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Vol 93 Page 1661

INFORMATION REQUIRED BY ORS 205.234

NAME OF TRANSACTION:

ORDER FOR ISSUANCE OF PROVISIONAL
PROCESS; RESTRAINING ORDER TO PROTECT
PROPERTY.

NAMES OF PERSONS:

Paul and Charlsie Trotter
Thomas E. and Marilyn Copeland

AFTER RECORDING
RETURN TO:

Michael W. Peterkin
Attorney at Law
141 NW Greenwood, Suite 201
Bend, OR 97701

TRUE AND ACTUAL
CONSIDERATION PAID:

None

TAX INFORMATION
REQUIRED BY
ORS 93.260:

Not Applicable

12-18-92

1662

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF DESCHUTES

PAUL J. TROTTER and CHARLSIE
TROTTER, husband and wife,

Case No. 92-CV-0173-TM

Plaintiffs,

ORDER FOR ISSUANCE OF
PROVISIONAL PROCESS;
RESTRAINING ORDER TO
PROTECT PROPERTY

v.

THOMAS E. COPELAND and MARILYN
COPELAND, husband and wife, and
SUN CENTRAL REALTY, INC., an
Oregon corporation,

Defendants.

This matter came on before the court on Defendants' motion for an Order Dissolving the Plaintiffs' Notice of Lis Pendens filed in Klamath County, Oregon, affecting real property described as Lots 10 and 11, Block 9, Wagon Trail Acreage No. 1, Second Addition in Klamath County, Oregon; and on Plaintiffs' motion pursuant to ORCP 83 for the issuance of provisional process in the form of a Claim of Attachment Lien under ORCP 84, or alternatively, in the form of a Restraining Order to Protect Property under ORCP 83. The Claim of Lien and the Restraining Order each were sought to affect the real property described above.

Having heard the testimony of witnesses for each party and having considered the legal arguments by the attorneys for each party, the Court concluded that there is probable cause to

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PETERKIN & EDWARDS
Attorneys at Law
141 NW Greenwood, Suite 201
Bend, Oregon 97701
(503) 389-2572

Page 1 - ORDER FOR ISSUANCE OF PROVISIONAL PROCESS



CERTIFIED TRUE COPY, OF THE ORIGINAL
DATED THIS 28th DAY OF Dec. 19 92
CIRCUIT AND DISTRICT COURTS,
DESCHUTES COUNTY,
STATE OF OREGON

1 sustain the Plaintiffs' underlying claim and that provisional
2 process should issue.

3 NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

4 1. Provisional process shall issue.

5 2. Upon the Plaintiffs' posting of a bond as required in
6 paragraph 4 below, Defendants shall be restrained from injuring,
7 destroying, transferring, removing, encumbering, selling or
8 otherwise disposing of Lot 10, Block 9, Wagon Trail Acreage No.
9 1, Second Addition in Klamath County, Oregon during the pendency
10 of this case.

11 3. This Restraining Order to Protect Property shall be
12 binding upon the defendants, and each of them, and upon their
13 officers, agents, servants, employees and attorneys, and upon
14 persons in active concert or participation with any of them who
15 receive actual notice of this Order by personal service or
16 otherwise.

17 4. Plaintiffs shall file with the Clerk of this court a
18 surety bond in the amount of \$20,000 for the payment of such
19 costs, damages, and attorney fees as may be incurred or suffered

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Attorneys at Law
141 NW Greenwood, Suite 201
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(503) 389-3572


1 by any party who is found to have been wrongfully enjoined or
2 restrained.

3 Dated this 17 day of December, 1992.

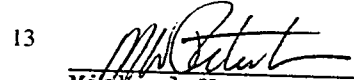
4
5
6 
Thomas M. Mosgrove
Circuit Court Judge

7 Security Approved and
8 Order Issued

9 Date: 12-22-92
Time: 4:00 PM

10
11 
Thomas M. Mosgrove
Circuit Court Judge

12 Submitted by:

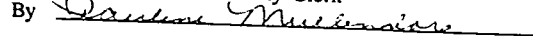
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14 Michael W. Peterkin OSB 82367
Attorney for Plaintiff

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16
17
18 STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Michael W. Peterkin the 22nd day
of Jan A.D., 19 93 at 11:55 o'clock A M., and duly recorded in Vol. M93
of Mortgages on Page 1661.

FEE \$20.00

Evelyn Biehn County Clerk

By 

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