



200904020125

Skagit County Auditor

When recorded, mail to:

4/2/2009 Page 1 of 4 3:37PM

**REGIONAL TRUSTEE SERVICES CORPORATION**

616 1st Avenue, Suite 500  
Seattle, WA 98104

Trustee's Sale No: 01-FMB-70352



CHICAGO TITLE CO.

620001352

**NOTICE OF TRUSTEE'S SALE**

*Pursuant to R.C.W. Chapter 61.24, et seq. and 62A.9A-604(a)(2) et seq.*

I

**NOTICE IS HEREBY GIVEN** that the undersigned Trustee, REGIONAL TRUSTEE SERVICES CORPORATION, will on **July 3, 2009**, at the hour of **10:00 AM**, at **THE MAIN ENTRANCE TO THE SKAGIT COUNTY COURTHOUSE BLDG., 3RD & KINCAID, MT. VERNON, WA**, sell at public auction to the highest and best bidder, payable at the time of sale, the following described real and personal property (hereafter referred to collectively as the "Property"), situated in the County of SKAGIT, State of Washington:

LOTS 13, 14, AND 15, BLOCK 7, "PLAT OF HENSLER'S FIRST ADDITION TO THE CITY OF ANACORTES, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 3 OF PLATS, PAGE 46, RECORDS OF SKAGIT COUNTY, WASHINGTON. SITUATED IN SKAGIT COUNTY, WASHINGTON.

Tax Parcel No: 37940070150002, commonly known as 1018-1020 28TH STREET , ANACORTES, WA.

The Property is subject to that certain Deed of Trust dated 7/26/2007, recorded 7/27/2007 , under Auditor's/Recorder's No. 200707270103, records of SKAGIT County, Washington, from MICHAEL E. MAGERKURTH AND STEPHANIE A. TOBOSA-MAGERKURTH, HUSBAND AND WIFE, as Grantor, to FIRST AMERICAN TITLE COMPANY OF SKAGIT CO, as Trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS NOMINEE FOR ITS SUCCESSORS AND ASSIGNS, as Beneficiary, the beneficial interest in which is presently held by IndyMac Federal Bank FSB.

II

No action commenced by the Beneficiary of the Deed of Trust is now pending to seek satisfaction of the obligation in any court by reason of the Borrower's or Grantor's default on the obligation secured by the Deed of Trust.

III

The default(s) for which this foreclosure is/are made are as follows:

FAILURE TO PAY THE MONTHLY PAYMENT WHICH BECAME DUE ON 10/1/2008, AND ALL SUBSEQUENT MONTHLY PAYMENTS, PLUS LATE CHARGES AND OTHER COSTS AND FEES AS SET FORTH.

Failure to pay when due the following amounts which are now in arrears:

	Amount due as of April 3, 2009
Delinquent Payments from October 01, 2008	
7 payments at \$ 2,372.67 each	\$ 16,608.69
(10-01-08 through 04-03-09)	
Late Charges:	\$ 639.48
Beneficiary Advances:	\$ 33.00
Suspense Credit:	\$ 0.00
	=====
TOTAL:	\$ 17,281.17

IV

The sum owing on the obligation secured by the Deed of Trust is: Principal \$319,748.95, together with interest as provided in the note or other instrument secured, and such other costs and fees as are due under the note or other instrument secured, and as are provided by statute.

V

The above described real property will be sold to satisfy the expenses of sale and the obligation secured by the Deed of Trust as provided by statute. The sale will be made without warranty, express or implied regarding title, possession, or encumbrances on July 3, 2009. The default(s) referred to in paragraph III must be cured by June 22, 2009 (11 days before the sale date) to cause a discontinuance of the sale. The sale will be discontinued and terminated if at any time on or before June 22, 2009, (11 days before the sale date) the default(s) as set forth in paragraph III is/are cured and the Trustee's fees and costs are paid. The sale may be terminated at any time after June 22, 2009, (11 days before the sale date) and before the sale, by the Borrower, Grantor, any Guarantor or the holder of any recorded junior lien or encumbrance paying the entire principal and interest secured by the Deed of Trust, plus costs, fees, and advances, if any, made pursuant to the terms of the obligation and/or Deed of Trust, and curing all other defaults.

