2020-000025

Klamath County, Oregon

01/02/2020 12:01:00 PM

Fee: \$202.00

Recording Requested By:

When Recorded Mail to:

Nathan F. Smith, Esq. c/o Trustee Corps 17100 Gillette Ave Irvine, CA 92614

TS No. OR08000187-18-1

APN R439136

TO No. 180596376

AFFIDAVIT OF MAILING

GRANTEE:

U.S. Bank National Association, not in its individual capacity, but solely as Trustee

for the RMAC Trust, Series 2016-CTT

DOROTHY J RYAN

GRANTOR:

CURRENT TRUSTEE:

Nathan F. Smith, Esq.

DECLARATION OF MAILING

Reference No: OR08000187-18 Mailing Number: 0140322-01		
STATE OF CALIFORNIA	}	
COUNTY OF SAN DIEGO	}SS }	
l,Jacob Smit	<u>h</u>	declare as follows:
I am and at all times herein mentioned a c San Diego County, California:	itizen of the United Sta	ates, over the age of eighteen years and a resident of
	n accordance with the	n the United States mail a copy of the attached checked mailing classes defined below, postage de a part hereof.
☑ First Class☐ Certified Return	☐ Certified ☐ Registered	 ☑ Certified Electronic Return Receipt ☐ Registered International
I declare under penalty of perjury under the	he laws of the State of	California that the lovegoing is true and correct.
9/26/2019 San Diego, California		
Date and Place	D	Declarant
		es only the identity of the individual who signed or validity of the document to which this form is
STATE OF CALIFORNIA COUNTY OF SAN DIEGO		
be the person whose names is subscribed	ally known to me or pro above and acknowledg gnature on this instrum	dersigned, a Notary Public in and for said State, oved to me on the basis of satisfactory evidence to ged to me that he/she executed the same in his/her nent the person, or the entity upon behalf of which
I certify under PENALTY OF PERJURY true and correct.	under the laws of the	State of California that the foregoing paragraph is
WITNESS my hand and official seal.	Λ	
Signature WyAu		WYATT JAMES ALLEN Notary Public - Catifornia San Diego County Commission # 2295219
		Mr. Comm. Sunian 1 - 27 2022

Exhibit A to Affidavit of Mailing

Postal Class: First Class
Mail Date: 09/26/2019
Type of Mailing: OR
Affidavit Attachment: 0140322-01 000 483000 Trustee_000418

Sender: Trustee Corps 17100 Gillette Ave. Irvine CA 92064

1 (11)9690024886842992 SHELLY E. AUNGST-RYAN 2522 MONTELIUS ST KLAMATH FALLS, OR 97601

2 (11)9690024886843036 SHELLY E. AUNGST-RYAN 5717 BLUE MOUNTAIN DR. KLAMATH FALLS, OR 00000

3 (11)9690024886843067 SHELLY E. AUNGST-RYAN

C/O LAW OFFICE OF MELINDA M. BROWN

419 MAIN STREET

KLAMATH FALLS, OR 97601

4 (11)9690024886843098

DOROTHY J. RYAN, AS TRUSTEE OF THE DOROTHY J. RYAN REVOCABLE LIVING TRUST

2522 MONTELIUS ST KLAMATH FALLS, OR 97601

5 (11)9690024886843128

DOROTHY J. RYAN, AS TRUSTEE OF THE DOROTHY J. RYAN REVOCABLE LIVING TRUST

P.O. BOX 5264

KLAMATH FALLS, OR 97601

6 (11)9690024886843166

OCCUPANT

2522 MONTELIUS ST KLAMATH FALLS, OR 97601

7 (11)9690024886843197

OREGON DEPARTMENT OF HUMAN SERVICES

ESTATE ADMINISTRATION UNIT

PO BOX 14021

SALEM, OR 97309-5024

8 (11)9690024886843227

OREGON HEALTH AUTHORITY 500 SUMMER ST NE E-20 SALEM, OR 97301-1097

9 (11)9690024886843272 DOROTHY J RYAN 2522 MONTELIUS ST

10

KLAMATH FALLS, OR 97601

(11)9690024886843326 DOROTHY J RYAN C/O VALERIE B HEDRICK 2522 MONTELIUS ST

KLAMATH FALLS, OR 97601-1438

11 (11)9690024886843364 RICHARD J. RYAN 2522 MONTELIUS ST KLAMATH FALLS, OR 97601

12 (11)9690024886843401 RICHARD J. RYAN 170 W. VIA VAQUERO SAN DIMAS, CA 91773 13 (11)9690024886843463 RICHARD J. RYAN C/O LAW OFFICE OF MELINDA M. BROWN 419 MAIN STREET KLAMATH FALLS, OR 97601 (11)9690024886843500 14 THÓMAS RYAN 2522 MONTELIUS ST KLAMATH FALLS, OR 97601 (11)9690024886843562 15 THÓMAS RYAN 3745 VALLEY BLVD. #51 WALNUT, CA 91789 (11)9690024886843623 16 THÓMAS RYAN C/O LAW OFFICE OF MELINDA M. BROWN 419 MAIN STREET KLAMATH FALLS, OR 97601 (11)9690024886843678 17 THE HEIRS AND DEVISEES OF THE ESTATE OF DOROTHY J RYAN 2522 MONTELIUS ST KLAMATH FALLS, OR 97601 (11)9690024886843739 18 MELINDA L. TIGUE 2522 MONTELIUS ST KLAMATH FALLS, OR 97601 19 (11)9690024886843784 MELINDA L. TIGUE C/O LAW OFFICE OF MELINDA M. BROWN 419 MAIN STREET

