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Skagit County Auditor

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When recorded, mail to:

**ASSET FORECLOSURE SERVICES, INC.**

22837 Ventura Blvd., Suite 350  
Woodland Hills, CA 91364

Trustee's Sale No: WA-USB-095907

Loan No. 6850035680

CHICAGO TITLE CO.

620005075

**NOTICE OF TRUSTEE'S SALE**

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

**NOTICE IS HEREBY GIVEN** that the undersigned Trustee, **CHICAGO TITLE COMPANY OF WASHINGTON, LSI DIVISION**, will on **November 20, 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:

LT 32, PRESSINTIN CREEK WILDERNESS DIV NO. 2

Tax Parcel No: 3969-000-032-0005, commonly known as 9111 W PRESENTIN DRIVE, CONCRETE, WA.

The Property is subject to that certain Deed of Trust dated 6/20/2007, recorded 6/26/2007, under Auditor's/Recorder's No. 200706260091, records of SKAGIT County, Washington, from JAMES D FATUCH AND HOLLY G FATUCH, HUSBAND AND WIFE, as Grantor, to FIRST AMERICAN TITLE INSURANCE COMPANY, as Trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., as Beneficiary, the beneficial interest in which is presently held by US BANK, NA.

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 August 21, 2009
Delinquent Payments from October 01, 2008 11 payments at \$ 1,329.29 each (10-01-08 through 08-21-09)	\$ 14,622.19
Late Charges:	\$ 478.53
TOTAL:	=====
	\$ 15,100.72

IV

The sum owing on the obligation secured by the Deed of Trust is: Principal \$167,134.76, 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 November 20, 2009. The default(s) referred to in paragraph III must be cured by November 9, 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 November 9, 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 November 9, 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:

HOLLY G FATUCH, 9111 W PRESENTIN DRIVE, CONCRETE, WA, 98237  
JAMES D FATUCH, 9111 W PRESENTIN DRIVE, CONCRETE, WA, 98237

by both first class and certified mail on 07/17/2009, proof of which is in the possession of the Trustee; and on 7/17/2009, 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.



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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: 8/17/2009

LSI TITLE AGENCY, INC., AS TRUSTEE  
FDBA Chicago Title Company of Washington, LSI Division  
By: Asset Foreclosure Services, Inc., as Agent for the Trustee  
3500 188<sup>th</sup> Street, SW #300, Lynwood, WA 98037  
Phone: 877-237-7878 Sale Information Line: 714-730-2727

By *Norie Vergara*  
Norie Vergara, Sr. Trustee Sale Officer



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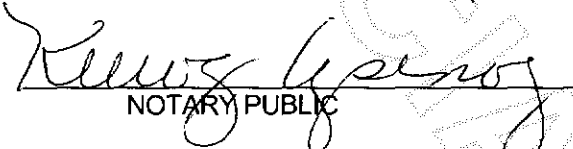
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STATE OF California )  
 ) ss.  
COUNTY OF Los Angeles )

On 8/17/2009, before me Kelli J. Espinoza, a Notary Public, personally appeared Norie Vergara, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) 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



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**To Residents of Property Subject to Foreclosure:**

The foreclosure process has begun on this property, which may affect your right to continue to live in this property. Ninety days or more after the date of this notice, this property may be sold at foreclosure. If you are renting this property, the new property owner may either give you a new rental agreement or provide you with a sixty-day notice to vacate the property. You may wish to contact a lawyer or your local legal aid or housing counseling agency to discuss any rights that you may have."



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Order No.: 620005075

**EXHIBIT 'A'**

Lot 32, PRESENTIN CREEK WILDERNESS, DIV. NO. 2, according to the Plat recorded in Volume 9 of Plats, Pages 38 and 39, records of Skagit County, Washington.

Situated in Skagit County, Washington.

**- END OF EXHIBIT 'A' -**



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