Volingy Page 10098 78625 04-05-94P03:14 RCVD 1927 MAR 30 TH 2: 45 IN THE CIRCUIT COURT OF THE STATE OF OREGON 2 FOR THE COUNTY OF KLAMATHE In the Matter of the Dissolution 3 of the Marriage of: 4 JAMES HARDIN BAIRD, Case No. 86-484 DI 5 Petitioner, DECREE OF DISSOLUTION 6 OF MARRIAGE and 7 SALLY JEAN BAIRD, Respondent. 9 This Matter came before the Court for trial on the merits 10 February 5, 1987 and concluded with final arguments being heard 11 February 18, 1987. Petitioner appeared in person with his 12 attorney, Gary Hedlund, and Respondent appeared in person with 13 her attorney, Donald R. Crane. The Court heard the matter without 14 jury and being advised in the premises the Court finds that 15 irreconcilable differences have arisen between the parties causing 16 an irremediable breakdown of the marriage; Petitioner and Respond-17 ent have been residents of Oregon continuously for six months 18 prior to filing the Petition; that no other domestic relations 19 suits or support petitions involving this marriage is pending 20 in this or any other court; and the relevant data concerning 21 the marriage as required by ORS 107.085(3) is as contained in 22 Exhibit A attached to this Decree and incorported in it. Now, 23 therefore; 24 IT IS HEREBY ORDERED: 25 26 1: The marriage of the parties is dissolved and said dissolu-RANE & BAILEY Decree of Dissolution of Marriage LAMATH FALLS, OR 97601 (503) 884-1721

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- 2. The Respondent is granted the care, custody and control of the minor children of the parties, namely: BRYAN BAIRD, born 11/6/75; SHASTA BAIRD, born 3/28/78; and SIERRA BAIRD, born 9/26/81, effective February 28, 1987. Petitioner shall have visitation every other weekend, beginning Friday at 6:00 p.m. until Sunday at 6:00 p.m, and one evening a week, also one month each summer. Petitioner shall also have the following holiday visitation: Every July 4th and Labor Day, every other Thanksgiving beginning in 1987. In 1987, Petitioner will have visitation the second half of Christmas vacation, in 1988 the first half, and alternating thereafter. Christmas vacation will commence the first day of the school Christmas vacation until noon on Christmas Day. The second half of Christmas vacation will begin at noon on Christmas Day until the last day of the school vacation. Petitioner will have the children on their birthdays every other year.
- 3. Effective March 1, 1987 Petitioner shall pay to Respondent the sum of \$175 per month per child as his contribution towards the support of the minor children. Said support shall be made through the Clerk of this Court and shall continue as to each child until that child reaches the age of majority or until age twenty-one (21) so long as said child is a child attending school pursuant to Oregon statute.
- 4. Petitioner shall pay to Respondent the sum of \$200 Page 2 Decree of Dissolution of Marriage

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per month commencing March 1, 1987 as his contribution towards the support of Respondent, said payments to continue for a period of 48 months. During the period that Respondent shall reside in the family dwelling, hereinafter awarded to her, Petitioner may satisfy his obligation to pay her spousal support by making the monthly mortgage payments to Petitioner's parents. In the event that Respondent moves from the residence, then all future payments of spousal support shall be made to Respondent.

- 5. During the period that Petitioner shall be obligated to pay child support pursuant to the provisions of this Decree, Petitioner shall maintain medical and dental insurance for the children of the parties and shall pay one-half of any medical or dental expenses not paid by such insurance.
  - 6. Petitioner is awarded the following property:
  - (a) The parties interest in the cabin and real property located at 16281 Bear Lane, Bend, Oregon, subject to any encumbrances thereon;
  - (b) Petitioner's retirement and profit sharing plans and pension benefits due him from his employment at Basin Fertilizer and Chemical Company;
    - (c) The 1969 Volkswagen automobile;
    - (d) The parties cows and sheep:
    - (e) The 1983 Honda three wheeler motorcycle;
- (f) Petitioner's personal effects, gifts and apparel, together with any cash in his possession.