KLAMATH FALLS, OR 97601

Exhibit A to Affidavit of Mailing

Postal Class: Electronic - Ret Mail Date: 09/26/2019 Type of Mailing: OR

Affidavit Attachment: 0140322-01 000 483000 Trustee_000418

Sender: Trustee Corps 17100 Gillette Ave. Irvine CA 92064

1 71969002484058376144 SHELLY E. AUNGST-RYAN

2522 MONTELIUS ST KLAMATH FALLS, OR 97601

2 71969002484058376175

SHELLY E. AUNGST-RYAN 5717 BLUE MOUNTAIN DR. KLAMATH FALLS, OR 00000

3 71969002484058376205 SHELLY E. AUNGST-RYAN

C/O LAW OFFICE OF MELINDA M. BROWN

419 MAIN STREET

KLAMATH FALLS, OR 97601

4 71969002484058376236

DOROTHY J. RYAN, AS TRUSTEE OF THE DOROTHY J. RYAN REVOCABLE LIVING TRUST

2522 MONTELIUS ST KLAMATH FALLS, OR 97601

5 71969002484058376250

DOROTHY J. RYAN, AS TRUSTEE OF THE DOROTHY J. RYAN REVOCABLE LIVING TRUST

P.O. BOX 5264

KLAMATH FALLS, OR 97601

6 71969002484058376281

OCCUPANT

2522 MONTELIUS ST KLAMATH FALLS, OR 97601

7 71969002484058376311

OREGON DEPARTMENT OF HUMAN SERVICES

ESTATE ADMINISTRATION UNIT

PO BOX 14021

SALEM, OR 97309-5024

8 71969002484058376342

OREGON HEALTH AUTHORITY 500 SUMMER ST NE E-20 SALEM, OR 97301-1097

9 71969002484058376366

DOROTHY J RYAN 2522 MONTELIUS ST KLAMATH FALLS, OR 97601

10 71969002484058376380

DOROTHY J RYAN C/O VALERIE B HEDRICK 2522 MONTELIUS ST

KLAMATH FALLS, OR 97601-1438

11 71969002484058376403

RICHARD J. RYAN 2522 MONTELIUS ST KLAMATH FALLS, OR 97601

12 71969002484058376427

RICHARD J. RYAN 170 W. VIA VAQUERO SAN DIMAS, CA 91773 13 71969002484058376434 RICHARD J. RYAN C/O LAW OFFICE OF MELINDA M. BROWN 419 MAIN STREET KLAMATH FALLS, OR 97601 14 71969002484058376458 THOMAS RYAN 2522 MONTELIUS ST KLAMATH FALLS, OR 97601 15 71969002484058376472 THOMAS RYAN 3745 VALLEY BLVD. #51 **WALNUT, CA 91789** 71969002484058376496 16 THOMAS RYAN C/O LAW OFFICE OF MELINDA M. BROWN 419 MAIN STREET KLAMATH FALLS, OR 97601 17 71969002484058376519 THE HEIRS AND DEVISEES OF THE ESTATE OF DOROTHY J RYAN 2522 MONTELIUS ST KLAMATH FALLS, OR 97601 71969002484058376533 MELINDA L. TIGUE 18 2522 MONTELIUS ST KLAMATH FALLS, OR 97601 19 71969002484058376557 MELINDA L. TIGUE C/O LAW OFFICE OF MELINDA M. BROWN 419 MAIN STREET

KLAMATH FALLS, OR 97601

TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made by, DOROTHY J RYAN, as Grantor to CHICAGO TITLE as Trustee, in favor of BANK OF AMERICA, NA as Beneficiary dated as of December 5, 2007 and recorded on January 15, 2008 as Instrument No. 2008-000629 and the beneficial interest was assigned to U.S. BANK NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE FOR THE RMAC TRUST, SERIES 2016-CTT and recorded May 7, 2019 as Instrument Number 2019-004939 of official records in the Office of the Recorder of Klamath County, Oregon to-wit:

APN: R439136

A PARCEL OF LAND SITUATED IN THE SE1/4 SE1/4 OF SECTION 19 TOWNSHIP 38 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT WHICH IS 490 FEET NORTH OF THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 38 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, THENCE WEST 315 FEET, THENCE NORTH 190 FEET, THENCE EAST 100 FEET, THENCE SOUTH 170 FEET, THENCE EAST 215 FEET, THENCE SOUTH 20 FEET TO THE POINT OF BEGINNING.

Commonly known as: 2522 MONTELIUS ST, KLAMATH FALLS, OR 97601

Both the Beneficiary, U.S. Bank National Association, not in its individual capacity, but solely as Trustee for the RMAC Trust, Series 2016-CTT, and the Trustee, Nathan F. Smith, Esq., OSB #120112, have elected to sell the said real property to satisfy the obligations secured by said Trust Deed and notice has been recorded pursuant to Section 86.735(3) of Oregon Revised Statutes. The default for which the foreclosure is made is the Grantor's failure to pay: Failed to pay payments which became due

Monthly Payment(s):

