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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF LANE

ARDIS LEE GOODWATER,
Plaintiff,
vs
HUBERT ALLEN GOODWATER,
Defendant.

DECREE OF DIVORCE

CASE NO. 84947

AUG 8 1967

Edward N. Fadeley

THIS MATTER coming on regularly for hearing on the 7th day of August, 1967, the Plaintiff appearing in person and by her attorney Edward N. Fadeley, and the Defendant appearing not, but making default herein, and it appearing to the Court that Defendant was legally and duly served with Summons and Complaint in the above-entitled matter and in the required statutory period prior hereto, and that said Defendant failed to appear or answer the Plaintiff's complaint within the time provided by law or at all and Defendant is in default and Plaintiff's complaint being taken as confessed and the Plaintiff having filed an affidavit showing that Defendant is not now in the military service of the United States of America, and the State of Oregon appearing by its District Attorney for Lane County, Oregon, and the Court having heard the testimony introduced by the Plaintiff, and from the records and files herein.

And the court finds that the allegations set forth in the Plaintiff's complaint are true and that she is entitled to a decree of this court in accordance with the prayer of her complaint dissolving the marriage contract now existing between the parties and granting unto her an absolute divorce from Defendant; that more than 90 days have elapsed since the Defendant was served with Summons and Complaint;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the marriage of the parties shall be, and the same is hereby terminated upon the expiration of 60 days from the date hereof, to-wit: October 8, 1967, or upon the death of either

1. DECREE OF DIVORCE

EDWARD N. FADELEY
ATTORNEY AT LAW
222 LEGAL CENTER BLDG.
EUGENE, OREGON 97401

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1 party, immediately prior to such death, whichever date is earlier;
2 provided however, in the event of an appeal from this decree, the
3 marriage shall not terminate until the appeal is determined or
4 until OCTOBER 8th, 1967, whichever is later.

5 2. That the Plaintiff is granted the care, custody and
6 control of the minor children of the parties, whose names and ages
7 are as follows: LAURA DIANE GOODWATER, age 14; CHERYL LEE GOOD-
8 WATER, age 11; and NEVA LYNN GOODWATER, age 7, and that Defendant is
9 required to pay the sum of \$50.00 per month for each of these
10 children, to the clerk of the above-entitled court, and allowed
11 reasonable rights of visitation.

12 3. The Defendant is further required to pay for any major
13 medical expenses which Plaintiff may incur on behalf of the minor
14 children of the parties.

15 4. Defendant is granted the interest of the parties in
16 the residence at Crescent Lake, Oregon, and shall hold Plaintiff
17 harmless from any indebtedness thereon.

18 5. That Plaintiff is granted all of the right, title and
19 interest of the parties and of the defendant in 36 acres of land,
20 more or less, located on Highway 58, and described herein as follows
21 to-wit:

22 A tract of land located in and being the SE 1/4 NE 1/4
23 of Section 18, Twp. 24 S, R 7 E of the Willamette Meridian,
24 Klamath County, Oregon, less the following described
25 parcel:

26 Commencing at the Northwest corner of the SE 1/4 NE 1/4 of
27 Section 18, Township 24 South, Range 7 East of the Willamette
28 Meridian; thence South along the common line between the
29 SW 1/4 NE 1/4 and the SE 1/4 NE 1/4 25 feet to the point of
30 beginning; thence continuing along said line 220 feet South;
31 thence at right angles 198 feet Easterly; thence at right
32 angles and parallel to the common line between the SW 1/4
NE 1/4 and the SE 1/4 NE 1/4 220 feet Northerly; thence at
right angles Westerly 198 feet to the point of beginning.

