale.

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 lease or other person in possession of or occupying the property.

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 the 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 trustee's and attorney 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 any 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 this _____ day of May, 2011.

Nathan J Katliff, Successor Trustee

STATE OF OREGON; County of Klamath) ss.

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME this _____ day of May,

2011, by Nathan J. Ratliff.

NOTARY PUBLIC FOR OREGON
My Commission expires: 10-21-19

OFFICIAL SEAL
KAY HEATH
NOTARY PUBLIC-OREGON
COMMISSION NO. 452364
MY COMMISSION EXPIRES OCTOBER 27, 2014