

2015-004229

Klamath County, Oregon



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05/04/2015 09:15:40 AM

Fee: \$52.00

AFTER RECORDING, RETURN TO:

William M. Ganong  
Attorney at Law  
514 Walnut Avenue  
Klamath Falls OR 97601

**PRELIMINARY INJUNCTION**

Releasing Notice of Lis Pendens recorded on April 2, 2015 as Document No. 2015-002962

**Parties to Document:**

Klamath County Circuit Court Case No. 1501342 CV

PLAINTIFF: Marshall T. Gleason, as Personal Representative of the  
Estate of Linda Harriet Davenport

DEFENDANT: Roger Davenport

County of KLAMATH)  
STATE OF OREGON)  
I hereby certify that the foregoing is a  
true and correct copy of the whole  
of the original  
By \_\_\_\_\_  
Date \_\_\_\_\_

FILED  
STATE OF OREGON  
KLAMATH CIRCUIT COURT  
2015 MAY -4 AM 8:46  
CLERK OF THE COURT

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF KLAMATH

MARSHALL T. GLEASON, as Personal )  
Representative of the Estate of Linda Harriet) CASE NO. 150 1342 CV  
Davenport, )  
Plaintiff, ) PRELIMINARY INJUNCTION  
v. )  
ROGER DAVENPORT, )  
Defendant. )

THIS MATTER came before the court upon the Petition of Marshall T. Gleason, Personal Representative of the Estate of Linda Harriet Davenport, Klamath County Circuit Court Case No. 1304367 CV, for the entry of a Preliminary Injunction. The court, having considered said Petition and accompanying Declaration of Marshall T. Gleason, and the Complaint filed by the plaintiff in the above-entitled matter, finds that the plaintiff is entitled to the relief requested in his Petition for Preliminary Injunction because the defendant's acts of filing and of failing to release his Notice of Lis Pendens is producing injury to the plaintiff and to the creditors and devisees of the Estate of Linda Harriet Davenport. Therefore,

IT IS HEREBY ORDERED as follows:

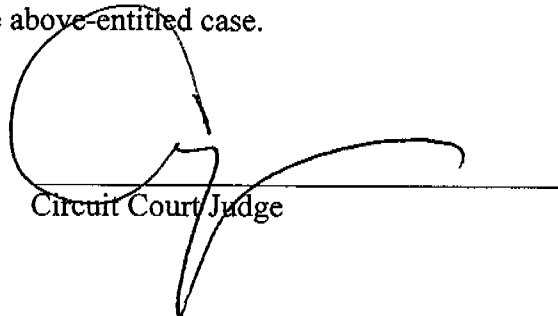
1. The Notice of Lis Pendens recorded on April 2, 2015 in the records of the Clerk of Klamath County, Oregon as Document 2015-002962, is hereby deemed released; a certified copy of this Preliminary Injunction may be recorded in the records of the Clerk of Klamath

1 County, Oregon; and the recording of said certified copy shall be effective as a complete and total  
2 release of said Notice of Lis Pendens;

3 2. Plaintiff, Marshall T. Gleason, as Personal Representative of the Estate of Linda  
4 Harriet Davenport, is authorized to sell the real property located at 10216 Kingbird Court, Klamath  
5 Falls, Oregon 97601, and more particularly described as Lot 574 of Running Y Resort, Phase 5,  
6 according to the official plat thereof on file in the office of the County Clerk of Klamath County,  
7 Oregon, free and clear of any judgment, lien, or other interest of defendant Roger Davenport  
8 whatsoever, and that the purchaser of said property shall take the property free and clear of any  
9 interest or claim of Roger Davenport whatsoever; and  
10

11 3. Plaintiff is ordered to deposit the net proceeds received by plaintiff from the sale of the  
12 property with his attorney, William M. Ganong, who shall hold said proceeds in a client trust  
13 account until a General Judgment is entered in the above-entitled case.  
14

15 Dated this 4th day of May 2015.

16  
17   
18 Circuit Court Judge  
19  
20  
21  
22

23 ATTORNEY FOR PLAINTIFF:  
24 William M. Ganong, OSB No. 78213  
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