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**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF JOSEPHINE**

U.S. BANK TRUST, N.A., AS TRUSTEE
FOR LSF9 MASTER PARTICIPATION
TRUST,

Plaintiff,

v.

GLENN R. WACH AKA GLEN RICH
WACH AKA GLENN WACH; MORTGAGE
ELECTRONIC REGISTRATION SYSTEMS,
INC., SOLELY AS NOMINEE FOR PLAZA
HOME MORTGAGE, INC.; ATLAS
FINANCIAL SERVICES; AND
OCCUPANTS OF THE PREMISES,

Defendant.

Case No. 16CV21237

WRIT OF EXECUTION

TO THE JOSEPHINE COUNTY SHERIFF:

On July 31, 2017, a General Judgment of Foreclosure and Declaration of Amount Due by Default was entered by the JOSEPHINE County Circuit Court, foreclosing Plaintiff's Deed of Trust and directing that the property subject to the Deed of Trust be sold to satisfy the unpaid debt due to Plaintiff.

The mailing address for the judgment creditor is: U.S. BANK TRUST, N.A., AS TRUSTEE FOR LSF9 MASTER PARTICIPATION TRUST c/o Aldridge Pite, LLP, 111 SW Columbia St., Ste. 950, Portland, OR 97201.

The real property to be sold at public auction is commonly known as 1602 SW HEATHER DR, GRANTS PASS, OR 97526 ("Subject Property"), and legally described as:

The total amount due and owing on the Judgment as of August 2, 2017:

1	Judgment:	Principal	\$271,737.20
2	Pre-Judgment:	Interest(4.625%,\$25.74/day)	\$1,158.30 (6/17/17 through 7/31/17)
3		Attorney Fees	\$1,210.00
4		Costs	\$3.14
5		Prevailing Party Fee	\$300.00
6	Post-Judgment:	Interest(4.625%,\$25.74/day)	\$51.48 (8/1/17 through 8/2/17)
7		Attorney Fees	\$305.00

8

9 **TOTAL: \$274,765.12**

10 In the name of the State of Oregon, you are hereby directed to proceed to notice for sale
 11 and sell the Subject Property. After the sale, you are directed to issue a certificate of sale to the
 12 purchaser and file a return on the writ of execution, depositing the sale proceeds with the Court.
 13 Further, you are directed to execute, after the time for redemption has elapsed, a deed to the
 14 holder of the certificate of sale.

15 DATED 8/7/2017

COURT ADMINISTRATOR FOR
 JOSEPHINE COUNTY CIRCUIT COURT

By: *Sarah M. Jensen*
7th August 8th 2017



20 Presented by:
 ALDRIDGE PITE, LLP

21 *Christina Andreoni*
 22 _____
 23 Christina Andreoni, OSB #160875
 (858) 750-7600
 24 (503) 222-2260 (Facsimile)
 25 candreoni@aldridgepite.com

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**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF JOSEPHINE**

U.S. BANK TRUST, N.A., AS TRUSTEE
FOR LSF9 MASTER PARTICIPATION
TRUST,

Plaintiff,

v.

GLENN R. WACH AKA GLEN RICH
WACH AKA GLENN WACH; MORTGAGE
ELECTRONIC REGISTRATION SYSTEMS,
INC., SOLELY AS NOMINEE FOR PLAZA
HOME MORTGAGE, INC.; ATLAS/
FINANCIAL SERVICES; AND
OCCUPANTS OF THE PREMISES,

Defendants.

