

CERTIFIED - TRUE COPY

Martial E. Henault

41869

1 IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR JACKSON COUNTY
 2 FRANK W. and MARILYN P. TRAVISS,)

3 Plaintiffs,)

4 vs.)

CASE NO. 84-3664-J-3

CLAIM OF LIEN

5 STEVEN D. COX, DEBORAH COX,)
 6 EUGENE R. RICHMOND, and S.D.)
 7 COX INVESTMENTS, INC.,)

8 Defendants.)
 9

10 This claim of lien is made in the above entitled
 11 action wherein plaintiffs have prayed for judgment against
 12 defendants on certain notes in the sum of \$32,000 plus interest,
 13 attorney fees and costs.

14 Plaintiffs claim that certain real property owned by
 15 defendants Steven D. Cox and Deborah Cox, is subject to attach-
 16 ment by claim of lien by them pursuant to ORCP 83 and 84. The
 17 real property claimed as subject to attachment by lien is located
 18 at 634 North Ninth Street, Klamath Falls, Oregon, and is more
 19 particularly described in the deed of record to said property,
 20 a certified true copy of which is attached hereto and incor-
 21 porated by this reference.

22 Plaintiffs have obtained an order of the Circuit Court
 23 for Jackson County authorizing this claim of lien; a certified
 24 true copy of said order is attached hereto and incorporated
 25 by this reference herein.

26 DATED this 3rd day of October, 1984.

s/ Martial E. Henault
 Martial E. Henault
 Attorney for Plaintiffs

CLAIM OF LIEN

84 OCT 4 AM 11 46
 130 48
 Rt:
 Law Offices of
 DUMKE & HENAULT
 839 E. Jackson St.
 Medford, Or. 97504
 (503) 779-5858

THIS INSTRUMENT CONVEYS: THOMAS R. PIERCE, JR., Vol. 114 Page 11022
 (hereinafter referred to as "Grantor"), in consideration of the sum of FIFTY THOUSAND
FIFTY AND NO/100 (\$15,950.00) DOLLARS
 to him in hand paid, the receipt whereof is hereby acknowledged, has granted, bargained, sold
 and conveyed, and by these presents does hereby grant, bargain, sell and convey unto
STANLEY D. COX and DOROTHY H. COX, husband and wife,

the following real property situate in Klamath (hereinafter referred to as "Grantee(s)).
 County, State of Oregon, to wit:
 Northerly 60 feet of Lot 8, Block 63, Nichols Addition to Klamath Falls, Oregon

WARRANT

This instrument does not guarantee that any particular use may be made of the property described in his instrument. A buyer should check with the appropriate city or county planning department to verify approved uses.

Until a change is requested, all tax statements shall be sent to the following address: 767 S. Riverside, Medford, Oregon 97501

BEING the same property acquired by the Grantor pursuant to the provisions of the National Housing Act, as amended (12 USC 1701 et seq.) and the Department of Housing and Urban Development Act (75 Stat. 697).

TOGETHER with all and singular the tenements, hereditaments and appurtenances therunto in anywise appertaining, and reversions and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said Grantee(s), and to the heirs and assigns of said Grantee(s), forever.

CONVEYED to all covenants, restrictions, reservations, easements, conditions and rights appearing of record; and QUANTY to any state of facts an accurate survey would show.

THE SAID GRANTOR, for himself and for his successors in office, does hereby covenant to and with the said Grantee(s), and the heirs and assigns of said Grantee(s), that the said Grantor is the owner in fee simple of said premises, and that the said Grantee will WARRANT and DEFEND the same against the lawful claims and demands of all persons claiming by, from, through or under said Grantor, and none other.

IN WITNESS WHEREOF the undersigned on this 11th day of June, 1984 has set his hand and seal as Chief, Property Disposition Branch Office, Portland, Oregon, for and on behalf of the said Secretary of Housing and Urban Development, under authority and by virtue of the Code of Federal Regulations, Title 24, Chapter II, Part 200, Subpart D.

Executed in the presence of:

THOMAS R. PIERCE, JR.
 Secretary of Housing and Urban Development

James L. Williams

By Curtis C. Williams (SEAL)
 Area Office, Portland, Oregon

STATE OF OREGON }
 COUNTY OF KLAMATH }

On the 11th day of JUNE, 1984, before me appeared Curtis C. Williams, who is known to me to be the duly appointed Chief, Property Disposition Branch Office, Portland, Oregon, and the individual who is described in and who executed the foregoing instrument by virtue of the authority vested in him by the Code of Federal Regulations, Title 24, Chapter II, Part 200, Subpart D, and acknowledged that he signed and sealed the same in his official and voluntary act and deed for and on behalf of Thomas R. Pierce, Jr., Secretary of Housing and Urban Development, for the uses and purposes therein mentioned. Given, publicly and officially seal the day and year last above written.

