

ATTORNEY (Name and Address): Daniel Nishiyama, A.P.C. 5207 E. Pacific Coast Highway Long Beach, CA 90804-4442	TELEPHONE NO.: (562) 498-3351 (Daytime)	LEVYING OFFICER (Name and Address): San Diego County Sheriff's Office San Diego County Sheriff Sheriff's Civil Office 325 South Melrose Dr Ste 2400 Vista, CA 92081-6692
ATTORNEY FOR: Marie C. Shaughnessy		
NAME OF COURT, JUDICIAL DISTRICT or BRANCH COURT, IF ANY: Orange County Superior Court 341 The City Drive Orange, CA 92868 Lamoreaux Justice Center		(760) 940-2898 California Relay Service Number (800) 735-2929 TDD or 711
PLAINTIFF: Marie C. Shaughnessy		COURT CASE NO.:
DEFENDANT: Thomas E. Shaughnessy		13D000225
Notice of Sheriff's Sale of Real Property (CCP 701.540)		LEVYING OFFICER FILE NO.:
		2017401160

Date: **04/06/2018**

Under a Writ of Execution
 Writ of Sale for Partition
 Warrant Issued by the State of California

Issued out of the above court on 9/27/2017, on the Judgment rendered on 3/17/2017.

for the sum of \$716,709.93; I have levied upon all the rights, title, claim and interest of the judgment debtor(s), Thomas E. Shaughnessy

in the real property, in the County of San Diego, described as follows: 3528 Seagate Way, #K-110, Oceanside, CA 92056 See Attachment A

Minimum Bid Amount (if applicable): \$0.00

PROSPECTIVE BIDDERS SHOULD REFER TO SECTIONS 701.510 to 701.680, INCLUSIVE, OF THE CODE OF CIVIL PROCEDURE FOR PROVISIONS GOVERNING THE TERMS, CONDITIONS, AND EFFECT OF THE SALE AND THE LIABILITY OF DEFAULTING BIDDERS.

PUBLIC NOTICE IS HEREBY GIVEN that I will proceed to sell at public auction to the highest bidder, for cash in lawful money of the United States, all the rights, title and interest of said judgment debtor(s) in the above described property, or so much thereof as may be necessary to satisfy said execution, with accrued interest and costs on:

Date/Time of Sale	Location of Sale
6/7/2018 11:00:00 AM	South Courthouse Entrance, 325 S. Melrose Drive, Vista, CA 92081

Directions to the property location can be obtained from the levying officer upon oral or written request.

William D. Gore, Sheriff



A. Carwell, Sheriff's Authorized Agent

LIENS MAY BE PRESENT WHICH MAY OR MAY NOT SURVIVE THIS LEVY.

Attachment "A" Page 1

PLAINTIFF: MARIE C. SHAUGHNESSY

DEFENDANT: THOMAS E. SHAUGHNESSY

CASE NUMBER: Orange County Superior Court case no. 13D000225

JUDGMENT DEBTOR(S)/DEFENDANT(S) (whose interest in the real property is being levied/attached):

Thomas E. Shaughnessy

THIRD PARTY RECORD OWNERS

None

COMMON STREET ADDRESS. (if any): 3528 Seagate Way, #K-110, Oceanside, CA. 92056

ASSESSOR'S PARCEL NUMBER: 162-600-20-41

LEGAL DESCRIPTION: (Enter the full legal description below)

See Exhibit "A" - Legal Description.

EXHIBIT "A" - LEGAL DESCRIPTION

A CONDOMINIUM COMPRISED OF:

PARCEL 1:

