



200508040129

Skagit County Auditor

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Document Title:

Notice of Lis Pendens

Reference Number:

Grantor(s):

☐ additional grantor names on page \_\_\_\_

1. Northwest Trustee Services
2. EMC Mortgage Corporation
3. First American Title Co
4. Washington Mutual Bank

Grantee(s):

☐ additional grantee names on page \_\_\_\_

1. Sweet, Alan T
2. Sweet, Michelle

Abbreviated legal description:

☐ full legal on page(s) \_\_\_\_

Ptn of Lot 10, Blk 1, Klock's Addition to Burlington"

Assessor Parcel / Tax ID Number:

☐ additional tax parcel number(s) on page \_\_\_\_

P72627

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR SKAGIT COUNTY

ALAN T SWEET AND MICHELLE)  
SWEET, a married couple, ET AL., )  
Plaintiff's )

Case No.

**05 2 01485 0**

vs

NOTICE OF LIS PENDENS

NORTHWEST TRUSTEE SERVICES, )  
SHANNON BLOOD, EMC MORTGAGE )  
CORPORATION, FIRST AMERICAN )  
TITLE COMPANY, WASHINGTON )  
MUTUAL BANK )

Defendants

**I. INTRODUCTION**

Notice is given that this action is filed in the State of Washington, County of Skagit named above on August 04, 2005 by plaintiff Alan T Sweet and Michelle Sweet, against NORTHWEST TRUSTEE SERVICES, SHANNON BLOOD, EMC MORTGAGE CORPORATION, FIRST AMERICAN TITLE COMPANY, WASHINGTON MUTUAL BANK, ET. AL., defendants. The object of the action is for staying the scheduled sale of that certain real property described below,



1 pending the outcome of the above-referenced cause of action and  
2 determination, *inter alia*, the rights, duties, and debt  
3 obligations of the parties under contract.

4 The above referenced action to take the property located at 1607  
5 Avon Avenue, Burlington, Washington, is subject to a pending  
6 action in and for the State of Washington, County of Skagit.  
7 Service of Process has been made NORTHWEST TRUSTEE SERVICES,  
8 SHANNON BLOOD, EMC MORTGAGE CORPORATION, FIRST AMERICAN TITLE  
9 COMPANY, WASHINGTON MUTUAL BANK, ET. AL., defendants.  
10

11 Third parties are hereby bound that any interest they may  
12 acquire in the property located at 1607 Avon Avenue, Burlington,  
13 Washington is **presently in dispute** pending the outcome so  
14 referenced in and for the State of Washington, County of Skagit,  
15 action attached.  
16

17 **II. CLAIM OF COMMERCIAL LIEN IN THE FORM OF**  
18 **A LIS PENDENS AND WRIT OF ATTACHMENT**

19 NOTICE TO ALL PERSONS, known and unknown and all other concerned  
20 parties: You are hereby notified that a Notice of Claim of Lis  
21 Pendens Lien in the Form of a Lis Pendens & Writ of Attachment  
22 herein after referred to as a Claim of Lis Pendens, on the real  
23 property identified as **Property Description, Legal description:**  
24 PTN OF LOT 10, BLOCK 1, "KLOKE'S ADDITION TO BURLINGTON, SKAGIT  
25 COUNTY, WASHINGTON, Also known as: 1607 Avon Avenue, Burlington



1 Washington. Notice is hereby given to defendant(s) that the  
2 Plaintiff(s) file this Notice of Lis Pendens for the purpose of  
3 protecting and securing the superior claim interest in said  
4 property and claims that this Notice of Lis Pendens on the real  
5 property **Property Description, Legal description:** PTN OF LOT 10,  
6 BLOCK 1, "KLOKE'S ADDITION TO BURLINGTON, SKAGIT COUNTY,  
7 WASHINGTON so stated supra in the AMOUNT of ONE HUNDRED TWELVE  
8 THOUSAND FIVE HUNDRED AND 00/100 Federal Reserve Notes (112,500  
9 ERN's)

10  
11  
12 **III. CAUSE FOR THIS ACTION:**

13 Lis Pendens (Case Pending) pursuant to federal law regarding the  
14 following cases filed in and for the State of Washington, County  
15 of Skagit regarding the above entitled action.

16 The authority of the Plaintiff(s) for suit to file this Lis  
17 Pendens is protected under the U.S. Constitution/Federal Common  
18 Law, the Supreme Law of the Land, 1:10;1 6:2:3; Articles in  
19 Amendment 1,4,5,7,9,10 & 14. [See U.C.C. Article 9] 42 [USC  
20 1981]; 5: 301, 559, 601 Ex. Ord. No. 12612 2(b)(d)(g); [28 USC  
21 2072 Clause 2] State v. Simon 2 Spears 761, Taylor v Porter 4  
22 Hill 140, 146 (1843), Reid v. Covert, 354 US 1, 1 L.Ed 2<sup>nd</sup>  
23 1148(1957); Miranda v Ariz, 384 US 436 at 491 (1966); Eisner v  
24  
25