My Commission Expires: 5/25/87

James L. Williams
 Chief, Property Disposition Branch Office, Portland, Oregon

11022

Return to
 Valley West Escrow
 357 On 49th Loop
 Springfield, OR 97478

STATE OF OREGON,
 County of Klamath)
 Filed for record at request of

on this 29 day of June A.D. 19 84
 at 3:56 o'clock P. M. and duly
 recorded in Vol. M81 of Deeds
 age 11021
EVELYN BIEHN, County Clerk
 By Sam Smith, Deputy
 Fee 8.00

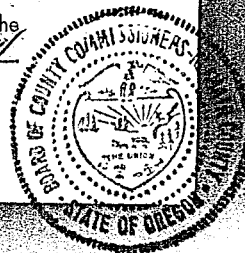
STATE OF OREGON)
 County of Klamath)

I, EVELYN BIEHN, County Clerk of the above named County and State and Clerk of the Circuit Court of the County of Klamath and State of Oregon do hereby certify that the foregoing copy has been by me compared with the original, and that it is a transcript therefrom, and of the whole of such original as the same appears on file or of record in my office and in my care and custody.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, this 4th day of October A.D. 19 84

EVELYN BIEHN Klamath County Clerk

By Sam Smith Deputy



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

FRANK W. and MARILYN P. TRAVISS,)

Plaintiffs,)

vs.)

STEVEN D. COX, DEBORAH COX,)
EUGENE R. RICHMOND, and S.D.)
COX INVESTMENTS, INC.,)

Defendants.)

CASE NO. 84-3664-J-3

ORDER FOR PROVISIONAL PROCESS
AND TO SHOW CAUSE

Based upon the affidavit of Marilyn P. Traviss, plain-
tiffs' petition for provisional process and the complaint on
the underlying claim filed by the plaintiffs, the court finds
that there is probable cause for sustaining the validity of the
underlying claim, and that the underlying claim is not based
upon a consumer transaction and that attachment is not sought
for a consumer good but rather for attachment by claim of lien
on real property owned by defendants Steven D. Cox and Deborah
Cox, at 634 North Ninth Street, Klamath Falls, Oregon, pursuant
to ORCP 83 and 84. The court further finds that there is danger
that the defendants may be engaging in or about to be engaging
in conduct which would place the subject property in danger of
being harmed, transferred to another or otherwise injured and
further that it is likely that defendants would not comply with
a temporary restraining order.

IT IS ORDERED that the plaintiffs are entitled to and
may attach the property at 634 North Ninth Street, Klamath Falls,
Oregon, by filing a claim of lien on said property, pursuant to

ORDER FOR PROVISIONAL PROCESS AND TO SHOW CAUSE - 1

ORCP 84 C in the manner provided herein. This attachment may occur prior to the show cause hearing ordered herein, pursuant to ORCP 83 E, subject to compliance with the bond requirements of ORCP 82 A.

IT IS FURTHER ORDERED that plaintiffs shall file a surety bond pursuant to ORCP 32 A in the amount of \$ 10,000. Said surety bond to be issued by a corporate surety qualified by law to issue surety insurance as defined in ORS 731.186.

A copy of this order and plaintiffs' affidavit shall be served upon the defendants as any summons, and;

IT IS FURTHER ORDERED that the defendants appear before this court on the 5th day of Nov, 1984, which shall be after the 3rd day of the service of this order, and before the 7th day after service of the order, to show cause why provisional process should not issue.

The defendants may file affidavits with the court, and may present testimony at the hearing.

If the defendants fail to appear at the hearing, the court will order continued issuance of provisional process as petitioned for by plaintiffs.

DATED this 3 day of October, 1984.

L. A. MERRYMAN

CIRCUIT COURT JUDGE

This instrument is a correct copy of the original on file in this office.

ATTEST: OCT 4 3 1984

Circuit Court - Trial Court Administrator
JACKSON COUNTY

[Signature]

Law Offices of
UMKE & HENAUULT
839 E. Jackson St.
Medford, Or. 97504
(503) 779-5858

ORDER FOR PROVISIONAL PROCESS AND TO SHOW CAUSE

RECEIVED
AND
FILED
1984 OCT -3 PM 3:31
TRIAL COURT CLERK
DOCKETED BY

STATE OF OREGON: COUNTY OF KLAMATH:ss

I hereby certify that the within instrument was received and filed for record on the 4th day of October A.D., 19 84 at 11:46 o'clock A M, and duly recorded in Vol M84, of County Lien Docket on page 17116.

EVELYN BIEHN, COUNTY CLERK

by: *[Signature]*, Deputy