

RECEIVED  
CLACKAMAS CNTY SHERIFF  
18 JUN -1 AM 9:14

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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

U.S. BANK NATIONAL ASSOCIATION,  
AS SUCCESSOR BY MERGER TO U.S.  
BANK NATIONAL ASSOCIATION N.D.

Plaintiff,

vs.

HEIRS, LEGATEES and DEVISEES OF  
DORIS L. ZIEGLER; U.S. BANK  
NATIONAL ASSOCIATION ND;  
MERITAGE PROPERTIES LLC;  
UNKNOWN PARTIES IN POSSESSION OR  
CLAIMING A RIGHT TO POSSESSION,

Defendants.

CASE NUMBER: 16CV36118

WRIT OF EXECUTION IN FORECLOSURE

TO: THE SHERIFF OF CLACKAMAS COUNTY, OREGON:

1.

WHEREAS, on December 4, 2017, in the above-entitled Court, a General Judgment of  
Foreclosure ("Judgment") was entered and docketed in the above-entitled and numbered proceeding

///

///

///

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 redemption, if applicable), all of the interest which the Defendants HEIRS, LEGATEES and DEVISEES OF DORIS L. ZIEGLER, U.S. BANK NATIONAL ASSOCIATION ND and MERITAGE PROPERTIES LLC, ("Defendants") had on March 21, 2001, the date of the foreclosed Deed of Trust which was recorded on April 25, 2001, as Instrument No. 2001-029364 in the official records of the Clackamas County Recorder's Office, and/or all of the interest which Defendants had thereafter, in the real property described in the Judgment to satisfy the Judgment as follows:

**Lender's Principal Judgment:**

Unpaid Principal Balance:	\$211,301.35
Pre-Judgment Interest from April 5, 2011 to June 16, 2017, the date set forth in the Judgment at 7.390%, per annum, (\$42.78 per diem):	\$98,140.30
Lender's Fees and Costs:	\$93,383.02
Attorney's Fees and Costs:	\$2,830.90
<b>Total Judgment Entered:</b>	<b>\$405,655.17</b>

**Additional Pre-Judgment Interest:**

Accrued Interest from to June 17, 2017, the day after the date set forth in the Judgment through December 4, 2017, the date of entry of the Judgment, at 7.39%%, per annum (\$42.78 per diem):	\$7,272.60
--	------------



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

2 U.S. BANK NATIONAL ASSOCIATION

3 c/o Malcolm & Cisneros, ALC (Attention: Nathan F. Smith)

4 2112 Business Center Drive

5 Irvine, CA 92612

6 949-252-9400

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

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

11 Dated: March 16, 2018.



12  
13  
14 Wendy Watson

15  
16 Submitted by:

17  
18  
19 Nathan F. Smith, OSB #120112  
20 Attorney for Plaintiff  
21 MALCOLM ♦ CISNEROS, A Law Corporation  
22 2112 Business Center Drive, Second Floor  
23 Irvine, California 92612  
24 Phone: (949) 252-9400  
25 Fax: (949) 252-1032  
26 Email: nathan@mclaw.org

17  
18 Dated: 3/7/18

19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
**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”

## LEGAL DESCRIPTION

A tract of land being a part of that certain tract of land being described in deed to Stafford Equities, Inc., Recorded February. 4, 2000 as Fee No. 2000-007207, Clackamas County Deed Records. Said tract situated in the Northwest quarter of Section 34, Township 2 South, Range 2 East, of the Willamette Meridian, in the County of Clackamas and State of Oregon, more particularly described as follows:

Beginning at the intersection of the Southerly right of way line of Redland Road (60 feet wide) and the East line of said Fee No. 2000 007207, being Northeast corner of said Fee No. 2000 007207; thence along said East line South  $00^{\circ}25'03''$  West a distance of 226.87 feet; thence South  $84^{\circ}37'12''$  West a distance of 445.15 feet to the West line of said Fee No. 2000 007207; thence along said West line North  $00^{\circ}25'13''$  East a distance of 215.17 to the Northwest corner of said Fee No. 2000 007207, being in the Southerly right of way line of said Redland Road, also being in a non-tangent curve concave Southerly; thence along said Southerly right of way line and said curve (radius = 925.40 feet; central angle =  $01^{\circ}56'58''$ ; chord bearing a distance = North  $82^{\circ}12'48''$  East, 31.48 feet) an arc length of 31.48 feet; thence continuing along said Southerly right of way line. North  $83^{\circ}11'43''$  East a distance of 415.06 feet to the point of beginning.

Said legal formerly known as Parcel 2, PARTITION PLAT NO. 2002-024, in the County of Clackamas and State of Oregon and now part of Lot 21, HIDDEN SPRINGS ESTATES NO. 3, recorded November 22, 2006 as Plat No. 3992 in the County of Clackamas and State of Oregon