1 Monthly Payment(s) from 02/25/2018 to 02/25/2018 at \$325.75 1 Monthly Payment(s) from 03/25/2018 to 03/25/2018 at \$312.33 1 Monthly Payment(s) from 04/25/2018 to 04/25/2018 at \$325.28 1 Monthly Payment(s) from 05/25/2018 to 05/25/2018 at \$320.93 1 Monthly Payment(s) from 06/25/2018 to 06/25/2018 at \$332.53 1 Monthly Payment(s) from 07/25/2018 to 07/25/2018 at \$328.04 1 Monthly Payment(s) from 08/25/2018 to 08/25/2018 at \$339.88 1 Monthly Payment(s) from 09/25/2018 to 09/25/2018 at \$339.87 1 Monthly Payment(s) from 10/25/2018 to 10/25/2018 at \$448.66 1 Monthly Payment(s) from 11/25/2018 to 11/25/2018 at \$297.56 1 Monthly Payment(s) from 12/25/2018 to 12/25/2018 at \$342.26 1 Monthly Payment(s) from 01/25/2019 to 01/25/2019 at \$347.22 1 Monthly Payment(s) from 02/25/2019 to 02/25/2019 at \$354.57 1 Monthly Payment(s) from 03/25/2019 to 03/25/2019 at \$338.96 1 Monthly Payment(s) from 04/25/2019 to 04/25/2019 at \$354.57 1 Monthly Payment(s) from 05/25/2019 to 05/25/2019 at \$349.36 1 Monthly Payment(s) from 06/25/2019 to 06/25/2019 at \$323.58 1 Monthly Payment(s) from 07/25/2019 to 07/25/2019 at \$349.65 1 Monthly Payment(s) from 08/25/2019 to 08/25/2019 at \$354.86

Total Late Charge(s):

Total Late Charge(s) at \$115.62

By this reason of said default the Beneficiary has declared all obligations secured by said Trust Deed immediately due and payable, said sums being the following, to-wit: The sum of \$34,595.15 together with interest thereon at the rate of 4.49000% per annum from January 25, 2018 until paid; plus all accrued late charges thereon; and all Trustee's fees, foreclosure costs and any sums advanced by the Beneficiary pursuant to the terms of said Trust Deed.

Wherefore, notice is hereby given that, the undersigned Trustee will on January 28, 2020 at the hour of 10:00 AM, Standard of Time, as established by Section 187.110, Oregon Revised Statues, on the Main Street entrance steps to the Klamath County Circuit Court, 316 Main St, Klamath Falls, OR 97601 County of Klamath, 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 him of the said Trust Deed, together with any interest which the Grantor or his 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. Notice is further given that any person named in Section 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the Trust Deed reinstated by payment to the Beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred), together with the costs, Trustee's or attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or Trust Deed, at any time prior to five days before the date last set for sale.

Without limiting the Trustee's disclaimer of representations or warranties, Oregon law requires the Trustee to state in this notice that some residential property sold at a Trustee's sale may have been used in manufacturing methamphetamines, the chemical components of which are known to be toxic. Prospective purchasers of residential property should be aware of this potential danger before deciding to place a bid for this property at the Trustee's sale.

In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes plural, the word "Grantor" includes any successor in interest to the Grantor as well as any other persons owing an obligation, the performance of which is secured by said Trust Deed, the words "Trustee" and "Beneficiary" includes their respective successors in interest, if any.

Dated: September 24, 2019

By: Nathan F Smith, Esq., OSB #120112 Successor Trustee

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA COUNTY OF ORANGE

On September 24, 2019, before me, ROMAN G. CISNEROS, Notary Public, personally appeared NATHAN F. SMITH, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of CALIFORNIA that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Motary Public Signature

ROMAN G. CISNEROS

Commission No. 2217537

NOTARY PUBLIC-CALIFORNIA

ORANGE COUNTY

My Comm Expires OCTOBER 9, 2021

Malcolm & Cisneros, A Law Corporation Attention: Nathan F. Smith, Esq., OSB #120112 c/o TRUSTEE CORPS 17100 Gillette Ave, Irvine, CA 92614 949-252-8300

THIS COMMUNICATION IS FROM A DEBT COLLECTOR AND IS AN ATTEMPT TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

To the extent your original obligation was discharged, or is subject to an automatic stay of bankruptcy under Title 11 of the United States Code, this notice is for compliance and/or informational purposes only and does not constitute an attempt to collect a debt or to impose personal liability for such obligation. However, a secured party retains rights under its security instrument, including the right to foreclose its lien.

NOTICE: YOU ARE IN DANGER OF LOSING YOUR PROPERTY IF YOU DO NOT TAKE ACTION IMMEDIATELY

This notice is about your mortgage loan on your property at: 2522 MONTELIUS ST, KLAMATH FALLS, Oregon 97601.

Your lender has decided to sell this property because the money due on your mortgage loan has not been paid on time or because you have failed to fulfill some other obligation to your lender. This is sometimes called 'foreclosure'.

The amount you would have had to pay as of September 10, 2019 to bring your mortgage loan current was \$14,083.69. The amount you must now pay to bring your loan current may have increased since that date.

By law, your lender has to provide you with details about the amount you owe, if you ask. You may call 888-699-5600 to find out the exact amount you must pay to bring your mortgage loan current and to get other details about the amount you owe. You may also get these details by sending a request by certified mail to:

Malcolm & Cisneros, A Law Corporation Attention: Nathan F. Smith, Esq., OSB #120112 c/o Trustee Corps 17100 Gillette Ave. Irvine, CA 92614 949-252-8300

THIS IS WHEN AND WHERE YOUR PROPERTY WILL BE SOLD IF YOU DO NOT TAKE ACTION:

Date and Time: January 28, 2020 at 10:00 AM

Place: on the Main Street entrance steps to the Klamath County

Circuit Court, 316 Main St, Klamath Falls, OR 97601,

County of Klamath

THIS IS WHAT YOU CAN DO TO STOP THE SALE:

1. You can pay the amount past due or correct any other default, up to

five days before the sale.

