

72219

12-02-93P02:12 RCVD

AFTER RECORDING RETURN TO:

WM. M. GANONG, 635 Main, Klamath Falls,  
OR 97601

Vol. 93 Page 32083

FILED  
STATE OF OREGON  
KLAMATH CO. CIRCUIT COURT

1992 JUL -2 PM 3:36

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF KLAMATH BY *Don Smith*

WILLIAM K. PLUMMER,

Plaintiff,

vs.

FRANCES L. KARLE and MICKEY L.  
KARLE, Husband and Wife,

Defendant.

No. 9102593CV

JUDGMENT ORDER

ENTERED

*7/6/92*

BY DS

THIS MATTER COMING BEFORE THE COURT FOR TRIAL on the 4th day of June, 1992; the plaintiff appearing in person and by and through his attorney, Michael Ratliff, and the defendants appearing in person and through their attorney, William M. Ganong; the plaintiff having offered testimony and rested, and the defendants having offered testimony and rested; and the Court having considered the evidence and arguments made by parties; now, therefore,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. That the plaintiff has established by clear and convincing evidence his right to ownership of that parcel of property located in the County of Klamath, State of Oregon, and described in the complaint as follows:

N $\frac{1}{2}$ S $\frac{1}{2}$ W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$  of Section 32, Township 34 South, Range 9 East of the Willamette Meridian extending southward to an existing fence line which has been in place since prior to 1920;

by adverse possession for a period far in excess of 20 years.

2. Therefore, the plaintiff is the owner of, and is entitled to possession of, that parcel of real property north of

JUDGMENT ORDER

-1-

K58

ATTORNEYS AT LAW  
220 NORTH ARIZONA  
KLAMATH FALLS, OREGON 97601  
(503) 882-4331

JDS

1 the existing fence line, described on Exhibit A, attached hereto  
 2 and incorporated herein by this reference, free or any claim,  
 3 estate, title, or interest of the defendants, or those claiming  
 4 under them, and his title to said property is hereby quieted.

5 3. Plaintiff has made a claim for trespass and the  
 6 defendants have counterclaimed for the cost of a well mistakenly  
 7 drilled on the plaintiff's property. The court finds each party's  
 8 damages herein to be an offset, and neither party is awarded  
 9 anything thereby.

10 4. Plaintiff be, and he hereby is required to repay to  
 11 the defendants the sum of \$181.00 for taxes mistakenly paid by the  
 12 defendants upon the parcel of property in which title was quieted  
 13 to the plaintiff; and at the same time plaintiff is entitled to his  
 14 costs incurred herein, including prevailing party fees as provided  
 15 by statute, in an amount of \$273.00. Defendant's judgment is  
 16 offset by that of the plaintiff, and, therefore, plaintiff is  
 17 hereby granted judgment for the net difference as is more specif-  
 18 ically set out in the following Money Judgment:

19 MONEY JUDGMENT

20 JUDGMENT CREDITOR:	WILLARD K. PLUMMER
21 JUDGMENT CREDITOR'S ATTORNEY:	MICHAEL RATLIFF
22 JUDGMENT DEBTORS:	FRANCES L. KARLE and
23	MICKEY L. KARLE, Husband and Wife
24 JUDGMENT AMOUNT:	\$92.00
25 ///	
26 ///	

ATTORNEYS AT LAW  
 228 NORTH SEVENTH  
 KLAMATH FALLS, OREGON 97601  
 (503) 882-6331



1 PRE-JUDGMENT INTEREST:

None

2 POST-JUDGMENT INTEREST:

Statutory 9% from date of entry  
of judgment until paid.

3  
4 DATED this 2 day of July, 1992.

5  
6  
7 Wayne H. Blair  
WAYNE H. BLAIR  
CIRCUIT COURT JUDGE PRO-TEM

8 APPROVED AS TO FORM:

9 William M. Ganong  
10 William M. Ganong OSB #78213  
11 Attorney for Defendants

12 Submitted by:  
13 Michael Ratliff OSB #75313  
14 of Attorneys for Plaintiff  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

## EXHIBIT A

## PLUMMER vs. KARLE

A parcel of property in the S1/2 N1/2 S1/2 NW1/4 SW1/4 of Section 32, Township 34 S., R. 9 EWM, lying East of the Sprague River in Klamath County, Oregon, described as follows, to-wit:

Beginning at the northeast corner of said S1/2 N1/2 S1/2 NW1/4 SW1/4 of Section 32 marked by a 5/8" rebar pin; thence west along the north line of said S1/2 N1/2 S1/2 NW1/4 SW1/4 676.14' to the easterly bank of the Sprague River; thence southeasterly along the easterly bank of the Sprague River to a point 213.94' south of the north line of said S1/2 N1/2 S1/2 NW1/4 SW1/4 as measured at right angles to said north line; thence N89° E along an existing fence line to the east line of said S1/2 N1/2 S1/2 NW1/4 SW1/4; thence north along said east line to the point of beginning.

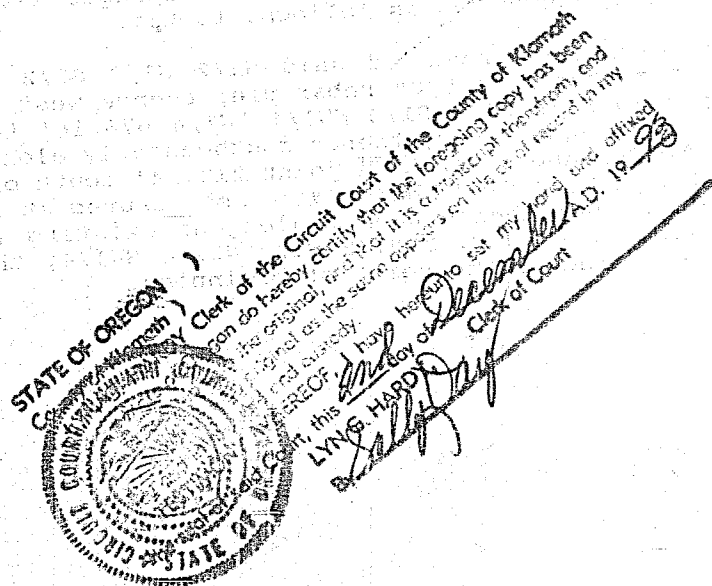
32087

RECEIVED IN NEW YORK JANUARY 11 1951

I, \_\_\_\_\_, do hereby certify that the foregoing copy has been  
by me read that it is a true and correct copy of the original as  
it appears on file at of record in my  
County Court

Dated this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 19\_\_

\_\_\_\_\_ Clerk



STATE OF OREGON: COUNTY OF JOHNSON

Filed for record at request of Wm. Ganong the 2nd day  
of Dec. A.D., 19 93 at 2:12 o'clock P.M., and duly recorded in Vol. 1993  
of \_\_\_\_\_ of Co. Lien Docket on Page 32083  
\_\_\_\_\_ County Clerk

FEE \$25.00

By Charles M. [Signature] County Clerk