Case No. 16CV21237

**GENERAL JUDGMENT OF
FORECLOSURE AND DECLARATION OF
AMOUNT DUE BY DEFAULT**

ORCP Rule 69

PURSUANT TO SB368, THIS IS A
JUDGMENT OF FORECLOSURE AND DOES
NOT CONSTITUTE A MONEY AWARD
AGAINST ANY DEFENDANT

Based upon the Court’s Order of Default against defendants GLENN R. WACH AKA
GLEN RICH WACH AKA GLENN WACH; MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC., SOLELY AS NOMINEE FOR PLAZA HOME MORTGAGE, INC.; ATLAS
FINANCIAL SERVICES; AND OCCUPANTS OF THE PREMISES, the records on file herein,
and pursuant to the Motion for General Judgment and Declaration of Amount Due by Default by
Plaintiff U.S. BANK TRUST, N.A., AS TRUSTEE FOR LSF9 MASTER PARTICIPATION
TRUST (“Plaintiff”),

IT IS HEREBY ADJUDGED:

1. Plaintiff’s security interest in the real property located at 1602 SW HEATHER
DR, GRANTS PASS, OR 97526 (“Subject Property”), as evidenced by the Deed of Trust
recorded February 1, 2007 in the official records of JOSEPHINE County as instrument number

1 2007-002357 (“Deed of Trust”), is a viable first priority lien, superior to the interests of all the
2 Defendants. All rights, claims, ownerships, liens, titles and demands of all Defendants are
3 subsequent to Plaintiff’s lien as created by the Note and Deed of Trust. The Subject Property is
4 legally described as follows:

5 2. The Deed of Trust is foreclosed and upon entry of this Judgment the court
6 administrator shall upon request of Plaintiff issue a writ of execution for the sale, by the Sheriff,
7 in the manner provided by law;

8 3. Plaintiff has submitted a Declaration of Amount Due and is owed the total amount
9 due under the Note and Deed of Trust and any future advances and/or fees that may be made or
10 incurred pursuant to the terms of the Note and Deed of Trust up to the date of the execution sale.
11 This amount is to be satisfied by sale of the Subject Property as directed under this Judgment;

12 4. Plaintiff is owed reasonable attorney fees plus the remaining flat rate fees for an
13 uncontested execution on the Judgment, pursuant to the Note and Deed of Trust and ORCP Rule
14 68(C), which amount may be added to the outstanding obligation due and owing under the Note
15 and Deed of Trust and recovered from the proceeds of the sheriff’s sale. Pursuant to the Deed of
16 Trust, these fees continue to accrue to the date of the execution sale. This amount to be satisfied
17 by sale of the Subject Property as directed under this Judgment;

18 5. Plaintiff is owed costs of suit pursuant to the Note and Deed of Trust, ORCP Rule
19 68(A)(2) and ORS 20.115(4), which may be added to the outstanding obligation due and owing
20 under the Note and Deed of Trust and recovered from the proceeds of the sheriff’s sale. Pursuant
21 to the Deed of Trust, these costs continue to accrue to the date of the execution sale. This
22 amount to be satisfied by sale of the Subject Property as directed under this Judgment;

23 6. Plaintiff is owed the prevailing party fee of \$300.00, this amount to be satisfied by
24 sale of the Subject Property as directed under this Judgment.

25 7. The Sheriff shall make a return on the writ of execution to the court administrator
26 along with the proceeds of the sale, if any. The proceeds of the sale, if any, shall be applied first

1 toward the costs of the sale; then toward the satisfaction of Plaintiff's Judgment of Foreclosure
2 awarded herein; and the surplus, if any, to the clerk of the court to be distributed to such party or
3 parties as may establish their right thereto. The Defendants and all persons claiming through or
4 under Defendants, whether lien claimants, judgment creditors, claimants arising under junior
5 mortgages or deeds of trust, purchasers, encumbrances or otherwise, shall be barred and
6 foreclosed from all rights, claims, interest or equity of redemption in the Subject Property and
7 every part of the Subject Property when the time for redemption has elapsed;

8 8. Plaintiff or any other party to this action may become a purchaser at the
9 foreclosure sale, and such purchaser shall be immediately let into possession of the subject
10 property, until redemption of the property, if any. The purchaser at the foreclosure sale or any
11 successor in interest may apply to this Court for a writ of assistance to gain possession of the
12 subject property if Defendants or any other party or person refuses to surrender possession;

13 **DECLARATION OF AMOUNT DUE BY DEFAULT**

14 **(PURSUANT TO SB 368, THIS IS A JUDGMENT OF FORECLOSURE AND DOES**
15 **NOT CONSTITUTE A MONEY AWARD AGAINST ANY DEFENDANT)**