AN UNDIVIDED FEE SIMPLE INTEREST AS A TENANT IN COMMON IN AND TO THE COMMON AREA WITHIN THE BUILDING ENVELOPE IN WHICH THE UNIT DESCRIBED BELOW IS LOCATED, EQUAL TO THE RECIPROCAL OF THE NUMBER OF UNITS LOCATED WITHIN SUCH BUILDING ENVELOPE, AS SHOWN ON THE SEAGATE CONDOMINIUM PLAN, RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, CALIFORNIA, ON MARCH 29, 2007 AS DOCUMENT NO. 2007-0212489 ("CONDOMINIUM PLAN"), WHICH IS LOCATED WITHIN PARCEL 5 OF PARCEL MAP NO. 20077, IN THE CITY OF OCEANSIDE, COUNTY OF SAN DIEGO, CALIFORNIA, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON AUGUST 14, 2006 AS DOCUMENT NO. 2006-0577840 ("MAP"). ALL DEFINED TERMS USED HEREIN SHALL HAVE THE MEANINGS SET FORTH IN THE DECLARATION REFERENCED BELOW AND THE CONDOMINIUM PLAN.

PARCEL 2:

UNIT NO. K110. AS SHOWN AND DESCRIBED ON THE CONDOMINIUM PLAN.

PARCEL 3:

NON-EXCLUSIVE, APPURTENANT EASEMENTS IN AND TO THE ASSOCIATION PROPERTY SHOWN IN THE CONDOMINIUM PLAN AND IN OTHER PHASES OF THE PROJECT, FOR USE THEREOF PURSUANT TO THE TERMS OF THE DECLARATION, SUBJECT TO ANY RESERVATIONS SET FORTH IN THE DECLARATION AND THE MASTER DECLARATION (AS DEFINED BELOW). SUCH EASEMENTS SHALL BECOME EFFECTIVE AS TO A PHASE SUBSEQUENT TO THE PHASE IN WHICH THE CONDOMINIUM IS LOCATED UPON (I) RECORDATION OF A SUPPLEMENTARY DECLARATION DECLARING SUCH PHASE TO BE SUBJECT TO THE DECLARATION OR RECORDATION OF A SEPARATE DECLARATION OF RESTRICTIONS WHICH REQUIRES THE OWNERS WITHIN SUCH PHASE TO BE MEMBERS OF THE ASSOCIATION, AND (II) CONVEYANCE OF THE FIRST CONDOMINIUM IN THE RESPECTIVE PHASE, OR AS MORE FULLY SET FORTH IN THE DECLARATION. THE ASSOCIATION PROPERTY REFERRED TO HEREIN AS TO EACH SUCH PHASE SHALL BE SHOWN AND DESCRIBED ON THE CONDOMINIUM PLAN COVERING SUCH PHASE, RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, CALIFORNIA.

PARCEL 4:

A NON-EXCLUSIVE, APPURTENANT EASEMENT AND RIGHT OF WAY FOR INGRESS AND EGRESS OVER:

ALL THAT PORTION OF SECTION 21, TOWNSHIP 11 SOUTH, RANGE 4 WEST, SAN BERNARDINO IN THE CITY OF OCEANSIDE, COUNTY OF SAN DIEGO, STATE OF

CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHERLY TERMINUS OF THE EASTERLY LINE OF PARCEL 2, SHOWN AS NORTH 00 DEGREE 59'59" EAST 2000.05 FEET ON MAP NO. 14168 RECORDED MARCH 15, 2001 AS INSTRUMENT NO. 01-0150424 IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY;

THENCE SOUTHERLY ALONG SAID EASTERLY LINE SOUTH 00 DEGREES 59'59" WEST 1999.95 FEET TO THE NORTHEAST CORNER OF SAID SECTION 21;

THENCE CONTINUING SOUTHERLY ALONG SAID MAP NO. 14168 SOUTH 00 DEGREE 51'59" WEST 1309.84 FEET TO THE EASTERLY TERMINUS OF THAT LINE SHOWN AS NORTH 88 DEGREES 58'00" WEST 5198.85 FEET ON SAID MAP NO. 14168;

THENCE WESTERLY ALONG SAID LINE NORTH 88 DEGREES 58'25" WEST 1733.48 FEET TO THE INTERSECTION OF THE NORTHEASTERLY PROLONGATION OF THAT CERTAIN COURSE SHOWN ON NORTH 38 DEGREES 55'00" EAST 378.00 FEET IN GRANT DEED RECORDED FEBRUARY 23, 2001 AS INSTRUMENT NO. 01-0103813 OF OFFICIAL RECORDS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY;

