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Skagit County Auditor

After Recording Return to:
MARK A. LACKEY
900 DUPONT STREET
BELLINGHAM, WA 98225

9/10/2012 Page 1 of 4 3:43PM

Document Title: Notice of Trustee's Sale
Grantor: Mark A. Lackey, Trustee and Sterling Trust Company Trustee FBO Michael J. Spink SEP/IRA and Lawrence A. Pirkle and Sara L. Pirkle, husband and wife
Grantee: Robert S. McCreary and Jean E. McCreary, husband and wife
Legal: Section 6 Township 35N R5E WM; Ptn SE NE
Parcel #: 350506-1-004-0002 (P38531)

GUARDIAN NORTHWEST TITLE CO.

NOTICE OF TRUSTEE'S SALE

104070-2

PURSUANT TO THE REVISED CODE OF WASHINGTON
CHAPTER 61.24, ET. SEQ.

I.

NOTICE IS HEREBY GIVEN that the undersigned Trustee will on the 14th day of December, 2012, at the hour of 10:00 o'clock A. M., just inside the main lobby of the Skagit County Courthouse, 205 W. Kincaid Street, Mount Vernon, Washington, sell at public auction to the highest and best bidder, payable at the time of sale, the following described real property, situated in the County of Skagit State of Washington, to-wit:

Parcel A:

The Southeast quarter of the Northeast quarter of Section 6, Township 35 North, Range 5 East of W.M., situate in Skagit County, Washington.

Parcel B:

A non-exclusive easement for road as granted to Scott Paper Company by instrument recorded August 4, 1964, under Auditor's File No. 654067, records of Skagit County, Washington, situate in Skagit County, Washington.

which is subject to that certain Deed of Trust dated May 26, 2005, recorded June 7, 2005, under Auditor's File No. 200506070005, records of Skagit County, Washington, from Robert S. McCreary and Jean E. McCreary, husband and wife, as Grantors, to Land Title Company of

Skagit, as Trustee, to secure an obligation in favor of Sterling Trust Company Trustee FBO Michael J. Spink, SEP/IRA and Lawrence A. Pirkle and Sara L. Pirkle, husband and wife, as Beneficiaries.

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 defaults for which this foreclosure is made are as follows:

Principal, together with accumulated interest as of September 15, 2012,

IV.

The sum owing on the obligation secured by the Deed of Trust is: Principal \$143,488.73, together with interest as provided in the note or other instrument secured from the 5th day of February, 2010, 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 expense 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 the 14th day of December, 2012. The defaults referred to in paragraph III must be cured by the 3rd day of December, 2012, (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 the 3rd day of December, 2012, (11 days before the sale date), the defaults as set forth in paragraph III are cured and the Trustee's fees and costs are paid. The sale may be terminated any time after the 3rd day of December, 2012, (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:



Robert S. McCreary & Jean McCreary
445 Spring Lane
Sedro Woolley, WA 98284

Jean McCreary
482 Hubert Blvd.
Hubert, NC 28539

by both first class and certified mail on the 20th day of July, 2012, proof of which is in the possession of the Trustee; and the Borrower and Grantor were personally served on the 26th day of July, 2012, 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 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 of all those who hold by, through or under the Grantor of all 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 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.

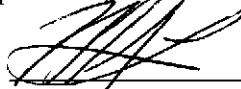
X.

NOTICE TO OCCUPANTS OR TENANTS

The purchaser at the trustee's sale is entitled to possession of the property on the 20th 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 20th day following the sale the purchaser has the right to evict occupants who are tenants by summary proceedings under Chapter 59.12RCW. For tenant-occupied property, the purchaser shall provide a tenant with written notice in accordance with RCW 61.24.060.



DATED this 7th day of September, 2012,



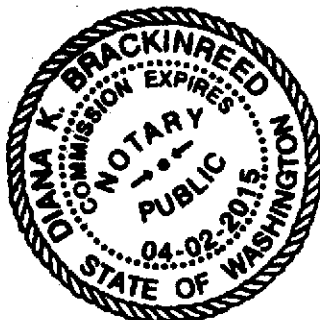
MARK A. LACKEY, Trustee


Battersby Field Professional Building
900 Dupont Street
Bellingham, Washington 98225
Phone: (360) 734-6390

STATE OF WASHINGTON)
) ss.
COUNTY OF WHATCOM)

On this 7th day of September, 2012, before me personally appeared MARK A. LACKEY, to me known to be the individual described in and who executed the within and foregoing instrument and acknowledged to me that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN UNDER my hand and official seal the day and year first above written.




NOTARY PUBLIC in and for the State of
Washington, residing at Bellingham.
My Commission Expires 4/2/15.

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