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- Respondent is awarded the following property:
  - (a) The real property described in Exhibit B attached to this Decree subject to the real property contract owing to Petitioner's parents and subject also to a judgment in favor of Petitioner in the sum of \$10,000 with interest at the legal rate from March 1, 1987, which judgment shall be payable March 1, 1994 or when Respondent shall change her place of residence, whichever event shall occur first.
    - (b) All household furnishings;
  - (c) The 1984 Chevrolet Suburban automobile subject to any encumbrances which Respondent shall pay and hold Petitioner harmless therefrom;
  - (c) Her personal effects, gifts and apparel, together with all cash in her possession.
- 8. Petitioner shall assume the following obligations and hold Respondent harmless therefrom: The balance of the original \$5000 debt owing to Basin Fertilizer and Chemical Company together with any obligation owing on the real property awarded to him and all outstanding medical obligations owing with respect to Petitioner or the children. Respondent shall assume the following obligations and hold Petitioner harmless therefrom: The weatherization loan on the family residence, the loan on the Suburban, the home mortgage to Petitioner's parents and Respondent's medical bills.
- 9. In the event that there are any real property taxes due and owing upon the residence awarded to Respondent, each

Page 4 - Decree of Dissolution of Marriage

RANE & BAILEY BATH FALLS. OR 97601 (503) 884-1721

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                     party shall be responsible for paying one-half of the said taxes.
                         10. Each party will be responsible for their own attorney
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                     fees,
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                                                    RODGER J. ISAACSON
                                                    Circuit Judge Pro Tempore'
                   Approved as to form:
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              Submitted by:
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              Donald R. Crane, OSB #64020
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              Of Attorneys for Respondent
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RANE & BAILEY
           Page 5 - Decree of Dissolution of Marriage
MATH FALLS: OR 97601
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Beginning at a point on the Section line between Sections 1 and 12 in Township 41 South, Range 10 East of the Willamette Meridian, in the County of Klamuth, State of Oregon, 511.50 feet West of the quarter section corner common to said Sections 1 and 12; thence West 16.44 feet; thence South 239 feet; thence 1 and 12; thence South to Lost River; thence Southeasterly West 270 feet; thence South to Lost River; thence Southeasterly down Lost River to a point 12 chains due South of the place of beginning; thence North to the place of beginning, being a portion of Lot 3, Section 12, Township 41 South, Range 10 East of the Willamette Meridian, and Willamette Meridian, and

Beginning at a point 30 feet West of the quarter corner common to Sections 1 and 12, Township 41 South, Range 10 East of the Willamette Meridian; thence South 9.43 chains; thence West 4.74 willamette Meridian; thence South 3.78 chains to the North bank of Lost River; chains; thence Southwesterly upstream 2.64 chains; thence North 12.45 chains; thence East 7.37 chains to the place of beginning, SAVE AND EXCEPTING thence East 7.37 chains to the place of beginning, SAVE AND EXCEPTING that parcel of land deeded by Jerry Ahern and wife to The Roman Catholic Bishop of the Diocese of Baker City, a corporation sole, of Oregon, recorded in Book 121 at page 599, Deed Records of Klamath County, Oregon, as follows: Beginning at a point 30 feet West and County, Oregon, as follows: Beginning at a point 30 feet West and Township 41 South, Range 10 East of the Willamette Meridian; thence Township 41 South, Range 10 East of the Willamette Meridian; thence South 260.8 feet; thence West 208.7 feet; thence North 260.8 feet; thence East 208.7 feet to the point of beginning, Beginning at a point 30 feet West of the quarter corner common

ALSO EXCEPTING any portion of the above described property contained in property conveyed by N. S. Merrill et ux., to Tule Lake Cemetery Association of Merrill by deed dated April 16, 1898, recorded Association of Merrill by deed dated April 16, 1898, recorded January 26, 1900, on Page 526 of Volume 12 of Deeds, as follows: Beginning at a point 30 feet South and 30 feet West of the quarter section corner between Sections 1 and 12 in Township 41 South, Range 10 East of the Willamette Meridian; thence South 597 feet; thence 10 East of the Willamette Meridian; thence South in an angle of West in an angle of 90 degrees 348 feet; thence South in an angle of 90 degrees 185 feet to Lost River; thence following down the river 90 degrees 185 feet to Lost River; thence following down the river to a point 999 feet South on legal subdivision line from the quarter to a point 999 feet South on legal subdivision line from the guarter section corner between Sections 1 and 12; thence North on legal subdivision line 663 feet; thence West 30 feet to the place of subdivision line 663 feet; thence West 30 feet to the place of subdivision being a portion of Lot 3 in Section 12. Township 41 South, Range 10 East of the Willamette Meridian.

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