- 2. You can refinance or otherwise pay off the loan in full anytime before the sale.
- 3. You can call Rushmore Loan Management Services, LLC at phone no 888-699-5600 to find out if your lender is willing to give you more time or change the terms of your loan.
- 4. You can sell your home, provided the sale price is enough to pay what you owe.

There are government agencies and nonprofit organizations that can give you information about foreclosure and help you decide what to do. For the name and telephone number of an organization near you, please call the statewide telephone contact number at 800-SAFENET (800-723-3638). You may also wish to talk to a lawyer. If you need help finding a lawyer, you may call the Oregon State Bar's Lawyer Referral Service at 503-684-3763 or toll-free in Oregon at 800-452-7636 or you can visit its website at http://www.osbar.org. Legal assistance may be available to you if you have a low income and meet federal poverty guidelines. For more information and a directory of legal aid programs, go to http://www.oregonlawhelp.org.

WARNING: You may get offers from people who tell you they can help you keep your property. You should be careful about those offers. Make sure you understand any papers you are asked to sign. If you have any questions, talk to a lawyer or one of the organizations mentioned above before signing.

DATED: September 24, 2019

By: Nathan F / mith, Esq., OSB #120112

Successor Trustee

NOTICE TO RESIDENTIAL TENANTS

The property in which you are living is in foreclosure. A foreclosure sale is scheduled for **January 28**, **2020**. The date of this sale may be postponed. Unless the lender that is foreclosing on this property is paid before the sale date, the foreclosure will go through and someone new will own this property.

After the sale, the new owner is required to provide you with contact information and notice that the sale took place.

The following information applies to you only if you are a bona fide tenant occupying and renting this property as a residential dwelling under a legitimate rental agreement. The information does not apply to you if you own this property or if you are not a bona fide residential tenant.

If the foreclosure sale goes through, the new owner will have the right to require you to move out. Before the new owner can require you to move, the new owner must provide you with written notice that specifies the date by which you must move out. If you do not leave before the move-out date, the new owner can have the sheriff remove you from the property after a court hearing. You will receive notice of the court hearing.

PROTECTION FROM EVICTION

IF YOU ARE A BONA FIDE TENANT OCCUPYING AND RENTING THIS PROPERTY AS A RESIDENTIAL DWELLING, YOU HAVE THE RIGHT TO CONTINUE LIVING IN THIS PROPERTY AFTER THE FORECLOSURE SALE FOR:

- 60 DAYS FROM THE DATE YOU ARE GIVEN A WRITTEN TERMINATION NOTICE, IF YOU HAVE A FIXED TERM LEASE: OR
- AT LEAST 30 DAYS FROM THE DATE YOU ARE GIVEN A WRITTEN TERMINATION NOTICE, IF YOU HAVE A MONTH-TO-MONTH OR WEEK-TO- WEEK RENTAL AGREEMENT.

If the new owner wants to move in and use this property as a primary residence, the new owner can give you written notice and require you to move out after 30 days, even though you have a fixed term lease with more than 30 days left.

You must be provided with at least 30 days' written notice after the foreclosure sale before you can be required to move.

A bona fide tenant is a residential tenant who is not the borrower (property owner) or a child, spouse or parent of the borrower, and whose rental agreement:

- Is the result of an arm's-length transaction;
- Requires the payment of rent that is not substantially less than fair market rent for the property, unless the rent is reduced or subsidized due to a federal, state or local subsidy; and
- Was entered into prior to the date of the foreclosure sale.

ABOUT YOUR TENANCY BETWEEN NOW AND THE FORECLOSURE SALE: RENT YOU SHOULD CONTINUE TO PAY RENT TO YOUR LANDLORD UNTIL THE PROPERTY IS SOLD OR UNTIL A COURT TELLS YOU OTHERWISE. IF YOU DO NOT PAY RENT, YOU CAN BE EVICTED. BE SURE TO KEEP PROOF OF ANY PAYMENTS YOU MAKE.

SECURITY DEPOSIT

You may apply your security deposit and any rent you paid in advance against the current rent you owe your landlord as provided in ORS 90.367. To do this, you must notify your landlord in writing that you want to subtract the amount of your security deposit or prepaid rent from your rent payment. You may do this only for the rent you owe your current landlord. If you do this, you must do so before the foreclosure sale. The business or individual who buys this property at the foreclosure sale is not responsible to you

for any deposit or prepaid rent you paid to your landlord.

ABOUT YOUR TENANCY AFTER THE FORECLOSURE SALE

The new owner that buys this property at the foreclosure sale may be willing to allow you to stay as a tenant instead of requiring you to move out after 30 or 60 days. After the sale, you should receive a written notice informing you that the sale took place and giving you the new owner's name and contact information. You should contact the new owner if you would like to stay. If the new owner accepts rent from you, signs a new residential rental agreement with you or does not notify you in writing within 30 days after the date of the foreclosure sale that you must move out, the new owner becomes your new landlord and must maintain the property. Otherwise:

- You do not owe rent;
- The new owner is not your landlord and is not responsible for maintaining the property on your behalf; and
- You must move out by the date the new owner specifies in a notice to you.

The new owner may offer to pay your moving expenses and any other costs or amounts you and the new owner agree on in exchange for your agreement to leave the premises in less than 30 or 60 days. You should speak with a lawyer to fully understand your rights before making any decisions regarding your tenancy.

