

78802 IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF KLAMATH

In the Matter of the Marriage of:

MARIAM LUCILLE CHINN,

Petitioner,

and

DUEL ELMER CHINN,

Respondent.

Case No. 86-529 DI
JUDGMENT AND DECREE
OF DISSOLUTION OF
MARRIAGE

THIS SUIT COMING ON TO BE HEARD BY THE COURT the 23rd day of April, 1987: Petitioner appearing in person, and by and through her attorney, Neal G. Buchanan; Respondent appearing in person, and by and through his attorney, D. L. Hoots; testimony having been offered; the Petitioner having rested; the Respondent having rested; and the Court having taken the matter under advisement; and there being no request for findings of facts or conclusions of law, the court makes none except that the Court finds that there are irreconcilable differences making the continuation of the marriage impossible, and that the Court has jurisdiction of the parties, and that the wife is not now pregnant with a child of this marriage; and the Court now being fully advised in the premises, now, therefore,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the marriage contract hereto existing between Petitioner and Respondent shall be terminated and forever dissolved on the 12 day of September 1987.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner is awarded the real property located in Klamath County, State of OREGON

SEP 1 PM 4 28
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Ret.
NEAL G. BUCHANAN
ATTORNEY AT LAW
FIRST INTERSTATE
BANK BLDG.
501 MAIN STREET
SUITE 810
KLAMATH FALLS,
OREGON 97601-2507

1 Oregon, legally described as follows, to-wit:
2 PARCEL 1:

3 Tract 13, TOWNSEND TRACTS, in the County of Klamath, State
4 of Oregon.

5 PARCEL 2:

6 That portion of Lots 28 and 29, TOWNSEND TRACTS, in the
7 County of Klamath, State of Oregon, lying East of the USRS
8 drain.

9 Subject to the existing encumbrances thereon, including but not
10 limited to a certain Trust Deed, the beneficial interest of which
11 was assigned by ICA Mortgage Corporation, a California corpora-
12 tion; Petitioner shall pay the said Note and Trust Deed and hold
13 Respondent harmless therefrom.

14 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner
15 is awarded that certain 1978 Chevrolet Camaro, Oregon License
16 No. LRL-009, subject to the existing encumbrances thereon; and

17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner
18 is awarded that certain 16'5" Delta open boat, presently bearing
19 Oregon No. 355PA, Hull Serial No. 6079104, and that certain 1974
20 Vanson Boat Trailer, Oregon License NS60185, VIN V8130, subject
21 to the interest, if any, of Modoc Technical Service and John
22 Thomas (Tom) Bradley as asserted in Klamath County Circuit Court
23 Case No. 85-331 CV; and

24 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner
25 is awarded that certain 1968 Kenworth truck, Oregon License
26 No. Y054612, subject to the existing encumbrances thereon,
27 including but not limited to that certain promissory note in the
28 approximate amount of \$3,300.00, owing to John Cannon; Petitioner
shall pay the said note and hold Respondent harmless therefrom;

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1 and

2 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner
3 is awarded that certain 1974 Miller Log Trailer, Oregon License
4 No. 2076166, subject to any existing encumbrances thereon; and

5 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner
6 is awarded that certain personal property, specifically includ-
7 ing the following:

- 8 1. Desk
- 9 2. Dining set
- 10 3. Bed
- 11 4. Washer and dryer
- 12 5. Microwave oven
- 13 6. Muggot on chain
- 14 7. Three rifles
- 15 8. Stove
- 16 9. Refrigerator
- 17 10. Ring with white stone; and

18 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner
19 is awarded the remainder of the household furniture, appliances,
20 fixtures, furnishings, personal property, clothing, gifts,
21 tokens, and mementoes in her personal possession, excepting those
22 specific items awarded to Respondent hereinafter; and

23 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
24 is awarded that certain 1976 Terry Travel Trailer, Oregon License
25 No. R 555681, subject to the existing encumbrances thereon; and

