

WHATCOM COUNTY LEGALS

UME 28 OF PLATS, PAGE(S) 48 THROUGH 50, RECORDS OF WHATCOM COUNTY, WASHINGTON. Commonly known as: 1396 ROMA ROAD BELLINGHAM, Washington 98226-0000 which is subject to that certain Deed of Trust dated 10/22/2003, recorded 10/29/2003, under Auditor's File No. 2031007162, in Book, Page records of Whatcom County, Washington, from ANDREW D. ROGERS, ANGELA M. ROGERS, HUSBAND AND WIFE, JASON R. MASTRANTONIO, PAMELA K. MASTRANTONIO, HUSBAND AND WIFE, as Grantor(s), to STEWART TITLE, as Trustee, to secure an obligation in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS INC., AS NOMINEE FOR AMERICAN BROKERS CONDUIT CORPORATION, as Beneficiary, the beneficial interest in which was assigned by MORTGAGE ELECTRONIC REGISTRATION SYSTEMS INC., AS NOMINEE FOR AMERICAN BROKERS CONDUIT CORPORATION, to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. II. No action commenced by the Beneficiary of the Deed of Trust is now pending to seek satisfaction of the obligation in any Court by reason of the Borrower's or Grantor's default on the obligation secured by the Deed of Trust/Mortgage. III. The default(s) for which this foreclosure is made is/are as follows: Failure to pay when due the following amounts which are now in arrears: PAYMENT INFORMATION FROM 12/1/2008 THRU 6/22/2009 NO.PMT 7 AMOUNT \$1,240.93 TOTAL \$8,686.51 LATE CHARGE INFORMATION FROM 12/1/2008 THRU 6/22/2009 NO. LATE CHARGES 7 TOTAL \$368.83 PROMISSORY NOTE INFORMATION Note Dated: 10/22/2003 Note Amount: \$135,200.00 Interest Paid To: 11/2/2008 Next Due Date: 12/1/2008 IV. The amount to cure defaulted payments as of the date of this notice is \$12,566.82. Payments and late charges may continue to accrue and additional advances to your loan may be made, it is necessary to contact the beneficiary prior to the time you tender the reinstatement amount so that you may be advised of the exact amount you would be required to pay. As of the date of this document the required amount to payoff the obligation secured by the Deed of Trust is: \$136,678.97 (note: due to interest, late charges and a Rural Element Ad...

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expense of sale and the obligation secured by the Deed of Trust as provided by statute. Said sale will be made without warranty, expressed or implied, regarding title, possession or encumbrances on 9/25/2009. The defaults referred to in Paragraph III must be cured by 9/14/2009, (11 days before the sale date) to cause a discontinuance of the sale. The sale will be discontinued and terminated if at any time before 9/14/2009 (11 days before the sale) the default as set forth in Paragraph III is cured and the Trustee's fees and costs are paid. Payment must be in cash or with cashier's or certified checks from a State or federally chartered bank. The sale may be terminated any time after the 9/14/2009 (11 days before the sale date) and before the sale, by the Borrower or Grantor or the holder of any recorded junior lien or encumbrance by paying the principal and interest, plus costs, fees and advances, if any, made pursuant to the terms of the obligation and/or Deed of Trust. VI. A written Notice of Default was transmitted by the Beneficiary or Trustee to the Borrower and Grantor at the following address(es): NAME ANDREW D. ROGERS, ANGELA M. ROGERS, HUSBAND AND WIFE, JASON R. MASTRANTONIO, PAMELA K. MASTRANTONIO, HUSBAND AND WIFE ADDRESS 1396 ROMA ROAD BELLINGHAM, Washington 98226-0000 ANDREW ROGERS and ANGELA ROGERS 2684 STRAWBERRY SHORE DRIVE BELLINGHAM, WA 98229-0000 by both first class and certified mail on 5/18/2009, proof of which is in the possession of the Trustee; and the Borrower and Grantor were personally served, if applicable, with said written Notice of Default or the written Notice of Default described in Paragraph I above, and the Trustee has possession of such service or posting. VII. The Trustee whose name and address are set forth below will provide in writing to anyone requesting it, a statement of all costs and fees due at any time prior to the sale. VIII. The effect of the sale will be to deprive the Grantor and all those who hold by, through or under the Grantor of all their interest in the above described property. IX. Anyone having any objections to this sale on any grounds whatsoever will be afforded an opportunity to be heard as to those objections if they bring a lawsuit to restrain the sale pursuant to the laws of the State of Washington. The amount due for actual loan payoff may be greater. The principal sum of \$125,583.62, together with interest as provided in the Note from the 12/1/2008, and such other costs and fees as are provided by statute. V. The above described real property will be sold to satisfy the