THENCE SOUTHWESTERLY ALONG SAID NORTHEASTERLY PROLONGATION AND SAID CERTAIN COURSE SHOWN AS NORTH 38 DEGREES 55'00" EAST 378.00 FEET IN SAID GRANT DEED, SOUTH 38 DEGREES 54'41" WEST 102.45 FEET TO THE TRUE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID GRANT DEED SOUTH 38 DEGREES 54'41" WEST 301.75 FEET;

THENCE LEAVING SAID GRANT DEED NORTH 54 DEGREES 46'18" EAST 305.05 FEET TO THE WESTERLY SIDELINE OF CORPORATE CENTER AS SHOWN ON SAID MAP NO. 14168, BEING A POINT ON A NON-TANGENT CURVE CONCAVE WESTERLY, HAVING A RADIUS OF 958.00 FEET, A RADIAL LINE TO WHICH BEARS SOUTH 56 DEGREES 38'20" EAST; THENCE NORTHERLY ALONG SAID WESTERLY SIDELINE AND SAID NON-TANGENT CURVE THROUGH A CENTRAL ANGLE OF 4 DEGREES 56'27" AN ARC LENGTH OF 82.61 FEET;

THENCE LEAVING SAID WESTERLY SIDELINE SOUTH 88 DEGREES 21'41" WEST 102.84 FEET TO TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM ANY PORTION THEREOF LYING WITHIN PARCEL 1 ABOVE.

PARCEL 5:

A NON-EXCLUSIVE APPURTENANT EASEMENT FOR ACCESS. INGRESS AND EGRESS ON, OVER, THROUGH AND ACROSS THE DRIVEWAY EASEMENT AREA AS DESCRIBED IN THE MASTER DECLARATION (AS DEFINED BELOW) AND SHOWN ON THE MAP, IN ADDITION TO OTHER NONEXCLUSIVE, APPURTENANT EASEMENTS AS DESCRIBED IN THE

DECLARATION (AS DEFINED BELOW), THE MASTER DECLARATION, THE MAP AND/OR THE CONDOMINIUM PLAN.

RESERVING FROM PARCELS 1 THROUGH 5 ABOVE, ALL EASEMENTS DESCRIBED IN THE DECLARATION, THE MASTER DECLARATION, THE CONDOMINIUM PLAN, THE MAP, AND ALL OTHER EASEMENTS OF RECORD.

FURTHER RESERVING THEREFROM, THE EASEMENTS AND OTHER RIGHTS RESERVED IN FAVOR OF GRANTOR IN THE DECLARATION FOR MARKETING AND DEVELOPMENT, INCLUDING, WITHOUT LIMITATION, THE RIGHT OF ACCESS, INGRESS, AND EGRESS FOR VISITORS TO ANY SALES OFFICE AND ANY UNSOLD UNITS AND THE RIGHT TO MAINTAIN SIGNS OR OTHER MARKETING MATERIALS WITHIN THE COMMON AREA AND/OR ASSOCIATION PROPERTY OF THE PROJECT.

FURTHER RESERVING THEREFROM, FOR THE BENEFIT OF GRANTOR AND ITS SUCCESSORS AND ASSIGNS, AN EASEMENT FOR INGRESS AND EGRESS, IN, ON, OVER, THROUGH AND ACROSS THE COMMON AREA AND/OR ASSOCIATION PROPERTY TO PERMIT GRANTOR TO COMPLETE THE CONSTRUCTION OF THE PROJECT. GRANTOR FURTHER RESERVES THE RIGHT TO PREVENT ACCESS OVER PORTIONS OF COMMON AREA AND/OR ASSOCIATION PROPERTY BY PLACING A CONSTRUCTION FENCE OR OTHER BARRIER THEREON PRIOR TO COMPLETION OF THE CONSTRUCTION OF THE PROJECT. HOWEVER NO SUCH BARRIER SHALL PREVENT INGRESS OR EGRESS BY GRANTEE TO AND FROM GRANTEE'S UNIT.

