04/25/2019 10:53 AM Pages: 1 of 8 Fees: \$106.00 Skagit County Auditor

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P.O. Box 336 / 227 Freeway Drive, Suite B

Mount Vernon, WA 98273

Document Title: Default Judgment for Sum Certain and Decree of

Foreclosure

Grantors: STEVEN N. SQUIRES and JANE DOE SQUIRES,

husband and wife, and the marital community

composed thereof

VAN'S EQUIPMENT, CO., a Washington corporation Grantee:

Additional Grantor(s) on page(s): Additional Grantee(s) on page(s):

Abbreviated Legal: ptn Gov. Lot 3, SE1/4 NW1/4 NE1/4 SW1/4,

S36-T36N-R2E, W.M.

Additional Legal on page(s): pages 1, 2, and 4 of the attached

P47446 / 360236-0-008-0006 Assessor's Tax Parcel No.:



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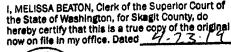
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MELISSA BEATON, County Clerk **Deputy Clerk** 

SKAGIT COUNTY CLERK SKAGIT COUNTY. WA

2019 APR - 1 PM 2: 23

SUPERIOR COURT OF WASHINGTON FOR SKAGIT COUNTY

VAN'S EQUIPMENT, CO., a Washington corporation, Case No.: 19-2-00047-29 Plaintiff. vs. STEVEN N. SQUIRES and JANE DOE SQUIRES, husband and wife, and the marital community composed thereof, Defendants.

DEFAULT JUDGMENT FOR SUM CERTAIN AND DECREE OF

**FORECLOSURE** 

(clerk's action required)

THIS MATTER having come on regularly for hearing before the undersigned Judge/Commissioner of the above-entitled court, and the court being fully advised in the premises, now makes the following judgment:

I JUDGMENT SUMMARY – MONETARY AND AS TO REAL PROPERTY

Judgment Creditor: VAN'S EQUIPMENT, CO., a Washington corporation

Judgment Debtors: STEVEN N. SQUIRES and JANE DOE SQUIRES, husband and wife,

and the marital community composed thereof

Real property subject to this action:

That portion of Government Lot 3 in the Southeast 1/4 of the Northwest 1/4 and the Northeast 1/4 of the Southwest 1/4 in Section 36, Township 36 North, Range 2 East, W.M., more particularly described as follows:

DEFAULT JUDGMENT FOR SUM CERTAIN AND DECREE OF FORECLOSURE - 1

Skagit Law Group, PLLC Post Office Box 336 / 227 Freeway Drive, Suite B Mount Vernon, Washington 98273 Telephone: 360.336.1000 - Facsimile: 360.336.6690

04/02/2019

Beginning at the Southwest corner of Government Lot 3 of said Section 36; thence North 1°31'00" West along the West line of said Government Lot 3, a distance of 374.94 feet to a point on a curve on the South line of the Samish Island County Road No. XXXXIII, at which point the tangent to the curve bears North 79°15'23" East; thence Northeasterly along said 2°57'13" curve to the left, having a radius of 1939.86 feet, a distance along the arc of 34.12 feet; thence North 78°15'00" East along the Southerly side of said County road, a distance of 813.17 feet; thence along a 22°20'22" curve to the right having a radius of 256.48 feet, a distance along the arc of 162.01 feet; thence South 24°26'36" East, at right angles to said curve, a distance of 10.00 feet to a point on a curve, at which point the tangent to said curve bears South 65°33'24" East; thence Southeasterly along said 21°30'03" curve to the right, having a radius of 265.48 feet, a distance along the arc of 168.30 feet; thence South 29°22'15" East, a distance of 27.89 feet to a point in the centerline of Siwash Slough; thence along the centerline of Siwash Slough South 41°09'57" West, a distance of 133.76 feet; thence South 5°14'04" West, a distance of 373.92 feet; thence South 47°32'53" West, a distance of 251.73 feet; thence South 75°20'08" West, a distance of 484.24 feet; thence South 9°54'09" West, a distance of 282.67 feet; thence South 41°56'57" West, a distance of 115.71 feet; thence South 46°13'40" West, to the West line of the said Northeast 1/4 of the Southwest 1/4; thence North along said West line to the point of beginning. EXCEPT that portion conveyed to Skagit County by deed recorded March 15, 1973, under Auditor's File No. 781932.

Situate in the County of Skagit, State of Washington.

The real property is identified by Skagit County Assessor's tax account number 360236-0-008-0006, and parcel number P47446.