26 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
27 is awarded that certain 1980 Peterbilt truck, Oregon License
28 No. Y 028247, subject to the existing encumbrance thereon,

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1 including but not limited to the note owing to First American;
2 Respondent shall pay the said note and hold Petitioner harmless
3 therefrom; and

4 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
5 is awarded that certain Whitlog log trailer, Oregon License
6 No. Z 048836, subject to the existing encumbrances thereon,
7 including but not limited to the note owing to First American;
8 Respondent shall pay the said note and hold Petitioner harmless
9 therefrom; and

10 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
11 is awarded that certain 1982 Utility trailer, Oregon License
12 No. Z 083308, subject to any existing encumbrance thereon; and

13 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
14 is awarded that certain 1977 Chevrolet pickup truck, Oregon
15 License No. LVZ-763, subject to any existing encumbrance thereon;
16 and

17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
18 is awarded that: certain 1983 Ford four-wheel drive pickup truck,
19 Oregon License No. JUY-710, subject to the existing encumbrance
20 thereon, including but not limited to the note owing to Motor
21 Investment Company; Respondent shall pay the said note and hold
22 Petitioner harmless therefrom; and

23 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
24 is awarded the parties' interest in the Cal.Trans. Permit; and

25 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
26 is awarded any and all interest he may have in retirement bene-
27 fits payable by virtue of his service in the United States
28 military, subject, however, to the provisions of the next

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1 succeeding paragraph; and

2 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
3 shall pay, and hold Petitioner harmless from, that certain obli-
4 gation owing by the parties, or either of them, to the brother of
5 Respondent, in the approximate amount of \$48,956.03, which said
6 obligation is secured by Respondent's retirement benefits re-
7 ferred to hereinabove; Respondent shall pay the said obligation
8 and held Petitioner harmless therefrom; and

9 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
10 is awarded those certain personal property items as follows:

- 11 1. Chair
- 12 2. Recliner
- 13 3. Lamp
- 14 4. Shot gun
- 15 5. Belt buckle
- 16 6. Oil paintings; and

17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
18 is awarded those certain personal property items, gifts,
19 clothing, tokens and mementoes presently in his possession; and

20 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that those cer-
21 tain funds in the approximate amount of \$1,000.00, presently held
22 in the Trust Account of Neal G. Buchanan, attorney for Peti-
23 tioner, resultant from a disbursement from National Indemnity
24 Company, be disbursed equally as between the parties, to the
25 respective attorneys for the parties, to be applied toward the
26 attorneys' fees incurred in the within litigation; and

27 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the award
28 of the real property of the parties set forth hereinabove shall

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1 be subject to the condition that each of the parties shall have
 2 the use of the shop located on the said real property for a
 3 period of three (3) years; each of the parties shall be entitled
 4 to have keys to all portions of the shop, which said portions of
 5 the shop shall be equally available for utilization by either of
 6 the parties and their employees; and

7 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that each of the
 8 parties shall be responsible for their individual obligations
 9 incurred by that party individually from and after the date of
 10 filing of the Petition herein; and

11 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent
 12 is awarded judgment, representative of the disparity in the
 13 allocation of assets and liabilities herein, in the amount of
 14 NINE THOUSAND AND NO/100THS DOLLARS (\$9,000.00); no interest or
 15 principal on said judgment shall be payable for a period of three
 16 (3) years; thereafter, the said judgment shall bear interest at
 17 the legal rate and shall be payable by Petitioner to Respondent
 18 in no more than ten (10) years; and

19 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner
 20 is awarded and restored her former legal name of Cannon; and

21 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to
 22 law, the relevant data sheet attached hereto as Exhibit "A" is
 23 incorporated by this reference and made a part of this Judgment
 24 and Decree; and

25 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that each of the
 26 parties herein shall notify the Clerk of the court in writing of
 27 any change in the home or business address of that person within
 28 ten (10) days after such change in accordance with ORS 25.040;

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1 and

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IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Neal G. Buchanan and D. L. Neets are discharged as attorneys of record herein.