1 McComber, 252 US 189 at 207; Bishop v US, DC Tex, 334, F. Supp  
2 415, 418.

3 This Lis Pendens shall be valid, any other provisions of  
4 statute or rule regarding the form or content of a "Notice of  
5 Lien" notwithstanding, nor shall it be dischargeable for 100  
6 years, nor extinguishable due to Plaintiff's death for, nor  
7 extinguishable due to Defendant's death whether accidental or  
8 purposely, nor dischargeable by Defendant's heirs, assigns, or  
9 executors.  
10  
11

12 **NOTICE TO DEFENDANTS**

13  
14 This Lis Pendens Lien shall become A Perfected Commercial Lien  
15 upon date of filing or on the final decision of a Common Law  
16 jury under the rules of Common Law pursuant to Amendment VII of  
17 the Constitution of the united States of America. This "Claim  
18 of Lis Pendens Lien" shall be deemed as prima fascia evidence of  
19 admission of "waiver" to all rights to **Property Description,**  
20 **Legal description:** PTN OF LOT 10, BLOCK 1, "KLOKE'S ADDITION TO  
21 BURLINGTON, SKAGIT COUNTY, WASHINGTON, Also known as: 1607 Avon  
22 Avenue, Burlington, Washington, above described herein. This  
23 "Claim of Lis Pendens Lien" once perfected shall be evidence of  
24 a debt subject to enforcement.  
25

1  
2  
3 **CAVEAT AND JUDICIAL NOTICE**  
4

5 Notice to any person and all people, Sentient Beings, Natural,  
6 Federal, or State Administrative agent(s), Law Enforcement  
7 Officer(s), Legislator(s) or Judicial Officer(s), who attempts  
8 to modify, circumvent, and/or negate this Notice of Claim of Lis  
9 Pendens Lien shall be deemed outlaws and/or felons, and shall  
10 become eligible for prosecution pursuant to Public Law as  
11 codified at 42 USC 1985, 1986 and subject to fine and penalties  
12 under the Federal Common Law of up to \$10,000.00 fine per  
13 individual and up to 10 year imprisonment pursuant to the Public  
14 Law as codified at 18 USC 241 & 242. Notice is given to all  
15 parties including but not limited to all Courts of all  
16 Jurisdictions that any judicial actions which violates the  
17 rights of individuals protected by the constitution may be sued  
18 as a cause of action in civil court litigation against those  
19 performing said acts, without any form of immunity. Federal and  
20 State officials sued in their capacities are "persons" subject  
21 to suits for damages under Public Law as codified at USC 42 S  
22 1983; 11<sup>th</sup> Amendment does not bar such suits. Any official who  
23 attempts to modify or remove this Notice of Lis Pendens Lien is  
24 fully liable for damages at law pursuant to the MANDATORY RULING  
25



1 of the SUPREME COURT. SEE [USC 42 § 2000d-7, 2000e (j); Hafer v  
2 Melo No. 90-681. P. 400](1991); Buts v Ecohomy, 98 S. Ct 2894;  
3 Bell v Hood, 327 US 678; Bivens v Unknown Agents 400 US 862;  
4 Belknap v Schild, 161 US 10; US v Lee, 196.

5  
6 **MEMORANDUM OF LAW IN SUPPORT**

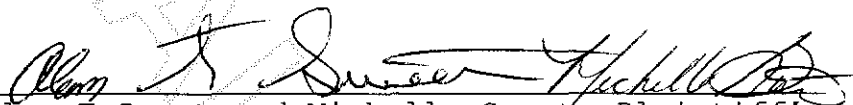
7  
8 Writs of attachment are but another form of  
9 Constitutional/Federal Common Law recognized Lien and supercede  
10 statutory mortgages and equity loans, and may be satisfied only  
11 when paid and/or property is taken in lieu of monetary value and  
12 fully satisfied by taking of said property. SEE: Drummond  
13 Carriage v Mills (1878)N. W. 99; Hewitt v Williams, 47 La Ann  
14 742, 17 So 269; Carr v Dail, 19 SE 235; McMahn v Ludin, 58 NH  
15 827. The SUPREME COURT OF THE UNITED STATES specifically FORBIDS  
16 judges from invoking Equity Jurisdiction to remove Common Law  
17 Liens or similar "clouds on title". Further, even if a  
18 preponderance of evidence displays the lien to be void or  
19 voidable, the Equity Court(s) still may not proceed until the  
20 moving party has proven that the moving party asks for and comes  
21 "to equity" with "clean hands" based on the "clean hands  
22 doctrine" and "Power of Estoppel". SEE: Rich v Braxton 158 US  
23 375; Trce c Constock, 57 C.C.A 646; West v Washburn, App Div  
24 460, 138 NY Supp 230;  
25



1  
2  
3  
4 We the undersigned Alan T Sweet and Michelle Sweet, attest that  
5 all the information and statements in this Instrument are true  
6 and correct, with first hand knowledge under penalty of perjury  
7 pursuant to 28 USC 1746(1) and all laws applicable thereto. All  
8 statements made herein are made in good faith not meant to  
9 mislead.

10  
11 Dated this 4<sup>th</sup> day of August 2005

12 Signature:

13   
14 Alan T Sweet and Michelle Sweet, Plaintiff's



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