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owner) and anyone having an interest junior to the deed of trust, including occupants and tenants. After the 20th day following the sale the purchaser has the right to evict occupants and tenants by summary proceedings under the Unlawful Detainer Act, Chapter 59.12 RCW. THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. DATED: 6/22/2009 CHICAGO TITLE INSURANCE COMPANY LSI DIVISION 1111 Main St., #200 Vancouver, WA 98660 Sale Line: 714-730-2727 Gina Avila Authorized Signatory ASAP# 3157509 0 8 / 2 8 / 2 0 0 9 , 09/18/2009 (L1254) Whatcom County Hearing Examiner Notice of Application for Zoning Permit Notice is hereby given that Custom Built Structures has filed CUP09-0003 to construct WADOT sand storage bldg, 7399 Delta Line Rd, Custer, WA. Public hearing 09/09/09, 1:50 p.m., Council Chambers, Whatcom County Courthouse, 311 Grand Ave., Bham, WA. For info contact Hearing Examiner, 1000 N Forest St, Bham, WA 676-6794, or appear at hearing. Written & oral comments may be submitted at hearing. Mail comments to 311 Grand Ave, Bham, WA prior to hearing day to be included in record. Michael Bobbink, Hearing Examiner (L1745) CITY OF BLAINE PUBLIC NOTICE The following ordinances were adopted by the City Council of the City of Blaine, Washington, at their Regular City Council Meeting on August 24, 2009: ORDINANCE NO. 09-2743, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLAINE, WASHINGTON, AMENDING BLAINE MUNICIPAL CODE SECTION 13.08.411, OUTSIDE CITY LIMIT CONNECTION, TO PROVIDE FOR CITY SEWER SERVICE OUTSIDE CITY LIMITS WHERE WARRANTED TO SAFEGUARD PUBLIC HEALTH. ORDINANCE NO. 09-2747, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLAINE, WASHINGTON, AMENDING BUDGET THE 2009 BUDGET FOR STREET FUND 101, COPS GRANT FUND 116 AND STREET OVERLAYS FUND 332. Complete copies of ordinances adopted and published in summary will be provided for public review upon request, at no charge. Sheri Sanchez, CMC City Clerk (L1749) The Whatcom County Planning Commission will hold a public hearing to consider changes to File #PLN2009-00111: Rural Element Update: Pertaining to land uses and densities in rural areas of Whatcom County, consider amendments to Whatcom County Comprehensive Plan Chapters Two (Land Use), Five (Utilities), Six (Transportation), Seven (Economics), Nine (Recreation), Ten (Design); amendments to Whatcom County Code Title 20 (Zoning) Chapters 20.04 General Provisions, 20.13 Wireless Communications Facilities, 20.14 Wind Energy Systems, 20.32 Residential Rural (RR) District, 20.35 Eliza Island (EI District), 20.36 Rural (R) District, 20.60 Neighborhood Commercial Center (NC) District, 20.61 Small Town Commercial (STC) District, 20.63 Tourist Commercial (TC) District, 20.64 Resort Commercial (RC) District, 20.67 General Manufacturing (GM) District, 20.72 Point Roberts Special District, 20.80 Supplementary Requirements, 20.82 Public Utilities, 20.84 Variances, Conditional Uses, Administrative Approval Uses and Appeals, and 20.97 Definitions, and adding Chapters 20.59 Rural General Commercial (RGC) District and 20.69 Rural Industrial Manufacturing (RIM) District; and amending the Whatcom County Comprehensive Plan Map 8 (Land Use Designations) and the official zoning map in the areas generally described as Acme, Axton & Guide Meridian, Birch Bay-Lynden & I-5, Blue Lynden & C, Chakanut, Custer, Deming, Diablo, East Lynden, Eliza Island, Emerald

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Lake, Fort Bellingham, Glacier, Glacier Springs, Glen at Maple Falls, Gooseberry Point, Guide Meridian Border Crossing, Guide Meridian North, Hinox Corner, Lake Samish, Lake Whatcom, Laurel, Lummi Peninsula, Maple Falls, Newhalem, North Bellingham, North Lake Samish & I-5, Nugents Corner, Pole & Guide Meridian, Port Valley North, Point Roberts, Sandy Point Slater & Elder, Slater & Haxton, Smith & Guide Meridian, South Bay, Sudden Valley, Van Wyck Van Zandt, Welcome, Wickersham, Wiser Lake, Wiser Lake East. This hearing will be held Tuesday, September 8, 2009 at 6:30 p.m. at the Whatcom County Council Chambers, 311 Grand Avenue, Bellingham, WA. A work session regarding this issue will be held September 10, 2009 at 6:30 p.m. in Room 513 of the Whatcom County Courthouse, 311 Grand Avenue, Bellingham, WA. For more information contact Gary Davis at (360)676-6907. Draft documents available online at www.whatcomcounty.us/pds. The public is invited to submit written comments and/or attend the hearing to provide oral comments. Written comments may be submitted to: Whatcom County Planning Commission ATTN: Becky Boxx 5280 Northwest Drive Bellingham, WA 98226 E m a i l : PDS.Planning@co.whatcom.wa.us People with special needs or disabilities who will be attending the meeting are asked to contact our office at least 96 hours in advance so that we may make any needed accommodations. Parking for disabled persons is available in front of the building. (L1773) ORD. 2009-08-054 AN ORDINANCE RELATING TO THE ANNEXATION OF APPROXIMATELY TWO HUNDRED AND THIRTY THREE ACRES OF UNINCORPORATED PROPERTY LOCATED ADJACENT TO THE NORTHERN BOUNDARY OF THE BELLINGHAM CITY LIMITS AND COMMONLY KNOWN AS THE JAMES STREET ANNEXATION; AS SIGNING CITY AND ZONING DESIGNATIONS AND ESTABLISHING AN EFFECTIVE DATE. (L1775) ORD. 2009-08-055 AN ORDINANCE RELATING TO THE ANNEXATION OF APPROXIMATELY THIRTY EIGHT ACRES OF UNINCORPORATED PROPERTY LOCATED ADJACENT TO THE NORTHERN BOUNDARY OF THE BELLINGHAM CITY LIMITS AND COMMONLY KNOWN AS THE QUEEN MOUNTAIN ANNEXATION; ASSIGNING CITY LAND USE AND ZONING DESIGNATIONS (L1780) ORD. 2009-08-056 AN ORDINANCE OF THE CITY OF BELLINGHAM, WASHINGTON ESTABLISHING THE MAXIMUM LOCAL INFRASTRUCTURE FINANCE TOOL (LIFT) TAX RATE AS REQUIRED BY ENGROSSED SUBSTITUTE SENATE BILL 5901, SECTION 8(4). (L1782) ORD. 2009-08-057 AN ORDINANCE RELATING TO THE 2009 BUDGET RECOGNIZING RECEIPT OF A.U.S. DEPARTMENT OF JUSTICE BYRNE/JAG RECOVERY GRANT TO THE POLICE DEPARTMENT IN THE AMOUNT OF \$126,131.00 AND APPROPRIATING FUNDS FOR RELATED EXPENDITURES IN THE AMOUNT OF 120,131.00 IN THE GENERAL FUND AND \$6,000.00 IN THE CRIMINAL JUSTICE FUND. (L1786) Notice of Application Applicant H e r r y Yuki (Boundary Fish Company) 233 Sigurdson Ave Agent Mike Leland 354 West Badger Road Lynden WA 98264 Project Name Boundary Fish Building Expansion F i l e Number(s) SMP-5-09 Proposal Notice is hereby given that on August 14, 2009 the Community Development Services Department received an application for 29-

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foot tall, 5,800 sq. ft. building addition on a lease holding within the Port of Bellingham's Blaine Harbor. Location 2 2 3 Sigurdson Ave, approximately 250 south of the intersection of Marine Drive and Sigurdson Avenue Required Permits Shoreline Substantial Development Permit Building Permits Other permits may be required from State and Federal agencies but none are known at this time. Environmental Review Given the nature and scope of the proposed project, this proposal is exempt from SEPA review. Required Studies No additional studies have been requested at this time. Public Comments The submitted application documents and the proposed project plan are on file for public review in the Department of Community Development office between 8:00 a.m. and 4:00 p.m. weekdays. Agencies and members of the public are encouraged to review and comment on the proposed project and its probable environmental impacts. Written comments for this formal comment period must be submitted by 5:00 p.m., Monday, September 28, 2009. The purpose of public comments is to obtain feedback on the proposal to assist the Community Development Director in compiling information and formulating a recommendation to the decision makers. Please Note, that written comments can and will be accepted by the City up to the close of the Public Hearing. Public Hearing A Public Hearing will be required for this project. The date for the Public Hearing has tentatively been set for October 8, 2009. A separate Notice of Public Hearing will be posted, mailed, and published at least ten days prior to the hearing. Staff Contact Michael Jones, Permit Manager, City of Blaine, 344 H Street, Blaine, Washington, 98230. Phone (360) 332-8311. e-mail: mjones@cityofblaine.com Final Decision Final Decision on the proposed development is made by the City of Blaine Planning Commission. A Notice of Final Decision will be sent to those parties who request a copy of the Notice of Final Decision in writing and any party of record (those who have commented on the project). Appeal Procedure Pursuant to Section 17.06.180, BMC and the Shoreline Master Program, a decision by the Planning Commission shall be final and conclusive unless within twenty-one (21) days following the receipt of such decision at the State DOE a written statement of appeal is filed with the Whatcom County Superior Court by the Applicant, a department of the City, the state, or a Party of Record. The statement shall set forth any alleged errors and/or the basis for appeal. (L1795) WHATCOM COUNTY GIVES PUBLIC NOTICE THAT THE FOLLOWING SEPA THRESHOLD DETERMINATION OF NON-SIGNIFICANCE (DNS) HAS BEEN ISSUED TODAY SUBJECT TO THE 14 DAY COMMENT PERIOD CONCLUDING ON SEPTEMBER 10, 2009. File: SEP2009-00093 Project Description: The construction of a 3,600 square foot expansion to an existing agriculture building. Proponent: Jerry Roosma Location: APN# 370505 087367, 2304 Valley Highway, Deming, WA Lead Agency: Whatcom County Planning & Development Services Zoning: Agriculture (AG) Comp Plan: Agriculture ANY PERSON OR AGENCY MAY APPEAL THE COUNTY'S COMPLIANCE WITH WAC 197-11 BY FILING AN APPEAL WITH THE WHATCOM COUNTY LAND USE DIVISION LOCATED AT 5280 NORTH WEST DRIVE, BELLINGHAM, WA 98226. APPEALS MUST BE MADE WITHIN 10 DAYS AFTER THE COMMENT PERIOD. Not sure how to word your ad? Our friendly classified representatives are happy to help. 676-2610. Visit us on the web TheBellinghamHerald.com