IT IS UNLAWFUL FOR ANY PERSON TO TRY TO FORCE YOU TO LEAVE YOUR DWELLING UNIT WITHOUT FIRST GIVING YOU WRITTEN NOTICE AND GOING TO COURT TO EVICT YOU. FOR MORE INFORMATION ABOUT YOUR RIGHTS, YOU SHOULD CONSULT A LAWYER. If you believe you need legal assistance, contact the Oregon State Bar and ask for the lawyer referral service. Contact information for the Oregon State Bar is included with this notice. If you do not have enough money to pay a lawyer and are otherwise eligible, you may be able to receive legal assistance for free. Information about whom to contact for free legal assistance is included with this notice.

Oregon Law Center Portland: 503-473-8329 Coos Bay: 800-303-3638 Ontario: 888-250-9877 Salem: 503-485-0696 Grants Pass: 541-476-1058 Woodburn: 800-973-9003

Hillsboro: 877-726-4381 http://www.oregonlawcenter.org/

Oregon State Bar's Lawyer Referral Service at 503-684-3763 or toll-free in Oregon at 800-452-7636 or you may visit the website at: http://www.osbar.org

Legal assistance may be available if you have a low income and meet federal poverty guidelines. For more information and a directory of legal aid programs, go to http://oregonlawhelp.org

For the name and telephone number of an organization near you, please call the statewide telephone contact number at 800-SAFENET (800-723-3638)

2019-011196

Klamath County, Oregon

09/25/2019 03:12:01 PM Fee: \$102.00

NOTICE OF DEFAULT AND ELECTION TO SELL

RE: Trust Deed from: DOROTHY J RYAN, Grantor To: Nathan F. Smith, Esq., OSB #120112

After recording return to:

Malcolm & Cisneros, A Law Corporation Attention: Nathan F. Smith, Esq., OSB #120112 c/o TRUSTEE CORPS 17100 Gillette Ave Irvine, CA 92614

TS No. OR08000187-18-1

APN R439136

TO No 180596376

Reference is made to that certain Trust Deed made by DOROTHY J RYAN, as Grantor, to CHICAGO TITLE as Trustee, in favor of BANK OF AMERICA, NA as original Beneficiary, dated as of December 5, 2007 and recorded January 15, 2008 in the records of Klamath County, Oregon as Instrument No. 2008-000629 and the beneficial interest was assigned to U.S. BANK NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE FOR THE RMAC TRUST, SERIES 2016-CTT and recorded May 7, 2019 as Instrument Number 2019-004939 covering the following described real property situated in the above-mentioned county and state, to wit:

APN: R439136

A PARCEL OF LAND SITUATED IN THE SE1/4 SE1/4 OF SECTION 19 TOWNSHIP 38 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT WHICH IS 490 FEET NORTH OF THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 38 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, THENCE WEST 315 FEET, THENCE NORTH 190 FEET, THENCE EAST 100 FEET, THENCE SOUTH 170 FEET, THENCE EAST 215 FEET, THENCE SOUTH 20 FEET TO THE POINT OF BEGINNING.

The undersigned hereby certifies that no assignments of the Trust Deed by the Trustee, Nathan F. Smith, Esq., OSB #120112, or by the Beneficiary, U.S. Bank National Association, not in its individual capacity, but solely as Trustee for the RMAC Trust, Series 2016-CTT, 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 such provision. The default for which foreclosure is made is Grantor's failure to pay when due the following sums:

The total monthly payment(s) in the amount of \$6,485.86 beginning February 25, 2018, as follows:

\$325.75 = 1 monthly payment(s) at \$325.75 \$312.33 = 1 monthly payment(s) at \$312.33 \$325.28 = 1 monthly payment(s) at \$325.28 \$320.93 = 1 monthly payment(s) at \$320.93 \$332.53 = 1 monthly payment(s) at \$332.53 \$328.04 = 1 monthly payment(s) at \$328.04 \$339.88 = 1 monthly payment(s) at \$339.88 \$339.87 = 1 monthly payment(s) at \$339.87 \$448.66 = 1 monthly payment(s) at \$448.66 \$297.56 = 1 monthly payment(s) at \$297.56 \$342.26 = 1 monthly payment(s) at \$342.26

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$347.22 = 1 monthly payment(s) at $347.22
$354.57 = 1 monthly payment(s) at $354.57
$338.96 = 1 monthly payment(s) at $338.96
$354.57 = 1 monthly payment(s) at $354.57
$349.36 = 1 monthly payment(s) at $349.36
$323.58 = 1 monthly payment(s) at $323.58
$349.65 = 1 monthly payment(s) at $349.65
$354.86 = 1 monthly payment(s) at $354.86
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By reason of said default, the Beneficiary has declared all sums owing on the obligation secured by said Trust Deed immediately due and payable totaling \$43,378.45, said sums being the following:

- Principal balance of \$34,595.15 and accruing interest as of September 10, 2019, per annum, from January 25, 2018 until paid.
- 2. \$3,025.28 in interest
- 3. \$97.88 in late charges
- 4. \$207.00 in total fees
- 5. \$2,705.30 in negative escrow balance
- 6. \$1,664.40 in recoverable balance
- 7. \$1.083.44 in foreclosure fees and costs
- 8. Together with title expenses, costs, Trustees fees and attorney fees incurred here in 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 there in.

