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Vol. 192 Page 25391

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

2 In the Matter of the Marriage of) Case 81-2256-NJ-3

3 MARGARET BRICE, formerly known as)
4 MARGARET NEWELL,)

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Petitioner,

and

WILLIAM S. NEWELL,

Respondent.

ORDER ON SHOW CAUSE PROCEEDINGS

THESE MATTERS came on for consideration before the Honorable Mitchell Karaman on the show cause order initiated by William S. Newell dated July 7, 1992, and on the show cause order initiated by Margaret Brice dated September 28, 1992.

Prior to hearing William S. Newell withdrew his claim for satisfaction of all back child support due and owing.

Prior to trial the parties stipulated that child support owed by Father, William S. Newell, to Mother, Margaret Brice, as and for the support of the two minor children of the parties, Stephen W. Newell and Byron Charles Newell, be the sum of \$473 per month, or \$236.50 per month for each child starting November 1, 1992.

Prior to trial the parties attended mediation as to child visitation issues, which mediation was successful and is represented by the mediation agreement dated October 12, 1992, a copy of which is attached hereto as Exhibit A, and the same is

Page 1 - ORDER ON SHOW CAUSE PROCEEDINGS

Rel:
WILLIAM A. MANSFIELD
ATTORNEY-AT-LAW - OSB 53071
313 S. IVY ST. - PO BOX 1721
MEDFORD, OREGON 97501-0134
(503) 779-2521

eb
30.00

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1 approved in all things.

2 The remaining matter of the issue of contempt of court by
3 Mother for allegedly refusing to permit father to visit the
4 children was heard by the Court and the Court finds that Father
5 did not produce sufficient evidence on which to base a finding of
6 contempt of court;

7 NOW, THEREFORE, IT IS HEREBY ORDERED:

8 1. Father, William S. Newell, shall pay to Mother,
9 Margaret Brice, through the Department of Human Resources, P. O.
10 Box 14506, Salem, Oregon 97310, for the care, support and
11 maintenance of the children of the parties the sum of \$236.50 per
12 month per child, or a total of \$473.00 per month commencing
13 November 1, 1992, until said minor children obtain their
14 majority, sooner become emancipated or no longer qualify as
15 children attending school under ORS 107.108.

16 2. Visitation rights by Father, William S. Newell, with
17 the minor children of the parties shall be according to the terms
18 of Exhibit A attached hereto and said terms are hereby adopted as
19 the order of the Court and the parties are ordered to carry out
20 the provisions thereof.

21 3. Margaret Brice is hereby purged of contempt and the
22 said claim by William S. Newell of contempt of court by Margaret
23 Brice is hereby dismissed with prejudice.

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1 NOTICE OF INCOME WITHHOLDING

2 The Support Order contained in this Decree is enforceable by
 3 income withholding under ORS 25.310. Withholding may occur
 4 immediately whenever there are arrearages at least equal to the
 5 support payment for one month, whenever the obligated parent
 6 requests such withholding or whenever the obligee requests
 7 withholding for good cause. The District Attorney or, when
 8 appropriate, the Support Enforcement Division of the Department
 9 of Justice will assist in securing such withholding. The
 10 obligated parent's property is also subject to liens and
 11 foreclosure thereon, execution, garnishment and interception of
 12 unemployment and worker compensation benefits. Past due support
 (and in paternity cases judgment for blood test costs or birth
 expenses) may be recovered out of amounts due from state or
 federal tax refunds, or by other collection action, even when
 monthly payments are current.

NOTE: This Order will be filed with the County Circuit Court
 Clerk, and will be docketed as Judgment. This means that in any
 routine credit check, the Order will show as an unpaid lien
 against the property of the person required to pay.