Principal Judgment Amount: \$7,489.74

Late Charges: \$\_\_\_\_\_\_

Pre-judgment interest (as of 8-29-2018): \$696.24

Attorney's Fees: \$4,510.00

Costs: \$1,288.98

Other Recovery Amounts: \$\_\_\_\_\_\_

Interest Rate after Judgment: \$12% per annum on the principal judgment, attorney's fees and costs, from the date of entry hereof until fully paid

DEFAULT JUDGMENT FOR SUM CERTAIN AND DECREE OF FORECLOSURE - 2

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Telephone: 360.336.1000 - Facsimile: 360.336.6690

Attorney for Judgment Creditor: Craig E. Cammock of Skagit Law Group, PLLC Skagit Law Group, PLLC P. O. Box 336 227 Freeway Drive, Suite B 3 Mount Vernon, WA 98273 Attorney for Judgment Debtors: 4 None II. HEARING 5 2.1 Date. This matter came before the court on the date set forth below. 6 7 2.2 Appearances. Plaintiff appeared by and through its counsel, Craig E. 8 Cammock. Defendants did not appear in person or by counsel. 9 2.3 Purpose. To rule on the default judgment of Plaintiff. 10 III. ORDER OF DEFAULT 11 3.1 Default. The Defendants, STEVEN N. SQUIRES and JANE DOE SQUIRES. 12 husband and wife, and the marital community composed thereof, were declared to be in 13 default and the court entered an Order of Default. 14 IV. ADJUDICATION 15 ON THE BASIS OF THE FOREGOING, IT IS ORDERED, ADJUDGED AND 16 DECREED: 17 4.1 Plaintiff, VAN'S EQUIPMENT, CO., a Washington corporation, is awarded 18 judgment against the Defendants, STEVEN N. SQUIRES and JANE DOE SQUIRES. 19 husband and wife, and the marital community composed thereof, in the amount of \$7,489.74. 20 plus attorney's fees of \$4,510.00 and costs of \$1,288.98, plus pre-judgment interest (as of 21 August 29, 2018) in the amount of \$696.24. The judgment shall accrue interest at the rate of 22 12% per annum until paid in full. 23 4.2 Plaintiff's Lien Claim is hereby adjudged and decreed to be a valid lien upon 24 the Defendants' real property ("Real Property") which is identified by Skagit County, 25 DEFAULT JUDGMENT FOR SUM CERTAIN Skagit Law Group, PLLC AND DECREE OF FORECLOSURE - 3 Post Office Box 336 / 227 Freeway Drive, Suite B Mount Vernon, Washington 98273

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Washington Assessor's tax parcel number P47446 and tax identification number 360236-0-008-0006, and which is legally described as follows: That portion of Government Lot 3 in the Southeast ¼ of the Northwest 1/4 and the Northeast 1/4 of the Southwest 1/4 in Section 36, Township 36 North, Range 2 East, 4 W.M., more particularly described as follows: 5 Beginning at the Southwest corner of Government Lot 3 of said Section 36; thence North 1°31'00" West along the West line of said Government Lot 3, a 6 distance of 374.94 feet to a point on a curve on the South line of the Samish 7 Island County Road No. XXXXIII, at which point the tangent to the curve bears North 79°15'23" East; 8 thence Northeasterly along said 2°57'13" curve to the left, having a radius of 1939.86 feet, a distance along the arc of 34.12 feet; 9 thence North 78°15'00" East along the Southerly side of said County road, a distance of 813.17 feet; thence along a 22°20'22" curve to the right having a 10 radius of 256.48 feet, a distance along the arc of 162.01 feet; thence South 24°26'36" East, at right angles to said curve, a distance of 10.00 feet 11 to a point on a curve, at which point the tangent to said curve bears South 65°33'24" East; 12 thence Southeasterly along said 21°30'03" curve to the right, having a radius of 13 265.48 feet, a distance along the arc of 168.30 feet; thence South 29°22'15" East, a distance of 27.89 feet to a point in the centerline 14 of Siwash Slough; thence along the centerline of Siwash Slough South 41°09'57" West, a distance of 133.76 feet: 15 thence South 5°14'04" West, a distance of 373.92 feet: thence South 47°32'53" West, a distance of 251.73 feet; 16 thence South 75°20'08" West, a distance of 484.24 feet: thence South 9°54'09" West, a distance of 282.67 feet; 17 thence South 41°56'57" West, a distance of 115.71 feet; thence South 46°13'40" West, to the West line of the said Northeast 1/4 of the 18 Southwest 1/4; thence North along said West line to the point of beginning. 19 EXCEPT that portion conveyed to Skagit County by deed recorded March 15, 20 1973, under Auditor's File No. 781932. 21 Situate in the County of Skagit, State of Washington. 22 Said Lien Claim is hereby adjudged and decreed to be superior to any and all right, title, 23 claim, interest, or estate of the Defendants, STEVEN N. SQUIRES and JANE DOE 24 SQUIRES, husband and wife, and the marital community composed thereof, or of anyone DEFAULT JUDGMENT FOR SUM CERTAIN Skagit Law Group, PLLC Post Office Box 336 / 227 Freeway Drive, Suite B Mount Vernon, Washington 98273 AND DECREE OF FORECLOSURE - 4

