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CLACKAMAS COUNTY SHERIFF

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

U.S BANK NATIONAL ASSOCIATION,
NOT IN ITS INDIVIDUAL CAPACITY
BUT SOLELY AS TRUSTEE FOR THE
RMAC TRUST, SERIES 2016-CTT,

Plaintiff,

vs.

MICHAEL D. YODER, an individual; VERA
A. YODER, an individual; 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: 18CV23055

WRIT OF EXECUTION IN FORECLOSURE

TO: THE SHERIFF OF CLACKAMAS COUNTY, OREGON:

1.

WHEREAS, on December 13, 2018, 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 MICHAEL D. YODER, VERA A. YODER and ALL OTHER PERSONS,PARTIES OR OCCUPANTS UNKNOWN (“Defendants”) had on May 27, 2008, the date of the foreclosed Deed of Trust which was recorded on June 2, 2008, as Instrument No. 2008-039912 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:	\$293,887.64
Pre-Judgment Interest from December 1, 2016 to October 11, 2018, the date set forth in the Judgment at 5.250% per annum, (\$42.27151 per diem):	\$23,199.00
Lender’s Fees and Costs:	\$11,929.81
Attorney’s Fees and Costs:	\$5,205.45
Total Judgment Entered:	\$334,221.90

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1 **Additional Pre-Judgment Interest:**

2 Accrued Interest from October 12,
3 2018, the day after the date set forth in
4 the Judgment through December 13,
5 2018, the date of entry of the Judgment,
6 at 5.250%, per annum (\$42.2715 per
7 diem): \$2,620.83

8
9 Total Judgment Entered Including
10 Additional Pre-Judgment
11 Interest: \$336,842.73

12 3.

13 Additionally, Plaintiff is entitled to the accrual of post-judgment interest on \$336,842.73 at
14 the legal rate of interest of 9% per annum, \$83.05 per diem, from December 14, 2018 to the date the
15 real property subject to the Judgment is sold by the County Sheriff at its foreclosure auction, plus
16 costs of this Writ, Sherriff's fees and sale costs, and all other recovered costs pursuant to law.

17 4.

18 The real property subject to this writ of execution is commonly known as 22555 S.
19 BEAVERCREEK ROAD, BEAVERCREEK, OR 97004 ("Property") and described in Exhibit "1"
20 attached hereto.

21 5.

22 The Judgment Creditor's name and address is:

23 U.S Bank National Association, not in its individual capacity but solely as trustee for the RMAC
24 trust, Series 2016-CTT
25 c/o Rushmore Loan Management Services
26 Irvine, California 92618-2132

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The Judgment Creditor's name and address for the purpose of this Writ is:
U.S Bank National Association, not in its individual capacity but solely as trustee for the RMAC
trust, Series 2016-CTT
c/o Malcolm & Cisneros, ALC (Attention: Nathan F. Smith)
2112 Business Center Drive
Irvine, CA 92612
949-252-9400

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

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

Dated: December 26, 2018.



Wendy Peters

Submitted by:

[Signature]

Dated: 12/17/18

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

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

PARCEL I:

Lot 2, BEAVER CREEK PARK, in the County of Clackamas and State of Oregon.

EXCEPT the South 5 feet thereof, as described in Deed to Vaden C. Selffert, recorded August 11, 1971 as Recorder's Fee No. 71-19435, Film Records.

PARCEL II:

The South 5 feet of Lot 2, BEAVER CREEK PARK, in the County of Clackamas and State of Oregon.