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(L6480) NOTICE OF TRUSTEE'S SALE Pursuant to R.C.W. Chapter 61.24, et seq. and 62A.9A-604(a)(2) et seq. Trustee's Sale No: 01-FMB-74497 I NOTICE IS HEREBY GIVEN THAT THE undersigned Trustee, R E G I O N A L TRUSTEE SERVICES CORPORATION, will on September 4, 2009, at the hour of 10:00 AM, at THE MAIN ENTRANCE TO THE WHATCOM COUNTY COURTHOUSE, 311 GRAND AVENUE, BELLINGHAM, WA, sell at public auction to the highest and best bidder, payable at the time of sale, the following described real and personal property (hereafter referred to collectively as the "Property"), situated in the County of WHATCOM, State of Washington: LOTS 15 AND 16, BLOCK 11, SUPPLEMENTAL PLAT OF BARKEVILLE, ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 3 OF PLATS, PAGE 34, RECORDS OF WHATCOM COUNTY, WASHINGTON, SITUATE IN WHATCOM COUNTY, WASHINGTON, Tax Parcel No: 410435 028336 0000, commonly known as 312 CLEVELAND AVENUE, SUMAS, WA. The Property is subject to that certain Deed of Trust dated 3/29/2007, recorded 4/3/2007, under Auditor's/Recorder's No. 2070400302, records of WHATCOM County, Washington, from SERGEY SAVCHAK, AS HIS SOLE AND SEPARATE PROPERTY, as Grantor, to CHICAGO TITLE INSURANCE, as Trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS NOMINEE FOR ITS SUCCESSORS AND ASSIGNS, as Beneficiary, the beneficial interest in which is presently held by IndyMac Federal Bank, F.S.B. II. No action commenced by the Beneficiary of the Deed of Trust is now pending to seek satisfaction of the obligation in any Court by reason of the Borrower's or Grantor's default on the obligation secured by the Deed of Trust. III. The default(s) for which this foreclosure is/are made are as follows: FAILURE TO PAY THE MONTHLY PAYMENT WHICH BECAME DUE ON 1/1/2009, AND ALL SUBSEQUENT MONTHLY PAYMENTS, PLUS LATE CHARGES AND OTHER COSTS AND FEES AS SET FORTH. Failure to pay when due the following amounts which are now in arrears: Amount due as of June 5, 2009 Delinquent Payments from January 01, 2009 6 payments at \$1,311.88 each \$7,871.28 (01-01-09 through 06-05-09) Late Charges: \$241.35 Beneficiary Advances: \$22.00 Suspende Credit: \$0.00 TOTAL: \$8,134.63 IV. The sum of \$171,632.77, together with interest as provided in the note or other instrument secured, and such other costs and fees as are due under the note or other instrument secured, and as are provided by statute. V. The above described real property will be sold to satisfy the expenses of sale and the obligation secured by the Deed of Trust as provided by statute. The sale will be made without warranty, express or implied regarding title, possession, or encumbrances on September 4, 2009. The default(s) referred to in paragraph III must be cured by August 24, 2009 (11 days before the sale date) to cause a discontinuance of the sale. The sale will be discontinued and terminated if at any time on or before August 24, 2009, (11 days before the sale date) the default(s) as set forth in paragraph III is/are cured and the Trustee's fees and costs are paid. The sale may be terminated at any time after August 24, 2009, (11 days before the sale date) and before the sale, by the Borrower or Grantor or the holder of any recorded junior lien or encumbrance paying the entire principal and interest secured by the Deed of Trust, plus costs, fees, and advances, if any, made pursuant to the terms of the obligation and/or Deed of Trust, and curing all other defaults. VI. A written Notice of Default was transmitted by the Beneficiary or Trustee to the Borrower and Grantor at the following addresses: SERGEY SAVCHAK, PO BOX 451, SUMAS, WA, 98295 SERGEY SAVCHAK, 312 CLEVELAND AVENUE, SUMAS, WA, 98295 SERGEY SAVCHAK, 550 FRONT STREET, SUMAS, WA, 98295 SPOUSE OF S E R G E Y SAVCHAK, PO BOX 451, SUMAS, WA, 98295 SPOUSE OF S E R G E Y SAVCHAK, 312 CLEVELAND AVENUE, SUMAS, WA, 98295 SPOUSE OF S E R G E Y SAVCHAK, 550 FRONT STREET, SUMAS, WA, 98295 by both first class and certified mail on 4/30/2009, proof of which is in the possession of the Trustee; and on 4/30/2009, the