

1 After Recording Return To:
2 David A. Weibel
3 BISHOP, MARSHALL & WEIBEL, P.S.
4 720 Olive Way, Suite 1201
5 Seattle, WA 98101
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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR KLAMATH COUNTY

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK SUCCESSOR
TRUSTEE TO JPMORGAN CHASE BANK
N.A. AS TRUSTEE FOR THE SARM 2004-8
TRUST FUND,

Plaintiff,

vs.

JOHN P. BALLANTINE; MICHAEL E.
ANGELASTRO; THE DIAMOND PEAKS
AT LEISURE WOODS I & II
HOMEOWNERS ASSOCIATION; THE
DIAMOND PEAKS ROAD & UTILITY
ASSOCIATION; WELLS FARGO BANK
N.A.; JOHN AND JANE DOES, I
THROUGH V, OCCUPANTS OF THE
SUBJECT REAL PROPERTY, AND ALL
OTHER PERSONS OR PARTIES
UNKNOWN, CLAIMING ANY RIGHT,
TITLE, INTEREST, LIEN OR ESTATE IN
THE PROPERTY HEREIN DESCRIBED,

Defendants.

Case No.: 1303027CV

NOTICE OF PENDENCY
OF AN ACTION

PURSUANT TO ORS 93.740 NOTICE IS HEREBY GIVEN:

NOTICE OF PENDENCY OF AN
ACTION - 1

BISHOP, MARSHALL & WEIBEL, P.S.
720 Olive Way, Suite 1201
Seattle, WA 98101
(206) 622-5306 FAX: (206) 622-0354

1 1. That an action affecting the title to certain real property hereinafter more
2 particularly described has been commenced and is now pending in the Circuit Court of the
3 State of Oregon for Klamath County under the above cause number.

4 2. That the name of the Plaintiff in said action is The Bank of New York Mellon
5 FKA The Bank of New York Successor Trustee to JPMorgan Chase Bank N.A. as Trustee
6 for the SARM 2004-8 Trust Fund, and the names of the Defendants therein are as above set
7 forth in the caption to this document.


8 3. That the object of said action is to foreclose a deed of trust which encumbers
9 the following described real property situated in Klamath County:
10

11 LOT 12 IN BLOCK 4 OF TRACT 1119, LEISURE WOODS, UNIT 2,
12 ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE
13 OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY,
 OREGON.

14 Said property is commonly known as: 18866 Clear Spring Way, Crescent
15 Lake, OR 97425

16 4. Each of the Defendants named in the caption hereof has or may claim an
17 interest in said property and Plaintiff seeks judgment of foreclosure against all persons
18 claiming adversely thereto, and all persons in any manner dealing with said real estate
19 subsequent to the filing hereof will take subject of the rights of the Plaintiff as established in
20 said action.

21 DATED this 26th day of November, 2013.

22 
23 David A. Weibel, OSB No. 082316
24 Annette E. Cook, OSB No. 132596
 acook@bwmlegal.com
 Bishop, Marshall & Weibel, P.S.
 Attorney for Plaintiff

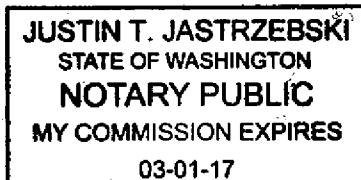
25 NOTICE OF PENDENCY OF AN
 ACTION - 2

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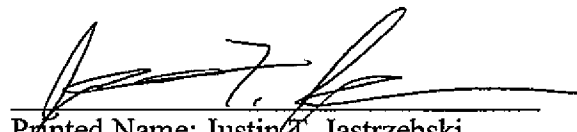
1 STATE OF WASHINGTON)
2) ss.
3 COUNTY OF KING)

4 On this 26th day of November, 2013, before me, a Notary Public in and for the State
5 of Washington, duly commissioned and sworn, personally appeared Annette E. Cook, to
6 me known to be the individual described in and who executed the foregoing instrument,
7 and acknowledged to me that he signed the same as his free and voluntary act and deed,
8 for the purposes therein mentioned.

9 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
10 seal the day and year first written above.



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Printed Name: Justin T. Jastrzebski
Notary Public in and for the State of Washington
Residing at King County, Washington.
My Commission expires: 03/01/2017