claiming by, through, or under them, in and to the Real Property securing the payment of the judgment.

- 4.3 That the Plaintiff's Lien Claim shall be foreclosed and said Real Property shall be sold by the Sheriff of Skagit County, Washington, in the manner provided by law for foreclosure of claims of lien and in accordance with the practice of this court.
- 4.4 That the proceeds of such sale shall be applied toward the payment of the judgment, interest, attorneys' fees, and costs rendered herein in favor of Plaintiff, together with any costs and increased costs of sale.
- 4.5 That Plaintiff is permitted to become bidder and purchaser at such sale and may credit bid all or any portion of the amount owed to Plaintiff without requirement of depositing cash or other funds in the amount of such credit bid.
- 4.6 That none of the Defendants or any person claiming by, through, or under them is entitled to possession of the premises after the sale, and that the purchaser at such sale shall be adjudged entitled to the sole and exclusive possession thereof, together with rents, issues, and profits arising therefrom.
- 4.7 That the purchaser at such sale shall be forthwith let into immediate possession of the Real Property identified and legally described above.
- 4.8 In the event Plaintiff is the purchaser at said sale, and in the event Plaintiff is entitled to possession of said premises and the same is not surrendered to Plaintiff, a Writ of Restitution shall be issued forthwith, and the Sheriff of Skagit County, Washington, shall deliver possession of said premises (including fixtures) to Plaintiff.
- 4.9 That the Defendants and any and all persons claiming by, through, or under Defendants are forever barred and foreclosed from any and all right, title, interest, lien, or estate in and to said Real Property or any part thereof except for any right(s) of redemption.

DEFAULT JUDGMENT FOR SUM CERTAIN AND DECREE OF FORECLOSURE - 5

- 4.10 That Plaintiff has not waived its right to a deficiency judgment and that Plaintiff be awarded a deficiency judgment to the extent that its judgment and costs of sale exceed the proceeds of the sheriff's sale.
- 4.11 That Plaintiff's interest in the Real Property which is legally described above, is hereby quieted in Plaintiff as a lien subject to foreclosure, against the claim of Defendants, STEVEN N. SQUIRES and JANE DOE SQUIRES, husband and wife, and the marital community composed thereof, or any of them, and that said Defendants and each of them be forever barred from having or asserting any right, title, estate, lien, or interest in or to said Real Property adverse to Plaintiff, except for any right(s) of redemption.
- 4.12 That all right, title, estate, claim, lien, or interest of the Defendants, or any of them, and all of the persons claiming by, through, or under them, or any of them, subsequent to the recording of the claim of lien in and to the above described real estate, or any part thereof, is inferior and subordinate to Plaintiff's lien and is hereby forever foreclosed (except only for the statutory right of redemption allowed by law).
- 4.13 That any and all persons acquiring any right, title, estate, claim, lien, or interest in and to the Real Property above described, or any part thereof, and any and all persons claiming any right, title, estate, claim, lien, or interest in and to the Real Property above described, or any part thereof, subsequent to the recording of the Plaintiff's Claim of Lien, which is foreclosed herein, be, and they hereby are, forever foreclosed of any such right, title, estate, claim, lien, or other interest as against Plaintiff in this action.

DONE IN OPEN COURT this \_\_\_\_\_ day of \_\_\_\_\_\_\_, 2019.

JUDGE/COMMISSIONER

DEFAULT JUDGMENT FOR SUM CERTAIN AND DECREE OF FORECLOSURE - 6

Presented by: SKAGIT LAW GROUP, PLLC

CRAIG E. CAMMOCK, WSBA #24185 Attorney for Plaintiff

DEFAULT JUDGMENT FOR SUM CERTAIN AND DECREE OF FORECLOSURE - 7