

04 DEC 14 2003

County of KLAMATH)
STATE OF OREGON)
I hereby certify that the within is a
true and correct copy and the whole
of the original.
Clerk of Court

By Nancy Hansen
Date 12-13-03

FILED
STATE OF OREGON
KLAMATH CIRCUIT COURT

2003 NOV 12 PM 3:13

CLERK OF COURT

By TH

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF KLAMATH

Vol M04 Page 85399

ROBERT SHARP and SHIRLIE SHARP,

Plaintiffs,

vs.

CLAIR ALLEN, JUDY A. SHOCKLEY,
ROBERT J. HANSEN and PAUL S.
NOAKES,

Defendants.

Case No. 0302447CV

AMENDED JUDGMENT
FINAL DECREE OF STRICT
FORECLOSURE OF REAL ESTATE
CONTRACT

State of Oregon, County of Klamath
Recorded 12/14/04 9:12 a m
Vol M04 Pg 85399-402
Linda Smith, County Clerk
Fee \$ 36⁰⁰ # of Pgs 4

It appearing to the court that on September 16, 2003, the court made and entered
herein its interlocutory decree requiring defendants to pay to plaintiffs, through the clerk of
the court, certain sums of money within 30 days from the date of the interlocutory decree, or
otherwise be foreclosed of all his interest in the real property described therein and to the
money previously paid by defendant on the purchase price of the property; and

It further appearing to the court that defendants have failed to pay such money and
that the time for doing so has expired and that plaintiff is now entitled to a final decree of
strict foreclosure, and the court being fully advised in the premises,

NOW, THEREFORE, IT IS HEREBY ORDERED AND DECREED:

1. That defendants are hereby forever strictly foreclosed of all interest in the
following real property:

Parcel I; Lot 17, Block 13 of SECOND ADDITION TO NIMROD RIVER PARK,
according to the official plat thereof on file in the office of the County Clerk of
Klamath County, Oregon.

Parcel II: Lot 12, Block 13 of SECOND ADDITION TO NIMROD RIVER PARK,
according to the official plat thereof in the office of the County Clerk of Klamath
County, Oregon.

1 Parcel III: All of that portions of Lots 3, 6, & 11, in Section 11, Township 36S Range
 2 11 East of the Willamette Meridian, Klamath County, Oregon, lying Southerly of the
 3 boundaries of the SECOND ADDITION TO NIMROD RIVER PARK according to
 4 the official plat thereof on file in the office of the County Clerk of Klamath County,
 5 Oregon and lying North of the Sprague River.

6 and that all interest of defendants in the real property, both at law and in equity, are
 7 hereby vested absolutely in plaintiff;

8 2. That all money previously paid by defendants on the purchase price of the
 9 property belong to plaintiffs, free of all claims of defendant;

10 3. That this decree shall stand as a cancellation of the contract; and

11 4. That plaintiffs have judgment against defendant, Clair Allen for \$2581.00 attorney
 12 fees, and plaintiff's costs of \$959.60.

13 ON PLAINTIFFS' SECOND CLAIM THE COURTS FIND:

14 1. That plaintiffs' title to said real property is hereby forever quieted against any and
 15 all claims or demands of the defendant and each of them, and all persons or parties unknown
 16 claiming under them to any estate, right, title, lien, or interest in said real property;

17 2. That the defendants and all persons or parties unknown claiming an interest in the
 18 above description property are permanently enjoined and restrained from asserting any claim
 19 or interest in or to said real property or any part thereof; and

20 3. That the sheriff of Klamath County, Oregon, place plaintiff in immediate
 21 possession of the real property.

22 **MONEY JUDGMENT**

23 JUDGMENT CREDITOR: ROBERT SHARP & SHIRLIE SHARP

24 ADDRESS: 3253 E. Black Canyon Hwy
 25 Emmett, Idaho 38617

26 JUDGMENT CREDITOR'S ATTORNEY: MICHAEL RATLIFF

ADDRESS: 905 Main Street, Suite 200
 Klamath Falls, OR 97601

1
2 JUDGMENT DEBTOR: CLAIR ALLEN
3 ADDRESS: 28671 Santiam Hwy
4 JUDGMENT AMOUNT: Sweet Home, OR 97386
\$2,581.00
5 PRE-JUDGMENT INTEREST: None
6 POST-JUDGMENT INTEREST: Statutory rate of nine percent (9%) per
7 annum, simple interest, on each accrual.

8 DATED this 12 day of November, 2003.

9
10
11 
CIRCUIT COURT JUDGE

12 Respectfully submitted,

13 RATLIFF & WHITNEY-SMITH
14 

15 _____
16 Michael Ratliff, OSB #75313
Attorneys for Petitioner

STATE OF OREGON, County of Klamath) ss.

CERTIFICATE - TRUE COPY

I hereby certify that the foregoing copy MOTION AND ORDER FOR ENTRY OF AMENDED JUDGMENT: and AMENDED JUDGMENT FINAL DECREE OF STRICT FORECLOSURE OF REAL ESTATE CONTRACT is a complete and exact copy of the original.

DATED this 10th day of November, 2003.

RATLIFF & WHITNEY-SMITH

/s/ Mike Ratliff

Michael Ratliff, OSB #75313
of Attorneys for Plaintiffs

CERTIFICATE OF SERVICE - MAILING

I Certify that on November 10, 2003, I served a certified true copy of MOTION AND ORDER FOR ENTRY OF AMENDED JUDGMENT and AMENDED JUDGMENT FINAL DECREE OF STRICT FORECLOSURE OF REAL ESTATE CONTRACT by depositing said true copies thereof, certified by me as such, contained in a sealed envelope, with postage prepaid, addressed to the following at his last known address, to-wit:

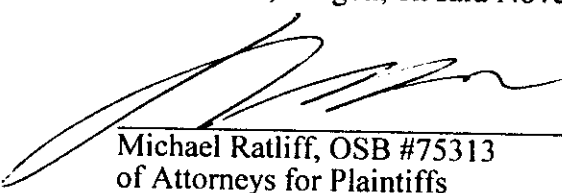
Clair Allen
28671 Santiam Hwy
Sweet Home, OR 97386

Judy A. Shockley
P.O. Box 366
Beatty, OR 97621

Paul S. Noakes
P.O. Box 189
Beatty, OR 97621

Robert Hansen
P.O. Box 336
Beatty, OR 97621

And deposited in the post office at Klamath Falls, Oregon, on said November 10, 2003.


Michael Ratliff, OSB #75313
of Attorneys for Plaintiffs