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

KLAMATH COUNTY SCHOOL DISTRICT,

No. 87-242 CV

Plaintiff,

DECREE AND JUDGMENT

vs.

CENTRAL OREGON IMPROVEMENT COMPANY,  
 a corporation, also all other persons)  
 or parties unknown claiming any  
 right, title, lien, or interest in  
 the property described in the  
 Complaint herein,

Defendants.

This matter having come before the Court on the Plaintiff's Motion for Decree and Judgment, the Court having considered said Motion, the Pleadings filed in the above entitled suit, the Affidavits of Service and Publication and the Order directing Entry of Default, the Court finds as follows:

1. After due and proper service, including Publication of Summons in the manner provided by law, the Default of the Defendants, and each of them, was entered by the Court.

2. None of the Defendants or any other person has filed an appearance in the matter;

3. Plaintiff, Klamath County School District, is a County Unit School District duly established and operating under the provision of Oregon Revised Statutes, Chapter 333;

4. On or about April 26, 1910, Defendant Central Oregon Improvement Company filed a subdivision plat of certain real property located in Section 30, Township 24 South, Range 9, East of the Willamette Meridian in Book 3 at Page 11 of the Book of Townsite, Clerk of Klamath County, Oregon. Said Plat is of "Crescent", Klamath County, Oregon;

1        5. Subsequent to January 13, 1922, Lots 1 through 12, inclusive, Block  
2 23, Crescent, Klamath County, Oregon, were conveyed to School District #29.  
3 Thereafter, pursuant to the Oregon County Unit Law, School District #29 was  
4 included in the Klamath County School District and the Klamath County School  
5 District succeeded to School District #29's interest in said real property.  
6 The Deed conveying said property was not recorded and has been lost or  
7 destroyed;

8        6. Plaintiff, by its duly authorized agents and representatives, has  
9 been in actual, open, notorious, hostile, and continuous possession of said  
10 property under color of said deed for more than 15 years; and

11        7. The Defendants have not set forth any claims to the subject property  
12 in the time and manner provided by law.

13        THEREFORE, It is hereby ORDERED, ADJUDGED and DECREED as follows:

14        1. Judgment of Default is hereby entered against the Defendants, and  
15 each of them, and any persons or organizations claiming by, through or under  
16 them;

17        2. Plaintiff, Klamath County School District, is hereby Decreed the  
18 owner in fee simple of the following described real property, to-wit:

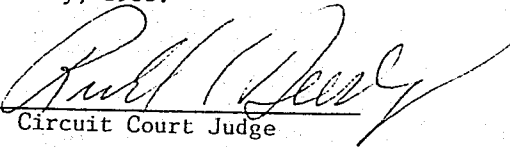
19        Block 23 of Crescent, according to the official plat thereof  
20        on file in the office of the County Clerk of Klamath County,  
21        Oregon;

22        that Plaintiff is entitled to the quiet and peaceful possession thereof, and  
23        that the Defendants, and each of them, have no estate, right, title, lien or  
24        interest in or to said real property or any part thereof;

25        3. The Defendants, any each of them, and any persons claiming under  
26        them, are forever enjoined from asserting any estate, right, title, lien or  
27        interest in or to said real property or any part thereof; and

4. Plaintiff is granted Judgment against the Defendants, and each of them, for Plaintiff's cost of suit in the sum of \$458.28, plus interest thereon at the rate of 9.0% per annum from the date hereof until paid.

DATED this 27 day of July, 1988.

  
Circuit Court Judge

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*Reb:*  
**WM. M. GANONG**  
ATTORNEY AT LAW  
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