DATED this 14 day of August, 1987.


CIRCUIT COURT JUDGE

15864
15864

EXHIBIT "A"
Judgment and Decree of
Dissolution of Marriage
86-529 DI

STATE OF OREGON
OREGON STATE HEALTH DIVISION
DEPARTMENT OF HUMAN RESOURCES

FILE NO. 86-529 DI

Vital Records Unit

STATE FILE
NUMBER

RECORD OF DISSOLUTION OF MARRIAGE

TYPEWRITER OR PRINT PLAINLY IN BLACK INK

HUSBAND	HUSBAND - NAME		FIRST		MIDDLE		LAST	
	RESIDENCE OR LEGAL ADDRESS		STREET AND NUMBER		CITY OR TOWN		STATE	
	DATE OF BIRTH (MONTH, DAY, YEAR)		AGE	RACE	SOCIAL SECURITY NUMBER		NUMBER (FIRST, SECOND, ETC., SPECIFY) OF THIS MARRIAGE	
	6-14-30		57	Can	404-36-0052		Fourth	
WIFE	WIFE - MARRIED NAME		FIRST		MIDDLE		LAST	
	FORMER LEGAL NAMES (IF ANY)		(1)		(2)		(3)	
	RESIDENCE OR LEGAL ADDRESS		STREET AND NUMBER		CITY OR TOWN		STATE	
	12-25-34		52	Can	561-44-6952		Third	
DEGREE	PLACE OF THIS MARRIAGE		COUNTY		STATE (IF NOT IN U.S.A., NAME COUNTRY)		DATE OF THIS MARRIAGE (MONTH, DAY, YEAR)	
	MINOR CHILDREN OF THIS MARRIAGE (UNDER 18 YEARS)		NAME		DATE OF BIRTH (MONTH, DAY, YEAR)			
	(1)		None					
	(2)							
(3)								
(4)								
(IF MORE THAN FOUR CHILDREN LIST ON REVERSE)								
MARRIAGE OF THE ABOVE NAMED PERSONS WAS DISSOLVED ON		(MONTH DAY YEAR)		TYPE OF DECREE		DISSOLUTION OF MARRIAGE <input checked="" type="checkbox"/> ANNULMENT <input type="checkbox"/>		
BY ORDER OF		COURT - NAME		FOR		COUNTY OF DECREE		
COURT OFFICIAL - SIGNATURE		CIRCUIT		KLAMATH				
PETITIONER:		TITLE OF COURT OFFICIAL						
WIFE <input checked="" type="checkbox"/> HUSBAND <input type="checkbox"/>		CO-PETITIONERS <input type="checkbox"/>		DATE DECREE BECOMES FINALLY EFFECTIVE		(MONTH, DAY, YEAR)		

Respondent's
Attorney

Petitioner's
Attorney

15865

NEAL G. BUCHANAN
601 M.

601 Main Street, Suite 215
Klamath Falls, Oregon

Klamath Falls, Oregon 97601

STATE OF OREGON
County of Klamath

G. HARDY

Clark of the Circuit Court of the County
Oregon do hereby certify:

has been by me compared with the original, and that it is a true and correct copy of the whole of such original as the same appears or of record in my office and in my care and custody.

of said Court, this 4 day of

LYNCH HARDY

Clerk of Court

STATE OF OREGON,
County of Klamath SS

Filed for record at request of:

Neal G. Buchanan, Attorney at Law
on this 1st day of September A.D., 19 87
at 4:28 o'clock P M. and duly recorded
in Vol. M87 of Deeds Page 15857
Evelyn Biehn, County Clerk

13y

in, County Clerk
PAm Smith

Deputy.

Fee, \$37.00

[illegible]