Borrower and Grantor were personally served with said written notice of default or the written Notice of Default was posted in a conspicuous place on the real property described in paragraph I above, and the Trustee has possession of proof of such service or posting. VII. The Trustee's Sale will be held in accordance with Ch. 61.24 RCW and anyone wishing to bid at the sale will be required to have in his/her possession, cash, cashier's check, or certified check in the amount of at least one dollar over the Beneficiary's opening bid. In addition, the successful bidder will be required to pay the full amount of his/her bid in cash, cashier's check, or certified check within one hour of the making of the bid. The Trustee whose name and address are set forth below will provide in writing to anyone requesting it, a statement of all costs and fees due at any time prior to the sale. VIII. The effect of the sale will be to deprive the Grantor and all those who hold by, through or under the Grantor of all of their interest in the above described property. IX. Anyone having any objection to the sale on any grounds whatsoever will be afforded an opportunity to be heard as to those objections if they bring a lawsuit to restrain the same pursuant to RCW 61.24.130. Failure to bring such a lawsuit may result in a waiver of any proper grounds for invalidating the Trustee's Sale. X. NOTICE TO OCCUPANTS OR TENANTS The purchaser at the Trustee's Sale is entitled to possession of the property on the 20 day following the sale, as against the Grantor under the deed of trust (the owner) and anyone having an interest junior to the deed of trust, including occupants and tenants. After the 20th day following the sale the purchaser has the right to evict occupants and tenants by summary proceeding under the Unlawful Detainer Act, Chapter 59.12 RCW. DATED: June 1, 2009 REGIONAL TRUSTEE SERVICES CORPORATION TRUSTEE BY: ANNA EGDORF, AUTHORIZED AGENT ADDRESS: 616 1ST AVENUE, SUITE 500, SEATTLE, WA 98104 PHONE: (206) 340-2550 SALE INFORMATION ASAP# 3135115 0 8 / 0 7 / 2 0 0 9 , 08/20/2009 (L6482) NOTICE OF TRUSTEE'S SALE PURSUANT TO THE REVISED CODE OF WASHINGTON CHAPTER 61.24 ET SEQ. Loan No: 0427287057 APN: 370406 389333 0000 TS No: WA-198851- I NOTICE IS HEREBY GIVEN THAT CHICAGO TITLE INSURANCE COMPANY LSI DIVISION, the undersigned Trustee will on 9/4/2009, at 10:00 AM at the main entrance to the Whatcom County Courthouse, 311 Grand Ave., Bellingham, Washington sell at public auction to the highest and best bidder, payable, in the form of cash, or cashier's check or certified checks from federally or State chartered banks, at the time of sale the following described real property, situated in the County of Whatcom, State of Washington, to-wit: LOT 174, SUDDEN VALLEY, DIVISION 16, WHATCOM COUNTY, WASHINGTON, ACCORDING TO

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THE MAP THEREOF, RECORDED IN VOLUME 11 OF PLATS, PAGES 4 THROUGH 7, INCLUSIVE IN THE AUDITOR'S OFFICE OF SAID COUNTY AND STATE, SITUATE IN WHATCOM COUNTY, WASHINGTON. Commonly known as: 211 HILLSIDE PLACE BELLINGHAM, WASHINGTON 98229 which is subject to that certain Deed of Trust dated 2/14/2006, recorded 2/16/2006, under Auditor's File No. 2060202583, in Book Page records of Whatcom County, Washington, from MARK E. FONTANA A SINGLE MAN, as Grantor(s), to STEWART TITLE, as Trustee, to secure an obligation in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS NOMINEE FOR HOMECOMINGS FINANCIAL NETWORK, INC., A CORPORATION, as Beneficiary, the beneficial interest in which was assigned by MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS NOMINEE FOR HOMECOMINGS FINANCIAL NETWORK, INC., A CORPORATION, to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. II. No action commenced by the Beneficiary of the Deed of Trust is now pending to seek satisfaction of the obligation in any Court by reason of the Borrower's or Grantor's default on the obligation secured by the Deed of Trust/Mortgage. III. The default(s) for which this foreclosure is made is/are as follows: Failure to pay when due the following amounts which are now in arrears: PAYMENT INFORMATION FROM THRU NO.PMT AMOUNT TOTAL 2/1/2009 5/28/2009 4 \$1,229.26 \$4,917.04 LATE CHARGE INFORMATION FROM THRU NO. LATE CHARGES TOTAL 2/1/2009 5/28/2009 4 \$216.60 PROMISSORY NOTE INFORMATION Note Dated: 2/14/2006 Note Amount: \$175,920.00 Interest Paid To: 1/1/2009 Next Due Date: 2/1/2009 IV. The amount to cure defaulted payments as of the date of this notice is \$8,301.16. Payments and late charges may continue to accrue and additional advances to your loan may be made, it is necessary to contact the beneficiary prior to the time you tender the