VI

A written Notice of Default was transmitted by the Beneficiary or Trustee to the Borrower and Grantor at the following addresses:

MICHAEL E. MAGERKURTH, 1818 37TH STREET, ANACORTES, WA, 98221  
MICHAEL E. MAGERKURTH, 1018 28TH STREET, ANACORTES, WA, 98221  
MICHAEL E. MAGERKURTH, 1019 28TH STREET, ANACORTES, WA, 98221  
MICHAEL E. MAGERKURTH, 1020 28TH STREET, ANACORTES, WA, 98221  
MICHAEL E. MAGERKURTH, TRUSTEE, MAGERKURTH FAMILY TRUST, 1818 37TH STREET,  
ANACORTES, WA, 98221  
MICHAEL E. MAGERKURTH, TRUSTEE, MAGERKURTH FAMILY TRUST, 1018 28TH STREET,  
ANACORTES, WA, 98221



MICHAEL E. MAGERKURTH, TRUSTEE, MAGERKURTH FAMILY TRUST, 1019 28TH STREET,  
ANACORTES, WA, 98221  
MICHAEL E. MAGERKURTH, TRUSTEE, MAGERKURTH FAMILY TRUST, 1020 28TH STREET,  
ANACORTES, WA, 98221  
STEPHANIE A. TOBOSA-MAGERKURTH, 1818 37TH STREET, ANACORTES, WA, 98221  
STEPHANIE A. TOBOSA-MAGERKURTH, 1018 28TH STREET, ANACORTES, WA, 98221  
STEPHANIE A. TOBOSA-MAGERKURTH, 1019 28TH STREET, ANACORTES, WA, 98221  
STEPHANIE A. TOBOSA-MAGERKURTH, 1020 28TH STREET, ANACORTES, WA, 98221  
STEPHANIE A. TOBOSA-MAGERKURTH, TRUSTEE, MAGERKURTH FAMILY TRUST, 1818 37TH  
STREET, ANACORTES, WA, 98221  
STEPHANIE A. TOBOSA-MAGERKURTH, TRUSTEE, MAGERKURTH FAMILY TRUST, 1018 28TH  
STREET, ANACORTES, WA, 98221  
STEPHANIE A. TOBOSA-MAGERKURTH, TRUSTEE, MAGERKURTH FAMILY TRUST, 1019 28TH  
STREET, ANACORTES, WA, 98221  
STEPHANIE A. TOBOSA-MAGERKURTH, TRUSTEE, MAGERKURTH FAMILY TRUST, 1020 28TH  
STREET, ANACORTES, WA, 98221

by both first class and certified mail on 2/27/2009, proof of which is in the possession of the Trustee; and  
on 2/27/2009, the Borrower and Grantor were personally served with said written notice of default or the  
written Notice of Default was posted in a conspicuous place on the real property described in paragraph I  
above, and the Trustee has possession of proof of such service or posting.

VII

The Trustee's Sale will be held in accordance with Ch. 61.24 RCW and anyone wishing to bid at the sale  
will be required to have in his/her possession at the time the bidding commences, cash, cashier's check,  
or certified check in the amount of at least one dollar over the Beneficiary's opening bid. In addition, the  
successful bidder will be required to pay the full amount of his/her bid in cash, cashier's check, or  
certified check within one hour of the making of the bid. The Trustee whose name and address are set  
forth below will provide in writing to anyone requesting it, a statement of all costs and fees due at any  
time prior to the sale.

VIII

The effect of the sale will be to deprive the Grantor and all those who hold by, through or under the  
Grantor of all of their interest in the above described property.

IX

Anyone having any objection to the sale on any grounds whatsoever will be afforded an opportunity to be  
heard as to those objections if they bring a lawsuit to restrain the same pursuant to RCW 61.24.130.  
Failure to bring such a lawsuit may result in a waiver of any proper grounds for invalidating the Trustee's  
Sale.

X

NOTICE TO OCCUPANTS OR TENANTS

The purchaser at the Trustee's Sale is entitled to possession of the property on the 20<sup>th</sup> day following the  
sale, as against the Grantor under the Deed of Trust (the owner) and anyone having an interest junior to  
the Deed of Trust, including occupants and tenants. After the 20<sup>th</sup> day following the sale the purchaser  
has the right to evict occupants and tenants by summary proceeding under the Unlawful Detainer Act,  
Chapter 59.12 RCW.



DATED: March 31, 2009.

REGIONAL TRUSTEE SERVICES CORPORATION  
Trustee

By   
ANNA EGDORF, AUTHORIZED AGENT  
Address: 616 1st Avenue, Suite 500  
Seattle, WA 98104  
Phone: (206) 340-2550  
Sale Information: [www.rtrustee.com](http://www.rtrustee.com)

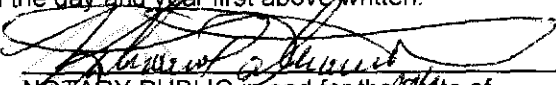
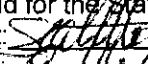
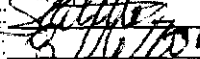
STATE OF WASHINGTON

) ss.

COUNTY OF KING  
)

On March 31, 2009, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally ANNA EGDORF, to me known to be the AUTHORIZED AGENT of REGIONAL TRUSTEE SERVICES CORPORATION, the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he/she is authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto affixed the day and year first above written.

  
NOTARY PUBLIC in and for the State of  
Washington, residing at:   
My commission expires: 

KRISTINA DAUTERMAN  
STATE OF WASHINGTON  
NOTARY PUBLIC  
MY COMMISSION EXPIRES  
08-16-11



200904020125  
Skagit County Auditor