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

WELLS FARGO BANK, N.A., AS
TRUSTEE FOR THE HOLDERS OF FIRST
FRANKLIN MORTGAGE LOAN TRUST
2004-FF11, ASSET-BACKED
CERTIFICATES, SERIES 2004-FF11 ,

Plaintiff,

vs.

TODD TOMLINSON, an individual;
TURNING LEAF HOMES, LLC, a Limited
Liability Corporation; and all other persons,
parties, or occupants unknown claiming any
legal or equitable right, title, estate, lien, or
interest in the real property described in the
complaint herein, adverse to Plaintiff's title,
or any cloud on Plaintiff's title to the
Property.

Defendants.

CASE NUMBER: CV15070620

WRIT OF EXECUTION IN FORECLOSURE

TO: THE SHERIFF OF CLACKAMAS COUNTY, OREGON:

1.

WHEREAS, on June 26, 2017, in the above-entitled Court, a General Judgment of
Foreclosure ("Judgment") was entered and docketed in the above-entitled and numbered proceeding

2.

NOW, THEREFORE, IN THE NAME OF THE STATE OF OREGON, you are hereby
commanded to sell, in the manner prescribed by law for the sale of real property upon (subject to

1 redemption, if applicable), all of the interest which the Defendant TODD TOMLINSON and
2 TURNING LEAF HOMES, LLC ("Defendants") had on June 16, 2004, the date of the foreclosed
3 Deed of Trust which was recorded on June 21, 2004, as Instrument No. 2004-056529 in the official
4 records of the Clackamas County Recorder's Office, and/or all of the interest which Defendants had
5 thereafter, in the real property described in the Judgment to satisfy the Judgment as follows:
6

7 **Lender's Principal Judgment:**

8 Unpaid Principal Balance: \$465,226.03

9 Pre-Judgment Interest from November

10 1, 2009 to July 22, 2016, the date set

11 forth in the Judgment at 5.875%, per

12 annum, (\$74.6776 per diem): \$183,781.83

13 Lender's Fees and Costs: \$92,933.72

14 Attorney's Fees and Costs: \$5,607.00

15
16 ***Total Judgment Entered: \$747,548.58***

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18 **Additional Pre-Judgment Interest:**

19 Accrued Interest from July 23, 2016,

20 the day after the date set forth in the

21 Judgment through June 26, 2017, the

22 date of entry of the Judgment, at

23 5.875%, per annum (\$74.6776 per

24 diem): \$25,241.03

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26 ***Total Judgment Entered Including***

27 ***Additional Pre-Judgment***

28 ***Interest: \$772,789.61***

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3.

Additionally, Plaintiff is entitled to the accrual of post-judgment interest on \$772,789.61 at the legal rate of interest of 9% per annum, \$190.55 per diem, from June 27, 2017 to the date the real property subject to the Judgment is sold by the County Sheriff at its foreclosure auction, plus costs of this Writ, Sherriff's fees and sale costs, and all other recovered costs pursuant to law.

4.

The real property subject to this writ of execution is commonly known as 18238 TAMAWAY DR, LAKE OSWEGO, OR 97034-7355 ("Property") and described in Exhibit "1" attached hereto.

5.

The Judgment Creditor's name and address is:

WELLS FARGO BANK, N.A., AS TRUSTEE FOR THE HOLDERS OF FIRST FRANKLIN MORTGAGE LOAN TRUST 2004-AFF11, ASSET-BACKED CERTIFICATES, SERIES 2004-AFF11
c/o BANK OF AMERICA
100 N. Tryon St.
Charlotte, NC 28255-4000

The Judgment Creditor's name and address for the purpose of this Writ is:

WELLS FARGO BANK, N.A., AS TRUSTEE FOR THE HOLDERS OF FIRST FRANKLIN MORTGAGE LOAN TRUST 2004-AFF11, ASSET-BACKED CERTIFICATES, SERIES 2004-AFF11
c/o Malcolm & Cisneros, ALC (Attention: Nathan F. Smith)
2112 Business Center Drive
Irvine, CA 92612
949-252-9400

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1 THEREFORE, in the name of the State of Oregon, you are hereby commanded to seize and
2 sell the Property, in the manner prescribed by law; or so much thereof as may be necessary to satisfy
3 the Judgment, interest, fees, and costs.

4 MAKE RETURN HEREOF within 60 days after you receive this Writ.



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8 *Wendy Watson* Sept 13, 2017

9
10 Submitted by:

11
12 
13 Nathan F. Smith, OSB #120112
14 Attorney for Plaintiff
15 MALCOLM ♦ CISNEROS, A Law Corporation
16 2112 Business Center Drive, Second Floor
17 Irvine, California 92612
18 Phone: (949) 252-9400
19 Fax: (949) 252-1032
20 Email: nathan@mclaw.org

21 Dated: 9/6/17

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Court Administrator relies on the information provided by the person seeking issuance of this writ of execution and is not liable for any errors or omissions in the information

COURT CLERK HAS NOT VERIFIED FIGURES IN THIS WRIT. IF YOU HAVE ANY QUESTIONS REGARDING THIS WRIT, PLEASE CONTACT YOUR LEGAL COUNSEL, THE ISSUING ATTORNEY OR THE ISSUING COMPANY. DEBTOR MAY CONTEST THIS WRIT BY FILING A CLAIM OF EXEMPTION.

Exhibit 1

Lot 8, Block 5, PALISADES PARK ESTATES, in the City of Lake Oswego, County of Clackamas and State of Oregon.