

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

RICHARD M. KOWALIS and BETTY
JEAN KOWALIS, husband and wife,

Petitioners,

vs.

ROBERT M. DEAN and KIMBERLY A.
DEAN, husband and wife,

Respondents.

NO. 9003295CV

ORDER APPOINTING ATTORNEY

THIS MATTER having come before the Court upon the Motion for an Order to Appoint Attorney to Represent Robert M. Dean in foreclosure of a non-judicial trust deed supported by the petition of William L. Sisemore, attorney for beneficiaries of the trust deed, and the Court having considered the application and the affidavit of William L. Sisemore, and it appearing to the Court that the basis of the obligation of the Respondent Robert M. Dean was the trust deed executed by Robert M. Dean while he was on active duty with the military service and he is therefore not entitled to the benefits of the Soldiers' and Sailors' Civil Relief Act. 50 U.S.C. Sec 107. The Soldiers' and Sailors' Civil Relief Act does not prohibit the foreclosure of a trust deed executed after the entry into the military service. Whitaker v. Hearnberger, 123 Colo. 545, 233 P.2d 389; Brown v. Gerber 495 P2d 1160., and it further appearing to the Court that 50 U.S.C. 520 requires the Court to appoint an attorney to represent a member of the military service and the Court being fully advised of the premises,

NOW, THEREFORE, it is hereby Ordered:

1. That Richard Belcher, a member of the Oregon State Bar is hereby appointed to represent the Respondent Robert M. Dean in the above-
Order Appointing Attorney - Page 1.

WILLIAM L. SISEMORE
Attorney at Law
540 Main Street
KLAMATH FALLS, ORE.
97601

503/882-7229


O.S.B. #70133

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entitled proceeding and in the foreclosure of the trust deed, and

2. Petitioner is authorized to cause the trustee to proceed with the non-judicial foreclosure of trust deed set for March 14, 1991.

Dated this 11 day of March, 1991.


Circuit Court Judge

STATE OF OREGON)
County of Klamath)

I, 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 transcript therefrom, and is a true and correct copy of such original as the same appears on file or of record in my office.

WHEREOF, I have hereunto set my hand and affixed the seal of said Court, this 11 day of March A.D. 1991
LYN G. HARDY, Clerk of Court



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Wm. L. Sisemore the 14th day of March A.D., 19 91 at 4:43 o'clock P.M., and duly recorded in Vol. M91 of Mortgages on Page 4697.

FEE \$13.00

Evelyn Biehn - County Clerk

By Dorlene Muelendore

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Ref:
WILLIAM L. SISEMORE
Attorney at Law
540 Main Street
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