

Send Tax Statements to: Mr. & Mrs. Dan  
Kinsman, 4983 Hwy. 39, Klamath Falls  
OR 97603

CIRCUIT COURT OF OREGON  
COUNTY OF KLAMATH

DAVID J. NOONAN,

Plaintiff,

v.

DAN H. KINSMAN and CYNTHIA L.  
KINSMAN, husband and wife, and  
KENNETH H. KINSMAN,

Defendants.

No. 9201633 CV

STIPULATED DECREE

1993 JUN 21 AM 11:35

CLERK

BY

*[Signature]*

After recording return to: William M. Ganong,  
635 Main Street  
Klamath Falls, OR 97601

This matter, having come before Richard B. Rambo, Circuit Court Judge Protem, for a settlement hearing on May 24, 1993, and the parties being present and being represented by counsel, entered into a stipulated settlement of the claims in dispute in the above referenced case, the terms of which settlement were entered on the record before the Court and are as follows:

1. That a Decree of the Court shall be entered providing for the specific performance of the agreement alleged in the Second Cause of Action in the Complaint filed by the Plaintiff in the above entitled matter, but amended to provide that the consideration for the conveyance of the property described below shall be \$5,000.00; and

2. That all other claims raised by the parties in the Complaint and Answer thereto be dismissed with prejudice and without costs or attorney's fees to any party. The parties each mutually release one another from any claims related to the within action and the claims set forth therein.

1 - STIPULATED DECREE

*comp* *[Signature]*

1 Based on the stipulation of the parties, the Court does hereby  
2 make and enter the following Decree:

3 A. Defendants Dan H. Kinsman and Cynthia L. Kinsman shall pay  
4 to the Plaintiff, in care of his attorney, Neal G. Buchanan, the  
5 sum of \$5,000.00. The Plaintiff, by and through his attorney,  
6 shall acknowledge receipt of said sum and file an acknowledgement  
7 with this Court.

8 B. The contract for the sale of the following described  
9 property made by and between the parties shall be specifically  
10 enforced. In consideration for the payment of the sum of \$5,000.00  
11 by said Defendants to Plaintiff, Plaintiff shall convey to  
12 Defendants Dan H. Kinsman and Cynthia L. Kinsman, husband and wife,  
13 the real property located in Klamath County, Oregon described as  
14 follows, to-wit:

15 The easterly 27.15 feet of the tract of land situated in  
16 the NW 1/4 of Section 18, Township 39 S., Range 10, E.,  
17 W.M., described as follows:  
18 Beginning at the Northwest corner of said Section 18,  
19 thence South 00° 01' 10" West, 2,132.47 feet; thence  
20 South 89° 51' 42" East, 1765.28 feet to the true point of  
21 beginning of this description; thence North 00° 00' 22"  
22 East 372.81 (372.55' by deed) feet; thence South 89° 55'  
23 23" East 269.62 feet; thence South 00° 00' 23" West,  
24 373.10 feet; thence North 89° 51' 42" West, 269.62 feet  
25 to the true point of beginning with bearings based on  
26 recorded survey no. 2026 as recorded in the Klamath  
County Surveyor's office.

27 Tax Lot 3910-18B-1800


28 3. That this Decree shall stand in place of a deed executed  
29 by the Plaintiff granting his interest in the above described  
30 property to Defendants Dan H. Kinsman and Cynthia L. Kinsman,  
31 husband and wife.

32 2 - STIPULATED DECREE

17490

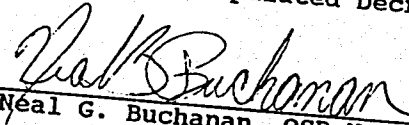
1 this Decree, title to the above described property shall be vested  
2 in Daniel H. Kinsman and Cynthia L. Kinsman, husband and wife.

3 DATED this 21 day of June, 1993.

4  
5   
6 Richard B. Rambo  
7 Circuit Court Judge Protem

8 ACKNOWLEDGED OF RECEIPT OF CONSIDERATION

9 The undersigned Neal G. Buchanan, attorney for David J.  
10 Noonan, does hereby acknowledge receipt from Dan H. Kinsman and  
11 Cynthia L. Kinsman, husband and wife, of the sum of \$5,000 as  
12 provided in the settlement of the parties documented by the  
13 recitals in the foregoing Stipulated Decree.

14   
15 Neal G. Buchanan, OSB No. 77127

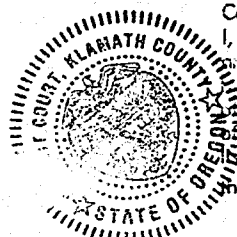
16  
17  
18 This Decree submitted by:  
19 William M. Ganong  
20 OSB No. 78213  
21 Attorney for Defendants

22 C:\CLIENTS\KINSMAN\STIPULAT.DEC

23  
24  
25  
26  
3 - STIPULATED DECREE

WILLIAM M. GANONG  
ATTORNEY AT LAW  
635 MAIN STREET  
KLAMATH FALLS, OREGON 97601  
(503) 884-1721 / FAX (503) 883-1923

17491



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 compared with the original, and that it is a transcript therefrom, and the whole of such original as the same appears on file or of record in my office and in my care and custody.

TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, this 16 day of July A.D. 1993

LYN G. HARDY, Clerk of Court

By [Signature]

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Wm. M. Ganong the 19th day  
of July A.D., 19 93 at 3:58 o'clock P M., and duly recorded in Vol. M93  
of Deeds on Page 17488

FEE \$45.00

Evelyn Biehn, County Clerk

By [Signature]