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, to- wit: Failed to pay payments which became due

Notice hereby is given that the Beneficiary and Trustee, by reason of default, have elected and do hereby elect to foreclose the Trust Deed by advertisement and sale pursuant to ORS 86.705 to 86.815, 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 interest acquired after the execution of the trust deed, to satisfy the obligations secured by the Trust Deed and the expenses of the 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 AM, in accord with the standard of time established by ORS 187.110, on January 28, 2020 at the following place: on the Main Street entrance steps to the Klamath County Circuit Court, 316 Main St, Klamath Falls, OR 97601

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 lessee or other person in possession of or occupying the property except:

DOROTHY J. RYAN, AS TRUSTEE OF THE DOROTHY J. RYAN REVOCABLE LIVING TRUST 2522 MONTELIUS ST, KLAMATH FALLS, OR 97601

OCCUPANT 2522 MONTELIUS ST, KLAMATH FALLS, OR 97601

DOROTHY J RYAN 2522 MONTELIUS ST, KLAMATH FALLS, OR 97601

THE HEIRS AND DEVISEES OF THE ESTATE OF DOROTHY J RYAN 2522 MONTELIUS ST, KLAMATH FALLS, OR 97601

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), together with costs, Trustee's and attorney's fees, 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, at any time prior to five days before the date last set for sale.

Without limiting the Trustee's disclaimer of representations or warranties, Oregon law requires the Trustee to state in this notice that some residential property sold at a Trustee's sale may have been used in manufacturing methamphetamines, the chemical components of which are known to be toxic. Prospective purchasers of residential property should be aware of this potential danger before deciding to place a bid for this property at the Trustee's sale.

In construing this notice, the singular gender 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: September 24, 2019

By: Nathan F. Smith, Eso., OSB #120112 Successor Trustee

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA COUNTY OF ORANGE

On September 24, 2019, before me, ROMAN G. CISNEROS, Notary Public, personally appeared NATHAN F. SMITH, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of CALIFORNIA that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Notary Public Signature

ROMAN G. CISNEROS

Commission No. 2217537
NOTARY PUBLIC-CALIFORNIA
ORANGE COUNTY

My Comm Expires OCTOBER 9, 2021

Malcolm & Cisneros, A Law Corporation Attention: Nathan F. Smith, Esq., OSB #120112 c/o TRUSTEE CORPS 17100 Gillette Ave, Irvine, CA 92614 949-252-8300

THIS COMMUNICATION IS FROM A DEBT COLLECTOR AND IS AN ATTEMPT TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

To the extent your original obligation was discharged, or is subject to an automatic stay of bankruptcy under Title 11 of the United States Code, this notice is for compliance and/or informational purposes only and does not constitute an attempt to collect a debt or to impose personal liability for such obligation. However, a secured party retains rights under its security instrument, including the right to foreclose its lien.



CERTIFICATE OF COMPLIANCE STATE OF OREGON FORECLOSURE AVOIDANCE PROGRAM

AFTER RECORDING RETURN TO: Roman G Cisneros For Malcolm & Cisneros, For Rushmore Loan Management Services 2112 Business Center Drive Irvine, CA 92612

7/22/2019

Grantor:	DOROTHY J RYAN
Beneficiary:	U.S. Bank National Association, not in its individual capacity, but solely as Trustee for the RMAC Trust, Series 2016-CTT
Property Address:	2522 MONTELIUS ST KLAMATH FALLS, OR 97601
Instrument / Recording No. Date / County	Instrument Number: 2008-000629 Recording Number: 2008-000629 Loan Number: 1/15/2008 Klamath
Case Number	BI-190604-3364
1. The Service Provider hereby The beneficiary and/ or	certifies that: or its agent complied with the requirements of Oregon Laws 2013, Chapter 304, sections 2, 3, and 4;
The grantor did not p	bay the required fee by the deadline.
 On this date, I mailed the original clectronically or by mail. 	ginal certificate to the beneficiary and provided a copy to the grantor and the Attorney General
DATED this 22_day of	PAVETTE PHETE
STATE OF OREGON)	Compliance Officer, Oregon Foreclosure Avoidance Program ss.
County of Multnomah)	
The foregoing instrument was acl	knowledged before me on July 12 MB 2019, by MHETTE PHEES
as Compliance Officer of Mediati	on Case Manager.
OFFICIAL CORY OVEI NOTARY PUBLICOMMISSION MY COMMISSION EXPIRES S	RSTREET IC-OREGON NO. 978805 Notary Public - State of Oregon

Recording Requested By:		
When Recorded Mail to:		
Nathan F. Smith, Esq. c/o Trustee Corps 17100 Gillette Ave Irvine, CA 92614		
TS No. OR08000187-18-1	APN R439136	TO No. 180596376

AFFIDAVIT OF COMPLIANCE

When Recorded Mail to: Nathan F. Smith, Esq. c/o Trustee Corps 17100 Gillette Ave Irvine, CA 92614

AFFIDAVIT OF COMPLIANCE

With ORS 86.748 (Oregon Laws 2013, Chapter 304, Section 9)