THE REAL PROPERTY CONVEYED IN THIS GRANT DEED {"PROPERTY"} IS CONVEYED TOGETHER WITH A MEMBERSHIP IN THE SEAGATE CORPORATE CONDOMINIUM OWNERS ASSOCIATION, A CALIFORNIA NONPROFIT MUTUAL BENEFIT CORPORATION {"ASSOCIATION"} AND ACCEPTED SUBJECT TO THAT CERTAIN DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF SEAGATE CORPORATE CONDOMINIUMS RECORDED IN THE OFFICIAL RECORDS OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, CALIFORNIA ON MARCH 29, 2007 AS INSTRUMENT NO. 2007-0212488 AND ANY AMENDMENTS THERETO NOW OF RECORD OR WHICH WILL BE OF RECORD PRIOR TO THE RECORDATION OF THIS GRANT DEED {"DECLARATION"} AND SUBJECT TO THAT CERTAIN DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SEAGATE CORPORATE CENTER RECORDED IN THE OFFICE RECORDS OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, CALIFORNIA ON AUGUST 14, 2006 AS INSTRUMENT NO. 2006-0577842 AND ANY AMENDMENTS THERETO NOW OF RECORD OR WHICH WILL BE OF RECORD PRIOR TO THE RECORDATION OF THIS GRANT DEED {"MASTER DECLARATION"}, WHICH ARE INCORPORATED HEREIN BY REFERENCE TO THIS GRANT DEED WITH THE SAME EFFECT AS THOUGH FULLY SET FORTH HEREIN. AS MORE PARTICULARLY DESCRIBED IN THE DECLARATION AND MASTER DECLARATION, THE PROPERTY IS CONVEYED SUBJECT TO SUCH EASEMENTS IN FAVOR OF THE ASSOCIATION AND THE SEAGATE CORPORATE CENTER OWNERS ASSOCIATION, A CALIFORNIA NONPROFIT MUTUAL BENEFIT CORPORATION {"MASTER ASSOCIATION"} AS ARE NECESSARY TO PERFORM THE DUTIES AND OBLIGATIONS OF THE ASSOCIATION AND MASTER ASSOCIATION AND CERTAIN EASEMENTS RESERVED BY GRANTOR. GRANTEE, IN ACCEPTING THIS GRANT DEED AND THE CONVEYANCE HEREUNDER, DOES HEREBY AGREE, JOINTLY AND

SEVERALLY, FOR THE BENEFIT OF THE ASSOCIATION, THE MASTER ASSOCIATION AND EACH AND EVERY ONE OF THE OTHER MEMBERS OF THE ASSOCIATION AND THE MEMBERS OF THE MASTER ASSOCIATION, THAT GRANTEE WILL PROMPTLY, FULLY AND FAITHFULLY COMPLY WITH AND CONFORM TO THE DECLARATION, THE MASTER DECLARATION AND THE ARTICLES OF INCORPORATION AND BYLAWS OF THE ASSOCIATION AND MASTER ASSOCIATION AND THE RULES AND ARCHITECTURAL GUIDELINES REFERENCED IN THE DECLARATION AND THE MASTER DECLARATION. IN PARTICULAR, GRANTEE DOES HEREBY AGREE, JOINTLY AND SEVERALLY, PROMPTLY TO PAY IN FULL ANY DUES, FEES OR ASSESSMENTS LEVIED BY THE ASSOCIATION AND THE MASTER ASSOCIATION ON THE PROPERTY CONVEYED HEREBY. THE OBLIGATIONS OF GRANTEE HEREIN SET FORTH SHALL BE COVENANTS RUNNING WITH THE PROPERTY IT BEING UNDERSTOOD THAT SAID MEMBERSHIP IN THE ASSOCIATION AND THE OBLIGATIONS THEREOF, WILL AUTOMATICALLY PASS TO GRANTEE'S SUCCESSOR IN TITLE IN THE PROPERTY OR OTHERWISE, AND SHALL BE BINDING UPON GRANTEES ABOVE NAMED, THEIR HEIRS, DEVISEES, EXECUTORS, ADMINISTRATORS, SUCCESSORS AND ASSIGNS.