



201006160049

Skagit County Auditor

6/16/2010 Page

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4 1:26PM

After Recording, Return to:  
Heather L. Smith  
Northwest Trustee Services, INC.  
P.O. Box 997  
Bellevue, WA 98009-0997

GUARDIAN NORTHWEST TITLE CO.

99540

File No.: 7777.12568  
Grantors: Northwest Trustee Services, Inc.  
Bank of America National Association as Successor by Merger to LaSalle Bank  
National Association, as Trustee for Morgan Stanley Loan Trust 2006-5AR  
Grantee: Michael K. Freeman and Leslie K. Freeman, husband and wife  
Tax Parcel ID No.: 4545-000-030-0009 (P95604)  
Abbreviated Legal: Lot 30, "Plat of the Pointe, Div. No. 3"

**Notice of Trustee's Sale**

Pursuant to the Revised Code of Washington 61.24, et seq.

## I.

On **September 17, 2010**, at 10:00 a.m. inside the main lobby of the Skagit County Courthouse, 205 West Kincaid Street in the City of Mount Vernon, State of Washington, the undersigned Trustee (subject to any conditions imposed by the Trustee) will sell at public auction to the highest and best bidder, payable at time of sale, the following described real property "Property", situated in the County(ies) of Skagit, State of Washington:

Lot 30, Plat of the Point Div. No. 3, according to the Plat thereof, recorded in Volume 14 of Plats, Pages 151 through 153, Records of Skagit County, Washington. Situated in Skagit County, Washington.

Commonly known as: 4133 San Juan Boulevard  
Anacortes, WA 98221

which is subject to that certain Deed of Trust dated 05/12/05, recorded on 05/18/05, under Auditor's File No. 200505180079, records of Skagit County, Washington, from Michael K. Freeman and Leslie K. Freeman, husband and wife, as Grantor, to Chicago Title Insurance Company-Island Division, as Trustee, to secure an obligation "Obligation" in favor of Mortgage Electronic Registration Systems, Inc. solely as nominee for Whidbey Island Bank, as Beneficiary, the beneficial interest in which was assigned by Mortgage Electronic Registration Systems, Inc. to Bank of America National Association as Successor by Merger to LaSalle Bank National Association, as Trustee for Morgan Stanley Loan Trust 2006-5AR, under an Assignment/Successive Assignments recorded under Auditor's File No. 201004300085.

\*The Tax Parcel ID number and Abbreviated Legal Description are provided solely to comply with the recording statutes and are not intended to supplement, amend or supersede the Property's full legal description provided herein.

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 Grantor's or Borrower's default on the Obligation.

III.

The Beneficiary alleges default of the Deed of Trust for failure to pay the following amounts now in arrears and/or other defaults:

	Amount due to reinstate by 06/13/2010
Monthly Payments	\$23,382.48
Late Charges	\$974.25
Lender's Fees & Costs	\$170.00
Total Arrearage	\$24,526.73
Trustee's Expenses (Itemization)	
Trustee's Fee	\$607.50
Title Report	\$1,607.85
Statutory Mailings	\$19.12
Recording Costs	\$15.00
Postings	\$70.00
Total Costs	\$2,319.47
Total Amount Due:	\$26,846.20

Other known defaults as follows:

IV.

The sum owing on the Obligation is: Principal Balance of \$608,641.22, together with interest as provided in the note or other instrument evidencing the Obligation from 12/01/09, and such other costs and fees as are due under the Obligation, and as are provided by statute.

V.

The Property will be sold to satisfy the expense of sale and the Obligation as provided by statute. The sale will be made without representation or warranty, express or implied regarding title, possession, encumbrances or condition of the Property on September 17, 2010. The default(s) referred to in paragraph III, together with any subsequent payments, late charges, advances costs and fees thereafter due, must be cured by 09/06/10 (11 days before the sale date), to cause a discontinuance of the sale. The sale will be discontinued and terminated if at any time before the close of the Trustee's business on 09/06/10 (11 days before the sale date), the default(s) as set forth in paragraph III, together with



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any subsequent payments, late charges, advances, costs and fees thereafter due, is/are cured and the Trustee's fees and costs are paid. The sale may be terminated any time after 09/06/10 (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 balance of 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.

VI.

A written notice of default was transmitted by the Beneficiary or Trustee to the Borrower and Grantor at the following address(es):

NAME AND ADDRESS

MICHAEL K FREEMAN  
4133 San Juan Boulevard  
Anacortes, WA 98221

LESLIE K FREEMAN  
4133 San Juan Boulevard  
Anacortes, WA 98221

by both first class and either certified mail, return receipt requested on 04/21/10, proof of which is in the possession of the Trustee; and on 04/21/10 Grantor and Borrower were personally served with said written notice of default or the written notice of default was posted on 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, whose name and address are set forth below, will provide in writing to anyone requesting it a statement of all foreclosure costs and trustee's 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 their right, title and interest in the 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 sale 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 who are not tenants. After the 20<sup>th</sup> day following the sale the purchaser has the right to evict occupants who are not tenants by summary proceedings under Chapter 59.12 RCW. For tenant-occupied property, the purchaser shall provide a tenant with written notice in accordance with RCW 61.24.060.




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The trustee's rules of auction may be accessed at [www.northwesttrustee.com](http://www.northwesttrustee.com) and are incorporated by this reference. You may also access sale status at [www.northwesttrustee.com](http://www.northwesttrustee.com) and [www.USA-Foreclosure.com](http://www.USA-Foreclosure.com).

EFFECTIVE: 06/13/2010

Northwest Trustee Services, Inc., Trustee

By   
Authorized Signature  
P.O. BOX 997  
Bellevue, WA 98009-0997  
Contact: Heather L. Smith  
(425) 586-1900

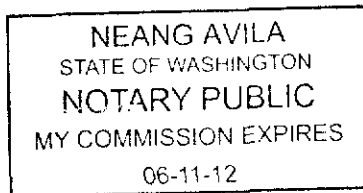
STATE OF WASHINGTON )


) ss.

COUNTY OF KING )

I certify that I know or have satisfactory evidence that Heather Smith is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she was authorized to execute the instrument and acknowledged she as the Assistant Vice President of Northwest Trustee Services, Inc. to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: June 13, 2010



  
NOTARY PUBLIC in and for the State of  
Washington, residing at Maple Valley  
My commission expires 06-11-12

**NORTHWEST TRUSTEE SERVICES, INC., SUCCESSOR BY MERGER TO NORTHWEST TRUSTEE SERVICES PLLC FKA NORTHWEST TRUSTEE SERVICES, LLC, P.O. BOX 997, BELLEVUE, WA 98009-0997 PHONE (425) 586-1900 FAX (425) 586-1997**

**File No:** 7777.12568

**Client:** America's Servicing Company

**Borrower:** FREEMAN, MICHAEL K and LESLIE K

**SERVING WA, OR, ID, CA, NV, AZ, MT HI**

**This is an attempt to collect a debt and any information obtained will be used for that purpose.**



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