AND ALSO LESS any amounts deeded away by the parties, but
including all the interest of the parties in land deeded to
them under instruments recorded in the deed records of
Klamath County, Oregon, including those as follows, the
descriptions of which deed are hereby incorporated herein:

Page 2. DECREE OF DIVORCE STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of _____
this _____ day of _____ A. D. 19____ at _____ o'clock M., and
duly recorded in Vol. _____, of _____ on Page _____
DOROTHY ROGERS, County Clerk
By _____

37

EDWARD N. FADELEY
ATTORNEY AT LAW
801 EAST PARK
EUGENE, OREGON 97401

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<u>DATE</u>	<u>RECORDED</u>	<u>DOC. #</u>	<u>GRANTOR</u>
10 February 1966	Vol M-66 P. 1953	4523	Stewart & Rono
28 October 1965	Vol M-66 P. 1951	4521	Laughlin Donald & Leah Menefee

Plaintiff is to hold Defendant harmless from any indebtedness hereon.

5. Granting to Plaintiff the various items of household goods, furnishings and appliances of the parties.

6. That Defendant is granted the 1955 Ford Stationwagon of the parties as his sole and separate property holding Plaintiff harmless from any indebtedness thereon.

That the Defendant shall notify the Clerk of the Court within ten days of a change in address. That the Plaintiff resides at 1721 "E" Street, Springfield, Oregon, and that her social security number is 534 24 1914. That the Defendant resides at Box 32, Crescent Lake, Oregon, and that his social security number is unknown.

7. This decree incorporates the provisions of ORS 107.110 (1) through (4) concerning decrees, to-wit:

- (1) A decree declaring a marriage void or dissolved at the suit or claim of either party shall give the court jurisdiction to aware, to be effective immediately the relief provided by ORS 107.100. The decree shall revoke any Will pursuant to the provisions of ORS 114.130, but the decree shall not be effective insofar as it affects the marital status of the parties until the expiration of 60 days from the date of the decree, or if an appeal is taken, until the suit is determined on appeal whichever is later. However the right of one party to cohabit with the other shall cease on the date of the decree.
- (2) In case either party dies within the 60 days specified in subsection (1) of this section, the decree shall be considered to have entirely terminated the marriage relationship immediately before such death, unless an appeal is pending.
- (3) (a) The Supreme Court shall continue to have jurisdiction of such an appeal pending at the time of death of either party, the estate of the decedent being the nominal party therefor. The attorney of record on the appeal, for the deceased party, may be allowed a reasonable attorney fee, to be paid from the decedent's

7221

estate. However, costs on appeal may not be awarded to either party.

(b) The Supreme Court shall have the power to determine finally all matters presented on such appeal. Before making final disposition, the Supreme Court may refer the proceeding back to the trial court for such additional findings of fact as are required.

(4) The marriage relationship is terminated in all respects at the expiration of the 60 day period specified in subsection (1) of this section or, if an appeal is taken, when the suit is determined on appeal, whichever is later, without any further action by either party. However, at any time within the 60-day period or while an appeal is pending, the court may set aside the decree upon the motion of both parties.

DATED This 8th day of August, 1967.

Paul K. Peterson
CIRCUIT JUDGE

Return to:
Shelma Chapman Fowler
Atty at Law
258 East Tenth Avenue
Eugene, Oregon

STATE OF OREGON }
COUNTY OF LANE } ss.

I, INA RANDOLPH, Director of the Dept. of Records and Elections of Lane County and ex-officio Clerk of the Circuit Court of the State of Oregon, in and for the County of Lane, do hereby certify that the foregoing Document has been by me compared with the original, and that it is a correct transcript therefrom, and of the whole of said original as the same appears on file or of record in my office and in my official care and custody.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 6th day of Sept. A.D. 1967
INA RANDOLPH,

Director of the Dept. of Records and Elections of Lane County
By

Anna Larson, Deputy

EDWARD N. FADELEY
ATTORNEY AT LAW
801 EAST PARK
EUGENE, OREGON 97401

Page 4. DECREE OF DIVORCE

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Oregon Litch Inc. Co.
this 15th day of Sept. A.D. 1967 at 2:31 o'clock PM., and
duly recorded in Vol. M67, of Books on Page 7218

DOROTHY ROGERS, County Clerk

By *Levin M. Knutson*

See 6.00

39