12 SUMMARY OF MONEY JUDGMENT

13 A. Judgment Creditor: Margaret Brice

14 B. Attorney for Judgment Creditor: William A. Mansfield

15 C. Judgment Debtor: William S. Newell

16 D. Attorney for Judgment Debtor: William S. Dames

17 E. Date of Judgment: October __, 1992

18 F. Judgment Amounts: \$236.50 per month per child, or a
 19 total of \$473.00 per month

20 G. Prejudgment Interest: None

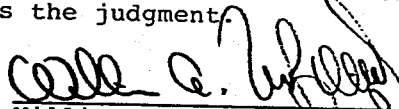
21 H. Attorney Fees and Costs Awarded: None

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23 / / /

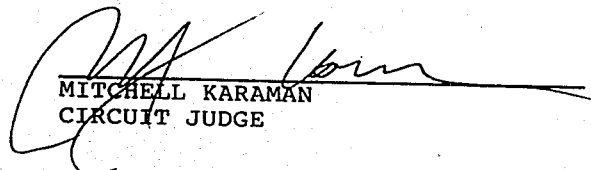
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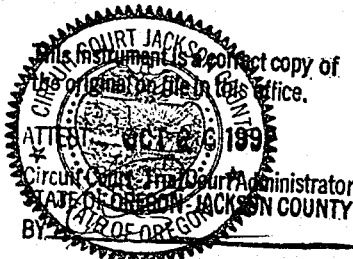
1 The undersigned attorney certifies that the information in
 2 the summary accurately reflects the judgment.

3 
 4 William A. Mansfield, OSB 53071

5 Attorney for Mother, Margaret
 Brice

6 DATED: October 23, 1992.

7 
 8 MITCHELL KARAMAN
 9 CIRCUIT JUDGE



First Judicial District of Oregon
State Courts for Jackson County

25395



Jackson County Justice Building — 100 S. Oakdale, Medford, Oregon 97501

Telephone 503-776-7171

FAX 503-776-7057

JIM ADAMS, Trial Court Administrator

October 12, 1992

Agreement between William S. Newell and Margaret Brice regarding their sons Stephen and Byron.

The boys will spend the following time with their father:

Spring vacation 1993: they will spend the vacation with their father, however they will sleep at home at night.

Summer 1993: The boys will spend two weeks in the summer of 1993, visiting both their father, and their mother's parents. The details about the sharing of the boys will be worked out between Steve and Margo's parents, and the timing of the visit will depend on the boys' activities.

The boys will spend a month with their father in summers beginning in 1994.

Every other Christmas vacation for one week. The week will begin the day after Christmas.

Additional visits as agreed on between the parents.

After the visits begin, Steve will be able to make phone calls to the boys as he chooses.

Margaret Brice

William S. Newell

Peter Silverman
Peter Silverman, Court Mediator
776-7171 extension 198

EXHIBIT A

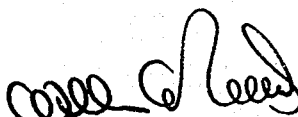
1 CERTIFICATE OF MAILING

2 I hereby certify that I served the foregoing proposed Order
3 on Show Cause Proceedings on William S. Dames, attorney for
4 Respondent, on the 15th day of October, 1992, by mailing to said
5 attorney a correct copy thereof contained in a sealed envelope,
6 with postage paid, addressed to said attorney at his regular
7 office address, to-wit:

8 William S. Dames
9 Dames & Dames
10 Attorneys at Law
P. O. Box 759
Medford, Oregon 97501

11 and deposited in the post office at Medford, Oregon, on said day.
12 Between the said post office and the address to which said copy
13 was mailed, there is regular communication by U. S. Mail.

14 Dated: October 15, 1992.

15 

16 William A. Mansfield, OSB 53071
17 Attorney for Petitioner

18 WILLIAM A. MANSFIELD
19 Attorney at Law, P.C.
313 S. Ivy St.
20 P. O. Box 1721
Medford, Oregon 97501
21 (503) 779-2521

22

23

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Wm. A. Mansfield the 29th day
of Oct. A.D., 19 92 at 10:40 o'clock A M., and duly recorded in Vol. M92,
of Co. Lien Docket on Page 25391.

FEE \$30.00

Evelyn Biehn . County Clerk

By Caroline Muelendore