- 16 1. The amount of the judgment is \$271,737.20.
17 2. Simple interest at the variable rate currently at 4.625% (\$25.74 *per diem*) after
18 June 16th, 2017, through the date of sale.
19 3. Attorney fees of \$1,210.00, plus \$305.00, through the date of sale.
20 4. Costs of \$3.14, plus costs accrued through the date of sale.
21 5. Prevailing party fee: \$300.00.
22

23 **IT IS SO ADJUDGED**

Signed: 7/28/2017 03:24 PM

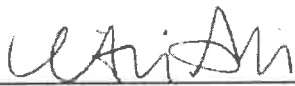
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25 _____
26 **Circuit Court Judge Lindi L. Baker**

1 CERTIFICATE OF READINESS

2 This proposed Order or Judgment is ready for judicial signature because:

- 3
- 4 1. Each opposing party affected by this Order or Judgment has stipulated to the Order
- 5 or Judgment, as shown by each opposing party's signature on the document being
- 6 submitted.
- 7 2. Each opposing party affected by this Order or Judgment has approved the Order or
- 8 Judgment, as shown by signature on the document being submitted or by written
- 9 confirmation of approval sent to me.
- 10 3. I have served a copy of this Order or Judgment on all parties entitled to service and:
- 11 a. No objections have been served on me within that time frame;
- 12 b. I received objections that I could not resolve with the opposing party despite
- 13 reasonable efforts to do so. I have filed with the Court a copy of the objections I
- 14 received and indicated which objections remain unresolved;
- 15 c. After conferring about objections, **[Opposing Party]** agreed to independently
- 16 file any remaining objection with the Court.
- 17 4. The relief sought is against an opposing party who has been found in default.
- 18 5. An order of default is being requested with this proposed judgment.
- 19 6. Service is not required pursuant to subsection (3) of this rule, or by statute, rule, or
- 20 otherwise.
- 21 7. This is a proposed judgment that includes an award of punitive damages and notice
- 22 has been served on the Director of the Crime Victims' Assistance Section as required by
- 23 subsection (4) of this rule.

24 Presented By:
25 ALDRIDGE PITE, LLP

26 
Christina Andreoni, OSB #160875
(858) 750-7600
(503) 222-2260 (Facsimile)
candreoni@aldridgepite.com

Date: 7/27/2017

111 SW Columbia Street, Suite 950
Portland, OR 97201

Of Attorneys for Plaintiff

Page 4 – GENERAL JUDGMENT AND DECLARATION OF AMOUNT DUE BY DEFAULT

Aldridge Pite, LLP
111 SW Columbia Street, Suite 950
Portland, OR 97201
(858) 750-7600



Issued by

First American Title Insurance Company
118 NE C Street, Grants Pass, OR 97526
Title Officer: Gary Laney
Phone: (541)476-6884
FAX: (866)637-1007

Judicial Foreclosure Guarantee



First American Title Insurance Company

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE LIMITS OF LIABILITY AND OTHER PROVISIONS OF THE CONDITIONS AND STIPULATIONS HERETO ANNEXED AND MADE A PART OF THIS GUARANTEE, First American Title Insurance Company, herein called the Company, for the fee paid for this Guarantee, the amount and effective date of which are shown herein, hereby Guarantees the parties herein called the Assured, against actual loss not exceeding the liability amount stated herein which the Assured shall sustain by reason of any incorrectness in the assurance which the Company hereby gives that, according to the public records, on the effective date stated herein.

1. The title to herein described estate or interest was vested in the vestee named, subject to the matters shown as Exceptions herein, which Exceptions are not necessarily shown in the order of their priority;
2. The necessary parties defendant in a suit to foreclose the lien are as herein stated.

IN WITNESS WHEREOF, First American Title Insurance Company has caused its corporate name and seal to be hereunto affixed and authenticated by the facsimile signatures of its President and Secretary.



First American Title Insurance Company

Dennis J. Gilmore
President

Timothy Kemp
Secretary