Grantor(s):	DOROTHY J RYAN		
Beneficiary:	U.S. Bank National Association, not in its individual capacity, but solely as Trustee for the RMAC Trust, Series 2016-CTT		
Trustee:	Nathan F. Smith, Esq., OSB #120112		
Property Address:	2522 MONTELIUS ST, KLAMATH FALLS, OR 97601		
Instrument Recording Number:	2008-000629		
, the undersigned, being duly sworn, he	ereby depose and say that:		
	of Rushmore Loan Management Services, LLC, Association, not in its individual capacity, but solely as Trustee for the RMAC reficiary of the above-referenced instrument.		
	•		
	the Grantor(s) of the above-referenced instrument:		
[] Is not eligible for a foreclosure a	voidance measure: or		
[] Has not complied with the terms	of a foreclosure avoidance measure to which the Grantor(s) agreed: or		
[] Has not requested a foreclosure	avoidance measure		
	d written notice, in plain language, explaining the basis for the Beneficiary's within 10 days after making the determination as required by ORS 86.748.		
[\] The Borrower(s) did not request	a foreclosure avoidance measure		
3. By reason of the above, the Benefici	iary has complied with the requirements of ORS 86.748.		
	Rushmore Loan Management Services, LLC, Attorney in Fact for U.S. Bank National Association, not in its individual capacity, but solely as Trustee for the RMAC Trust, Series 2016-CTT		
	Shana/Jabri-Gingras Loss Mitigation Supervisor		
County of DALLAS	Print Name		
State of TEXAS			
	pefore me this \(\frac{1}{l}\) day of \(\frac{\frac{1}{l}\) \(\frac{1}{l}\) \(
Subscribed and swom to (or affirmed) be 2019, by Solar State (1995)	perfore me this 10 day of 100000000000000000000000000000000000		
2019, by X 1(X) ((X)(XV)(1 · ()	of the state of th		
JENNIFER MINCE Notary Public, State of Texas Comm. Expires 01-18-2023	Notary Signature My commission expires:		
OF THE Notary ID 131860716			

Recording Requested By:		
When Recorded Mail to:		
Nathan F. Smith, Esq. c/o Trustee Corps 17100 Gillette Ave Irvine, CA 92614		
TS No. OR08000187-18-1	APN R439136	TO No. 180596376

AFFIDAVIT OF PUBLICATION

AFFIDAVIT OF PUBLICATION STATE OF OREGON, COUNTY OF KLAMATH

I, Megan McGuffee, Legal Specialist, being duly sworn, depose and say that I am the principle clerk of the publisher of the Herald and News, a newspaper in general circulation, as defined by Chapter 193 ORS, printed and published at 2701 Foothills Blvd, Klamath Falls, OR 97603 in the aforesaid county and state; that I know from my personal knowledge that the Legal#19189 SALE

ISL# 64836

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for: 4

Insertion(s) in the following issues: 10/25/2019 11/01/2019 11/08/2019 11/15/2019

Total Cost: \$1562.84

Subscribed and sworn by Megan McGuffee before me on: 22nd day of November in the year of 2019

Notary Public of Oregon

My commision expires on May 11, 2020



TS No. OR08000187-18-1 APN R439136 TO No 180596376 TRUSTEE'S NOTICE OF SALE

Reference is made to that certain Trust Deed made by, DOROTHY J RYAN as Grantor to CHICAGO TITLE as Trustee, in favor of BANK OF AMERICA, NA as Beneficiary dated as of December 5, 2007 and recorded on January 15, 2008 as Instrument No. 2008-000629 and the beneficial interest was assigned to U.S. BANK NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE FOR THE RMAC TRUST, SERIES 2016-CTT and recorded May 7, 2019 as Instrument Number 2019-004939 of official records in the Office of the Recorder of Klamath County, Oregon to-wit: APN: R439136 A PARCEL OF LAND SITUATED IN THE SE1/4 SE1/4 OF SECTION 19 TOWNSHIP 38 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT WHICH IS 490 FEET NORTH OF THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 38 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, THENCE WEST 315 FEET, THENCE NORTH 190 FEET, THENCE EAST 100 FEET, THENCE SOUTH 170 FEET, THENCE EAST 215 FEET, THENCE SOUTH 20 FEET TO THE POINT OF BEGINNING. Commonly known as: 2522 MONTELIUS ST, KLAMATH FALLS, OR 97601 Both the Beneficiary, U.S. Bank National Association, not in its individual capacity, but solely as Trustee for the RMAC Trust, Series 2016-CTT, and the Trustee, Nathan F. Smith, Esq., OSB #120112, have elected to sell the said real property to satisfy the obligations secured by said Trust Deed and notice has been recorded pursuant to Section 86.735(3) of Oregon Revised Statutes. The default for which the foreclosure is made is the Grantor's failure to pay: Failed to pay payments which became due Monthly Payment(s): 1 Monthly Payment(s) from 06/25/2018 at \$325.28 1 Monthly Payment(s) from 06/25/2018 at \$332.53 1 Monthly Payment(s) from 06/25/2018 to 07/25/2018 at \$325.04 1 Monthly Payment(s) from 10/25/2018 to 11/25/2018 at \$325.20 1 Monthly Payment(s) from 10/25/2018 at \$339.87 1 Monthly Payment(s) from 01/25/2018 at \$339.80 1 Monthly Payment(s) from 01/25/2018 at \$342.26 1 Monthly Payment(s) from 01/25/2018 at \$34