reinstatement amount so that you may be advised of the exact amount you would be required to pay. As of the date of this document the required amount to payoff the obligation secured by the Deed of Trust is: \$177,109.08 (note: due to interest, late charges and other charges that may vary after the date of this notice, the amount due for actual loan payoff may be greater). The principal sum of \$169,459.46, together with interest as provided in the Note from the 2/1/2009, and such other costs and fees as are provided by statute. V. The above described real property will be sold to satisfy the expense of sale and the obligation secured by the Deed of Trust as provided by statute. Said sale will be made without warranty, expressed or implied, regarding title, possession or encumbrances on 9/4/2009. The defaults referred to in Paragraph III must be cured by 8/24/2009, (11 days before the sale date) to cause a discontinuance of the sale. The sale will be discontinued and terminated if at any time before 8/24/2009 (11 days before the sale) the default as set forth in Paragraph III is cured and the Trustee's fees and costs are paid. Payment must be in cash or with cashier's or certified checks from a State or federally chartered bank. The sale may be terminated any time after the 8/24/2009 (11 days before the sale date) and before the sale, by the Borrower or Grantor or the holder of any recorded junior lien or encumbrance who personally served with said written notice of default or the written Notice of Default was posted in a conspicuous place on the real property described in paragraph I above, and the Trustee has possession of proof of such service or posting. VII. The Trustee's Sale will be held in accordance with Ch. 61.24 RCW and anyone wishing to bid at the sale will be required to have in his/her possession, cash, cashier's check, or certified check in the amount of at least one dollar over the Beneficiary's opening bid. In addition, the successful bidder will

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THE MAP THEREOF, RECORDED IN VOLUME 11 OF PLATS, PAGES 4 THROUGH 7, INCLUSIVE IN THE AUDITOR'S OFFICE OF SAID COUNTY AND STATE, SITUATE IN WHATCOM COUNTY, WASHINGTON. Commonly known as: 211 HILLSIDE PLACE BELLINGHAM, WASHINGTON 98229 which is subject to that certain Deed of Trust dated 2/14/2006, recorded 2/16/2006, under Auditor's File No. 2060202583, in Book Page records of Whatcom County, Washington, from MARK E. FONTANA A SINGLE MAN, as Grantor(s), to STEWART TITLE, as Trustee, to secure an obligation in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS NOMINEE FOR HOMECOMINGS FINANCIAL NETWORK, INC., A CORPORATION, as Beneficiary, the beneficial interest in which was assigned by MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS NOMINEE FOR HOMECOMINGS FINANCIAL NETWORK, INC., A CORPORATION, to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. II. No action commenced by the Beneficiary of the Deed of Trust is now pending to seek satisfaction of the obligation in any Court by reason of the Borrower's or Grantor's default on the obligation secured by the Deed of Trust/Mortgage. III. The default(s) for which this foreclosure is made is/are as follows: Failure to pay when due the following amounts which are now in arrears: PAYMENT INFORMATION FROM THRU NO.PMT AMOUNT TOTAL 2/1/2009 5/28/2009 4 \$1,229.26 \$4,917.04 LATE CHARGE INFORMATION FROM THRU NO. LATE CHARGES TOTAL 2/1/2009 5/28/2009 4 \$216.60 PROMISSORY NOTE INFORMATION Note Dated: 2/14/2006 Note Amount: \$175,920.00 Interest Paid To: 1/1/2009 Next Due Date: 2/1/2009 IV. The amount to cure defaulted payments as of the date of this notice is \$8,301.16. Payments and late charges may continue to accrue and additional advances to your loan may be made, it is necessary to contact the beneficiary prior to the time you tender the reinstatement amount so that you may be advised of the exact amount you would be required to pay. As of the date of this document the required amount to payoff the obligation secured by the Deed of Trust is: \$177,109.08 (note: due to interest, late charges and other charges that may vary after the date of this notice, the amount due for actual loan payoff may be greater). The principal sum of \$169,459.46, together with interest as provided in the Note from the 2/1/2009, and such other costs and fees as are provided by statute. V. The above described real property will be sold to satisfy the expense of sale and the obligation secured by the Deed of Trust as provided by statute. Said sale will be made without warranty, expressed or implied, regarding title, possession or encumbrances on 9/4/2009. The defaults referred to in Paragraph