

2012-010574

Klamath County, Oregon



00124741201200105740040041

09/25/2012 11:08:35 AM

Fee: \$52.00

AFFIDAVIT OF MAILING NOTICE OF NEW TIME, DATE AND PLACE OF SALE FOR POSTPONED TRUSTEE SALE

Re: Trust Deed from
DWH Development LLC
1125 Avenue "C" Suite A
White City, OR 97503 Grantor

To
Patrick J. Kelly, Attorney
717 NW 5th Street
Grants Pass, OR 97526 Trustee

After recording, return to:
Patrick J. Kelly, Attorney at Law
717 NW 5th Street
Grants Pass, OR 97526

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON, County of Josephine)ss:

I, SHARON DEARDORFF, being first duly sworn, depose, and say that:

At all times hereinafter mentioned, I was and now am a resident of the State of Oregon, a competent person over the age of eighteen years, and not the beneficiary or the beneficiary's successor in interest named in the original notice of sale.

I gave a "Notice of New Time, Date and Place of Sale For Postponed Trustee Sale" by mailing copies 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 addresses, to-wit:

DWH Development LLC
David Hammonds, Reg. Agent
1125 Avenue "C", Suite A
White City, OR 97503

DWH Development LLC
David Hammonds, Reg. Agent
2054 Antelope Road
White City, OR 97503

DWH Development LLC
David Hammonds
1404 Brownsboro Hwy
Eagle Point, OR 97524

Occupants
41734 Timber Circle
Klamath Falls, OR 97601

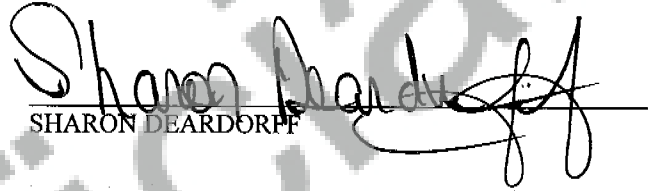
Occupants
7900 Dead Indian Memorial Road
Klamath Falls, OR 97601

Premier West Bank
Attn: Bank Manager
PO Box 40
Medford, OR 97501

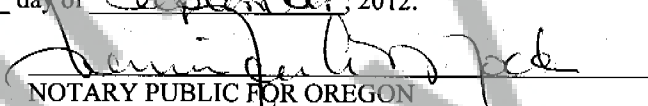
Joseph E. Kellerman
Attorney for Premier West Bank
717 Murphy Road
Medford, OR 97504

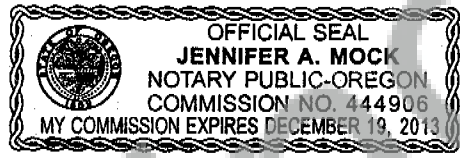
These persons include (a) the grantor in the trust deed; (b) any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice; (c) any person, including the Department of Revenue or any other state agency, having a lien or 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 set forth in ORS 86.785, and (e) occupants of the affected real property.

Each of the notices so mailed was certified to be a true copy of the original notice of sale by **PATRICK J. KELLY**, attorney for the trustee named in the notice. Each such copy was mailed in a sealed envelope, with postage thereon fully prepaid, and was deposited by me in the United States post office at **Grants Pass, Oregon, on August 30, 2012**. 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, with postage thereon in an amount sufficient to accomplish the same. Each such notice was mailed after the Notice of Default and Election to Sell described in the notice of sale was recorded. As used herein, the singular includes the plural, "trustee" includes a successor trustee, and "person" includes a corporation and any other legal or commercial entity.


SHARON DEARDORFF

SIGNED AND SWORN TO before me on this 24th day of September, 2012.


NOTARY PUBLIC FOR OREGON
My commission expires: _____



UNOFFICIAL COPY

NOTICE OF NEW TIME, DATE
AND PLACE OF SALE FOR
POSTPONED TRUSTEE
SALE

RE: Trust Deed from

DWH Development LLC
1125 Avenue "C" Suite A
White City, OR 97503

Grantor

To

Patrick J. Kelly, Attorney
717 NW 5th Street
Grants Pass, OR 97526

Trustee

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

PATRICK J. KELLY, Attorney at Law
717 NW Fifth Street
Grants Pass, OR 97526

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FOR
RECORDER'S USE

STATE 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 said County.
Witness my hand and seal of County affixed.

Name

Title

By _____, Deputy.

Reference is made to that certain Trust Deed in which **DWH Development LLC, or assigns**, was grantor, **Curry County Title Inc.** was trustee and **Robert B and Doris Allsup, husband and wife**, were, beneficiary. The Trust Deed was dated **August 9, 2007**, and recorded on **August 17, 2007**, as **Document No. 2007-014562**, records of **Klamath County, Oregon**, and conveyed to the trustee the following real property situated in that county:

**Lot 35, Block 1, LAKEWOODS SUBDIVISION UNIT NO. 3, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.
More commonly known as: 7900 Dead Indian Memorial Road, and 41734 Timber Circle, Klamath Falls, Oregon.**

The Beneficiary's interest in said Trust Deed was assigned to: **NONE**

The Notice of Default and original Notice of Sale given pursuant thereto stated that the property would be sold on **August 21, 2012**, at the hour of **1:30 o'clock PM.**, in accord with the standard of time established by **ORS 187.110**, at the **front entrance of the Klamath County Courthouse, 316 East Main Street**, in the City of **Klamath Falls**, County of **Klamath**, State of Oregon; however, pursuant to **ORS 86.755 2(a)** the Trustee or Agent of the trustee postponed the time, date and place of sale by public proclamation one or more times to a new time, date and place as set forth below.

WHEREFORE, notice hereby is given that the undersigned trustee will on **September 25, 2012, at the hour of 1:30 o'clock, PM.**, in accord with the standard to time established by **ORS 187.110** at the **front entrance of the Klamath County Courthouse, 316 East Main Street**, in the City of **Klamath Falls**, County of **Klamath**, State of Oregon; (which is the new date, time and place set for said sale) sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by grantor of the said trust deed, together with any interest which the grantor or grantor's successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee.

(See Next Page)

IN WITNESS WHEREOF, the undersigned trustee has executed this document. If the undersigned is a corporation, it has caused its name to be signed and seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

DATED: August 30, 2012



PATRICK KELLY, Trustee

State of Oregon, County of Josephine) ss.

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named trustee and that the foregoing is a complete and exact copy of the original's Notice of New Time, Date and Place of Sale for Postponed Trustee Sale.

PATRICK KELLY, Trustee

Unofficial
Copy