02/25/2019 at \$354.57 1 Monthly Payment(s) from 03/25/2019 to 03/25/2019 at \$338.96 1 Monthly Payment(s) from 04/25/2019 to 04/25/2019 at \$354.57 1 Monthly Payment(s) from 05/25/2019 at \$349.36 1 Monthly Payment(s) from 06/25/2019 at \$349.36 1 Monthly Payment(s) from 06/25/2019 at \$323.58 1 Monthly Payment(s) from 06/25/2019 at \$323.58 1 Monthly Payment(s) from 07/25/2019 at \$323.58 1 Monthly Payment(s) from 08/25/2019 at \$349.65 1 Monthly Payment(s) from 08/25/2019 at \$354.66 Monthly Late Charge(s): 1 Monthly Late Charge(s) 09/24/2019 By this reason of said default the Beneficia-09/24/2019 By this reason of said default the beneficiary has declared all obligations secured by said Trustee Deed Immediately due and payable, said sums being the following: to-wit: The sum of \$34,595:15-together with interest thereon at the rate of 4/49096% per althum from January 25, 2018 until paid; plus all accrued late charges thereon; and all Trustee S fees, foreclosure costs and all Trustee S fees, foreclosure costs and any sums advanced by the Beneficiary pursuant to the terms of said Trust Deed. Wherefore, notice is hereby given that, the undersigned Trustee will on January 28, 2020 at the hour of 10:00 AM, Standard of Time, as established by Section 187.110, Oregon Revised Statues, on the Main Street entrance steps to the Klamath County Circuit Court, 316 Main St, Klamath Falls, OR 97601 County of Klamath, 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 him of the said Trust Deed, together with any Interest which the Grantor or his 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. Notice is further given that any person named in Section 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the Trust Deed reinstated by payment to the Beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default ocprincipal as would not then be due had no default oc-curred), together with the costs, Trustee's or attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or Trust Deed, at any time prior to five days before the date last set for sale. Without limit-ing the Trustee's disclaimer of representations or warranties, Oregon law requires the Trustee to state in this notice that some residential property sold at a Trustee's sale may have been used in manufacturing metham-phetamines, the chemical components of which are known to be toxic. Prospective purchasers of residential property should be aware of this potential danger before deciding to place a bid for this property at the Trustee's sale. In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes plural, the word "GrantoriE includes any successions to the feminine and the neuter of the singular includes any successions." sor in interest to the Grantor as well as any other persons owing an obligation, the performance of which is secured by said Trust Deed, the words "Trustee" and "Beneficiary" includes their respective successors in interest, if any. Dated: 09/24/2019 By: Nathan F. Smith, Esq., OSB #120112 Successor Trustee Malcolm & Clsneros, A Law Corporation Attention: Nathan E. Smith, Esq., OSB #120112 c/o TRUSTEE CORPS 17100 Gillette Ave, Irvine, CA 92614 949-252-83000rder Number 64836, Pub Dates: 10/25/2019, 11/01/2019, 11/08/2019, 11/15/2019, HERALD & NEWS #19189 October 25, November 1, 8, 15, 2019

Recording	Requested	Ву

When Recorded Mail to:

Nathan F. Smith, Esq. c/o Trustee Corps 17100 Gillette Ave Irvine, CA 92614

TS No. OR08000187-18-1

APN R439136

TO No. 180596376

AFFIDAVIT OF SERVICE

TCORPS

AFFIDAVIT OF POSTING

STATE OF OREGON County of Klamath

SS.

I, Ezekiel Johnson, hereby certify and swear that at all times herein mentioned I was and now am a competent person 18 years of age or older and a resident of the state wherein the service hereinafter set forth was made; that I am not the beneficiary or trustee named in the original trustee's Notice of Sale attached hereto, not the successor of either, nor an officer, director, employee of or attorney for the beneficiary, trustee, or successor of either, corporate or otherwise.

I made service of the Trustee's Notice of Sale; Notice: You are in Danger of Losing Your Property if You Do Not Take Action Immediately; Notice to Residential Tenants; Notice of Default and Election to Sell; Certificate of Compliance State of Oregon Foreclosure Avoidance Program upon the individuals and/or entities named below, by delivering a copy of the aforementioned documents, upon an OCCUPANT at the following "Property Address":

2522 Montelius St Klamath Falls, OR 97601

As follows:

On 09/27/2019 at 3:08 PM, I attempted personal service at the Property Address. I received no answer at the front door and no one appeared to be home. At that time, I POSTED such true copy conspicuously on the front door, pursuant to ORS 86.774 (1)(b)(A).

On 09/30/2019 at 2:58 PM, I returned to the Property Address and, again, received no answer at the front door. At that time, I POSTED another such copy conspicuously on the front door, pursuant to ORS 86.774 (1)(b)(B).

On 10/03/2019 at 7:25 AM, I returned to the Property Address and, again, received no answer at the front door. This attempt in person at the Property Address satisfies the third attempt requirement under ORS 86.774 (1)(b)(C).

I declare under the penalty of perjury that the above statement is true and correct.

SUBSCRIBED AND SWORN BEFORE ME this 7 day of 0000 , 2019

by Ezekiel Johnson.

Notary Public for Oregon

Ezekiel Johnson

1,000

Nationwide Process Service, Inc.

300 Century Tower 1201 SW 12th Avenue

Portland, OR 97205

(503) 241-0636





TCORPS

AFFIDAVIT OF MAILING

STATE OF OREGON County of Klamath

ss.

I, Ezekiel Johnson, being first duly sworn, depose and say that I am a competent person over the age of 18 years of age or older. On October 03, 2019, I mailed a copy of the Trustee's Notice of Sale; Notice: You are in Danger of Losing Your Property if You Do Not Take Action Immediately; Notice to Residential Tenants; Notice of Default and Election to Sell; Certificate of Compliance State of Oregon Foreclosure Avoidance Program, by First Class Mail, postage pre-paid, to occupant, pursuant to ORS 86.774(1)(b)(C).

The envelope was addressed as follows:

OCCUPANT 2522 Montelius St Klamath Falls, OR 97601

This mailing completes service upon an occupant at the above address with an effective date of $\underline{09/27/2019}$ as calculated pursuant to ORS 86.774 (1)(c).

I declare under the penalty of perjury that the above statement is true and correct.

by Ezekiel Johnson.

Notary Public for Oragon

Ezekiel Johnson

Nationwide Process Service, Inc.

300 Century Tower 1201 SW 12th Avenue Portland, OR 97205

(503) 241-0636