III must be cured by 8/24/2009, (11 days before the sale date) to cause a discontinuance of the sale. The sale will be discontinued and terminated if at any time before 8/24/2009 (11 days before the sale) the default as set forth in Paragraph III is cured and the Trustee's fees and costs are paid. Payment must be in cash or with cashier's or certified checks from a State or federally chartered bank. The sale may be terminated any time after the 8/24/2009 (11 days before the sale date) and before the sale, by the Borrower or Grantor or the holder of any recorded junior lien or encumbrance who personally served with said written notice of default or the written Notice of Default was posted in a conspicuous place on the real property described in paragraph I above, and the Trustee has possession of proof of such service or posting. VII. The Trustee's Sale will be held in accordance with Ch. 61.24 RCW and anyone wishing to bid at the sale will be required to have in his/her possession, cash, cashier's check, or certified check in the amount of at least one dollar over the Beneficiary's opening bid. In addition, the successful bidder will

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ry or Trustee to the Borrower and Grantor at the following address(es): NAME MARK E. FONTANA A SINGLE MAN ADDRESS 211 HILLSIDE PLACE BELLINGHAM, WASHINGTON 98229 MARK E. FONTANA PO BOX 6114 BELLINGHAM, WA 98227 by both first class and certified mail on 4/20/2009, proof of which is in the possession of the Trustee; and the Borrower and Grantor were personally served, if applicable, with said written Notice of Default or the written Notice of Default was posted in a conspicuous place on the real property described in Paragraph I above, and the Trustee has possession of proof of such service or posting. VII. The Trustee whose name and address are set forth below will provide in writing to anyone requesting it, a statement of all costs and fees due at any time prior to the sale. VIII. The effect of the sale will be to deprive the Grantor and all those who hold by, through or under the Grantor of all their interest in the above described property. IX. Anyone having any objections to this sale on any grounds whatsoever will be afforded an opportunity to be heard as to those objections if they bring a lawsuit to restrain the sale pursuant to RCW 61.24.130. Failure to bring such a lawsuit may result in a waiver of any proper grounds for invalidating the Trustee's sale. X. NOTICE TO OCCUPANTS OR TENANTS - The purchaser at the Trustee's Sale is entitled to possession of the property on the 20th day following the sale, as against the Grantor under the deed of trust (the owner) and anyone having an interest junior to the deed of trust, including occupants and tenants. After the 20th day following the sale the purchaser has the right to evict occupants and tenants by summary proceedings under the Unlawful Detainer Act, Chapter 59.12 RCW. THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. DATED: 5/28/2009 CHICAGO TITLE INSURANCE COMPANY LSI DIVISION 1111 Main St., #200 Vancouver, WA 98660 Sale Line: 714-730-2727 Gina Avila Authorized Signatory ASAP# 3130544 0 8 / 0 7 / 2 0 0 9 , 08/28/2009 (L6487) NOTICE OF TRUSTEE'S SALE Pursuant to R.C.W. Chapter 61.24, et seq. and 62A.9A-604(a)(2) et seq. Trustee's Sale No: 01-FMB-74421 I NOTICE IS HEREBY GIVEN THAT THE undersigned Trustee, REGIONAL TRUSTEE SERVICES CORPORATION, will on September 4, 2009, at the hour of 10:00 AM, at THE MAIN ENTRANCE TO THE WHATCOM COUNTY COURTHOUSE, 311 GRAND AVENUE, BELLINGHAM, WA, sell at public auction to the highest and best bidder, payable at the time of sale, the following described real and personal property (hereafter referred to collectively as the "Property"), situated in the County of WHATCOM, State of Washington: ALL THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 40 NORTH, RANGE 1 EAST W.M., LYING SOUTHWESTERLY OF THE GREAT NORTHERN RAILROAD RIGHT OF WAY, EXCEPT CREAMY ROAD ON SOUTH AND EXCEPT VALLEY VIEW ROAD, ALSO KNOWN AS HAYNIE ROAD, ON WEST. SITUATED IN WHATCOM COUNTY, WASHINGTON. Tax Parcel No: 4001260222910000, commonly known as 3286 CREAMY ROAD, CUSTER, WA. The Property is subject to that certain Deed of Trust dated 4/27/2007, recorded 5/2/2007, under Auditor's/Recorder's No. 2070500255, records of WHATCOM County, Washington, from MICHAEL BIERNOTH AND JULIE A. BIERNOTH, HUSBAND AND WIFE, as Grantor, to CHICAGO TITLE INSURANCE CO., as Trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS

