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01/09/2017 10:21:14 AM

Fee: \$57.00

1 After Recording Return To:
MALCOLM ♦ CISNEROS, A Law Corporation
2 2112 Business Center Drive, Second Floor
Irvine, California 92612

3 Mail Tax Statement to:
MALCOLM ♦ CISNEROS, A Law Corporation
4 2112 Business Center Drive, Second Floor
Irvine, California 92612
5 Consideration: \$249,752.83

6 **IN THE CIRCUIT COURT OF THE STATE OF OREGON**
7 **FOR THE COUNTY OF KLAMATH**

8 **BANK OF AMERICA, N.A.,**
9 **Plaintiff,**

CASE NUMBER: 16CV42406

10 vs.

11 **PAULA L. ATKINS, an individual and as**
TRUSTEE OF THE LAWRENCE E.
12 **ATKINS REVOCABLE LIVING TRUST OF**
13 **AUGUST 5, 2009 and as TRUSTEE OF THE**
14 **PAULA L. ATKINS REVOCABLE LIVING**
TRUST OF AUGUST 5, 2009; LAWRENCE
15 **E. ATKINS, an individual; RUNNING Y**
RANCH RESORT OWNERS
16 **ASSOCIATION, an association; and all other**
17 **persons, parties, or occupants unknown**
claiming any legal or equitable right, title,
18 **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.

NOTICE OF PENDENCY OF AN ACTION

19 **Defendants.**

20
21 **NOTICE IS HEREBY GIVEN** that, pursuant to ORS 93.740, the undersigned states that
22 the above-entitled action concerning and affecting real property as described below was commenced
23 in the above-named Court by BANK OF AMERICA, N.A., against Defendants PAULA L.
24 ATKINS, an individual and as TRUSTEE OF THE LAWRENCE E. ATKINS REVOCABLE
25 LIVING TRUST OF AUGUST 5, 2009 and as TRUSTEE OF THE PAULA L. ATKINS
26 REVOCABLE LIVING TRUST OF AUGUST 5, 2009; LAWRENCE E. ATKINS, RUNNING Y
27 RANCH RESORT OWNERS ASSOCIATION. The action is now pending in the above-named
28 Court.

1 The action affects title to the real property situated in Klamath County, Oregon, commonly
2 known as LOT 1187, KLAMATH FALLS, OREGON 97601 and legally described as follows:

3 **See Exhibit "1" attached hereto.**

4 Plaintiff's Complaint seeks judicial foreclosure of the written Note dated November 13, 2006,
5 secured by a Deed of Trust of same date and recorded in Official Records of the Klamath County
6 Recorder's Office on December 11, 2006, as Recording Number 2006-024505.

7 DATED: November 12/23, 2016 Respectfully Submitted,

8 MALCOLM ♦ CISNEROS, A Law Corporation

9
10 By:

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

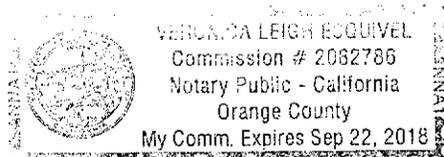
16 A notary public or other office completing this
17 certificate verifies only the identity of the
18 individual who signed the document to which this
19 certificate is attached, and not the truthfulness,
20 accuracy, or validity of that document.

21 State of California

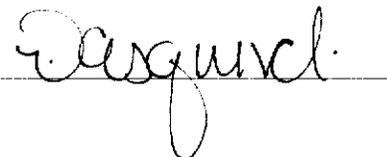
22 County of Orange

23 Subscribed and Sworn to (or affirmed) before me on this _____ day of December, 2016,
24 by Nathan F. Smith, proved to me on the basis of satisfactory
25 (insert name of signer)
26 evidence to be the person(s) who appeared before me.

27 (Seal)



28 Signature



Unofficial
Copy

EXHIBIT 1

Lot 1187, Running Y Resort, Phase 13, Tract 1429, according to the official plat thereof on file in the office of the County Clerk, Klamath County, Oregon.

Unofficial
Copy