

86437

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

FILED  
JUL 29 1987  
CLERK OF COURT  
BY *Cady*

STERLING O. BRICKER and PATRICIA  
A. BRICKER, husband and wife,  
Plaintiffs,

Case No. 87-124-CV

vs.

AMENDED FINAL DECREE  
AND JUDGMENT

CARL J. MARLER and CHERI L.  
MARLER, husband and wife, STATE  
OF OREGON, BY AND THROUGH STATE  
PUBLIC WELFARE DIVISION and  
DEPARTMENT OF HUMAN RESOURCES,  
and KLAMATH COUNTY CREDIT  
ASSOCIATION INC., an Oregon  
corporation,

Defendants.

It appearing to the Court that on the 28 day of  
Sept, 1987, the Court made and entered its Order requiring  
defendants to pay to plaintiffs through the Clerk of the Court  
certain sums of money within 30 days from the date of the Order,  
or otherwise be foreclosed of all their interest in the real  
property described therein, and to the money previously paid by  
the defendants on the purchase price of the property,

It further appearing to the Court that defendants CARL J.  
MARLER and CHERI L. MARLER, have failed to pay said money and the  
time for so doing is expired; that plaintiffs are now entitled to  
Final Decree of Strict Foreclosure, and the Court being advised in  
the premises,

NOW THEREFORE IT IS HEREBY ORDERED and DECREED:

AMENDED FINAL DECREE AND JUDGMENT  
PAGE 1

Aspell & Della-Rose  
ATTORNEYS AT LAW  
122 SOUTH FIFTH STREET  
KLAMATH FALLS, OREGON 97601  
(503) 863-7754

1           1. That defendants CARL J. MARLER and CHERI L. MARLER, are  
2 hereby forever strictly foreclosed of all interest in the  
3 following real property:

4           The easterly 70 feet of Lot 4, Block 3 of WILLIAMS ADDITION,  
5 according to the official plat thereof on file in the office  
6 of the County Clerk of Klamath County, Oregon.

7           Together with an 8 foot wide easement appurtenant across Lot  
8 5, Block 3, of WILLIAMS ADDITION, Klamath Falls, Oregon,  
9 parallel to the Northerly property line thereof, across the  
10 Easterly 70 feet for the purposes of access and egress to the  
11 rear yard only.

12           That all interest, both at law and in equity, of defendants  
13 in the real property is hereby vested absolutely in plaintiffs;  
14 and

15           2. That all monies heretofore paid by the defendants upon  
16 the purchase price of said property belonged to plaintiff, free  
17 from all claims of the defendants; and

18           3. That this Decree shall stand as the cancellation of the  
19 Contract described in plaintiffs' Complaint; and

20           4. That plaintiffs have judgment against defendants CARL J.  
21 MARLER and CHERI L. MARLER for the sum of \$106.17, together with  
22 interest thereon at the rate of 9 percent per annum from the date  
23 of judgment until paid; plaintiffs' attorney's fees in the sum of  
24 \$828.75; for plaintiffs' costs in the sum of \$319; for the further  
25 sum of \$675.11, together with interest at 12 percent per annum  
26 from March 15, 1987.

          5. That the Sheriff of Klamath County, Oregon, place the  
plaintiffs in the possession of said real property.

NUNC PRO TUNC November 3, 1987.



6104

DATED this 26 day of January, 1988.

CIRCUIT COURT JUDGE

STATE OF OREGON )  
County of Klamath )

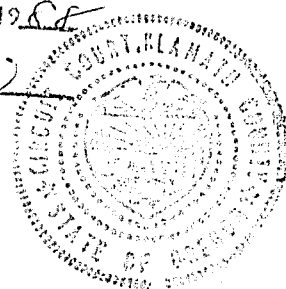
LYN G. HARDY

Clerk of the Circuit Court of the County  
of Klamath and the State of Oregon do hereby certify that the foregoing copy has been by me compared with the original, and that it is a  
true and correct copy of the whole of said original as the same appears  
on file 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, the 18 day of April A.D. 1988

LYN G. HARDY, Clerk of Court

By Bernetha J. Hirsch



Aspell & Della-Rose  
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122 SOUTH FIFTH STREET  
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(503) 861-7534

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Brad Aspell, Attorney  
of April A.D., 19 88 at 4:40 o'clock P.M., and duly recorded in Vol. M88  
of CountyLien Docket on Page 6102

FEE \$15.00

Evelyn Biehn County Clerk  
By Bernetha J. Hirsch

AMENDED FINAL DECREE AND JUDGMENT  
PAGE 3