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NOMINEE FOR ITS SUCCESSORS AND ASSIGNS, as Beneficiary, the beneficial interest in which is presently held by IndyMac Federal Bank F.S.B. II. No action commenced by the Beneficiary of the Deed of Trust is now pending to seek satisfaction of the obligation in any Court by reason of the Borrower's or Grantor's default on the obligation secured by the Deed of Trust. III. The default(s) for which this foreclosure is/are made are as follows: FAILURE TO PAY THE MONTHLY PAYMENT WHICH BECAME DUE ON 1/1/2009, AND ALL SUBSEQUENT MONTHLY PAYMENTS, PLUS LATE CHARGES AND OTHER COSTS AND FEES AS SET FORTH. Failure to pay when due the following amounts which are now in arrears: Amount due as of June 5, 2009 Delinquent Payments from January 01, 2009 6 payments at \$1,700.86 each \$10,205.16 (01-01-09 through 06-05-09) Late Charges: \$403.75 Beneficiary Advances: \$33.00 Suspende Credit: \$0.00 TOTAL: \$10,641.91 IV. The sum owing on the obligation secured by the Deed of Trust is: \$242,240.18, together with interest as provided in the note or other instrument secured, and such other costs and fees as are due under the note or other instrument secured, and as are provided by statute. V. The above described real property will be sold to satisfy the expenses of sale and the obligation secured by the Deed of Trust as provided by statute. The sale will be made without warranty, express or implied regarding title, possession, or encumbrances on September 4, 2009. The default(s) referred to in paragraph III must be cured by August 24, 2009 (11 days before the sale date) to cause a discontinuance of the sale. The sale will be discontinued and terminated if at any time on or before August 24, 2009, (11 days before the sale date) the default(s) as set forth in paragraph III is/are cured and the Trustee's fees and costs are paid. The sale may be terminated at any time after August 24, 2009, (11 days before the sale date) and before the sale, by the Borrower, Grantor, or Guarantor or the holder of any recorded junior lien or encumbrance paying the entire principal and interest secured by the Deed of Trust, plus costs, fees, and advances, if any, made pursuant to the terms of the obligation and/or Deed of Trust, and curing all other defaults. VI. A written Notice of Default was transmitted by the Beneficiary or Trustee to the Borrower and Grantor at the following addresses: JULIE A. BIERNOTH, 3286 CREAMY ROAD, CUSTER, WA, 98240 JULIE A. BIERNOTH, 2282 MOUNT BAKER HIGHWAY, BELLINGHAM, WA, 98226 JULIE ANN MITCHELL BIERNOTH, 3286 CREAMY ROAD, CUSTER, WA, 98240 MICHAEL BIERNOTH, 2282 MOUNT BAKER HIGHWAY, BELLINGHAM, WA, 98226 MICHAEL BIERNOTH, 3286 CREAMY ROAD, CUSTER, WA, 98240 MICHAEL BIERNOTH, 2282 MOUNT BAKER HIGHWAY, BELLINGHAM, WA, 98226 by both first class and certified mail on 4/29/2009, proof of which is in the possession of the Trustee; and on 4/29/2009, the Borrower and Grantor were personally served with said written notice of default or the written Notice of Default was posted in a conspicuous place on the real property described in paragraph I above, and the Trustee has possession of proof of such service or posting. VII. The Trustee's Sale will be held in accordance with Ch. 61.24 RCW and anyone wishing to bid at the sale will be required to have in his/her possession, cash, cashier's check, or certified check in the amount of at least one dollar over the Beneficiary's opening bid. In addition, the successful bidder will

FARMERS MARKET

FRUIT Apples @ BelleVue Acres *Gravenstein *Zestar *Sansa *Honey Roasted PB Open Daily-10am-6pm 231 Ten Mile Rd. 398-9187 BOX BERRY FARM MARKET CORN Blueberries, Veggies, Flowers, Cucumbers, Beans (call for avail) 6211 NW Rd. 360-380-2699 www.boxberryfarm.com Yakima Fruit Stand on Guide b/w Smith & Axton Road, & Badger across from Nooksack Valley High. Peaches, Nectarines, Tomatoes Open 10am-7pm. 540-3170 or 510-2757 Williams Farms Blueberries, Blackberries, Raspberries, Frozen Berries Sweet Corn 4405 Deming Rd. 9am-5pm Daily 360-592-6720 SEAFOOD Grumpy Dan's Seafood Fresh Shrimp right off the Grumpy Dan's Shrimp Boat-offering COON STRIPS \$5/lb or \$20 for 5lbs Squid/corn Harbor Gate 961-3668 • 312-0399 Taking orders for King Salmon \$3.00/lb Pink Salmon \$1.50 Silvers \$2.75 Chums \$1.75 Call 366-5629 U-PICK BOX BERRY FARM MARKET U-Pick Blueberries & Flowers. 100's of varieties for home & special occasions! 6211 NW Rd. 360-380-2699 www.boxberryfarm.com U-Pick Hannah Blueberries No pesticides used \$1/lb you pick Open thru Sept. 7am-9pm, 7-days 7892 Enterprise Rd Koetje's Big Beautiful Blueberries! \$1.50/lb U-Pick. Loaded bushes, easy picking, well-kept rows! Corner of Bradley & Line Rd., Lynden, 1/2 mile east of Lynden High. 319-8481 Barleans Fishery 384-0325 Local King Salmon \$5.99/lb

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