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IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF LANE

JPMORGAN CHASE BANK, NATIONAL
ASSOCIATION

Case No. 16CV06029

Plaintiff,

WRIT OF EXECUTION

vs.

JOSEPH D. HOLLOWELL; MICKIE J.
HOLLOWELL; PARTIES IN
POSSESSION

Defendants.

TO: LANE COUNTY SHERIFF

WHEREAS, on June 7, 2016, in the above-entitled court, a General Judgment of Foreclosure and Sale, with said Judgment containing therein a Declaration of Amount Due and was duly entered and docketed in the above-entitled cause

NOW, THEREFORE, IN THE NAME OF THE STATE OF OREGON, you are hereby commanded to sell, in the manner prescribed by law for the sale of real property upon execution (subject to redemption) all of the interest which the defendants had on August 25, 2006, the date of the deed of trust, and also all of the interest which the defendants acquired thereafter, in the real property described in the judgment:

1- WRIT OF EXECUTION
S&S No. 13-113060

SHAPIRO & SUTHERLAND, LLC
1499 SE Tech Center Place, Suite 255, Vancouver, WA 98683
Telephone (360)260-2253 (800)970-5647
Fax (360)260-2285
ksutherland@logs.com

1 LOT 3, BLOCK 1, SECOND ADDITION TO GEORGETOWN, AS PLATTED AND
2 RECORDED IN BOOK 2, PAGE 62, LANE COUNTY OREGON PLAT RECORDS, IN LANE
3 COUNTY, OREGON.

4 and commonly known as 1029 East Adams Avenue, Cottage Grove, OR 97424 to satisfy the sum
5 of \$186,872.11, as of June 27, 2017, together with additional post judgment interest of 9.00%
6 from that date (\$42.08 per day), and costs of this execution, making due return within 60 days
7 after you receive this writ.

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25 2- WRIT OF EXECUTION
26 S&S No. 13-113060

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28

1 JPMorgan Chase Bank, National Association is the Judgment Creditor, and its address for
2 purpose of this writ only is: C/O Shapiro & Sutherland, LLC, 1499 SE Tech Center Place, Suite
3 255, Vancouver, WA 98683 (360)260-2253. Shapiro & Sutherland, LLC is the attorney for the
4 Judgment Creditor.
5

6
7 July 5, 2017

8
9
10 By: Plaine
11 Court Clerk

12 Submitted by:
13 Attorneys for Plaintiff,
14 SHAPIRO & SUTHERLAND, LLC

15 By: [Signature]

16 Dated: 6/30/17



- 17 [] James A. Craft #090146 [jcraft@logs.com]
18 [] Kelly D. Sutherland #873575 [ksutherland@logs.com]
19 [] Cara J. Richter #094855 [crichter@logs.com]
20 [] Holger Uhl #950143 [huhl@logs.com]*
21 [x] Joshua R. Orem # 116872 [jorem@logs.com]*
22 1499 SE Tech Center Place, Suite 255, Vancouver, WA 98683
23 7632 SW Durham Road, Suite 350, Tigard, OR 97224*
24 (360)260-2253; Fax (360)260-2285

25 3- WRIT OF EXECUTION
26 S&S No. 13-113060

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IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF LANE

JPMORGAN CHASE BANK, NATIONAL
ASSOCIATION,

Plaintiff,

vs.

JOSEPH D. HOLLOWELL; MICKIE J.
HOLLOWELL; PARTIES IN POSSESSION,

Defendants.

Case No. 16CV06029

GENERAL JUDGMENT OF
FORECLOSURE AND SALE

Default having been entered against Defendant(s), Joseph D. Hollowell and Mickie J.
Hollowell and Defendant(s), Parties in Possession, having been dismissed:

It is hereby

ORDERED AND ADJUDGED:

- The real property to which this judgment relates (hereafter the "Property") is situated in Lane County, Oregon is commonly known as 1029 East Adams Avenue, Cottage Grove, OR 97424 and is legally described as follows:

Lot 3, Block 1, SECOND ADDITION TO GEORGETOWN, as platted and recorded in Book 2, Page 62, Lane County Oregon Plat Records, in Lane County, Oregon.

1 - GENERAL JUDGMENT OF FORECLOSURE AND
SALE
S&S No. 13-113060

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- 1 2. The Deed of Trust executed and delivered by Defendant, Joseph D. Hollowell and Mickie J.
2 Hollowell, as tenants by the entirety ("Borrower") on or about August 25, 2006 and recorded
3 on August 30, 2006 as Reception No. 2006-063179 in the official records of Lane County,
4 Oregon, is a valid and perfected lien against all of the Property for the amount of Plaintiff's
5 judgment as provided herein.
6
- 7 3. The Plaintiff is the holder of the original note dated August 25, 2006 and made by Joseph D.
8 Hollowell and Mickie J. Hollowell in the amount of \$142,100.00. A copy of the Note was
9 attached to the complaint as Exhibit. Plaintiff is the holder of the Note and the beneficial
10 interest in the Deed of Trust (together the "Loan").
11
- 12 4. The interest of each of the Defendant(s) subject to this Judgment and any successor in
13 interest in the Property is foreclosed and terminated excepting only any statutory right of
14 redemption as provided by Oregon law.
- 15 5. The lien of the Plaintiff is superior to any interest, lien, or claim of the remaining
16 Defendants and shall remain in effect until issuance of a Sheriff's Deed. Upon Motion to
17 the Court and good cause shown, Plaintiff may move to rescind the foreclosure judgment
18 and to reinstate the Loan prior to the Sheriff's sale, returning the parties to their prejudgment
19 interests and priorities.
20
- 21 6. The Defendant(s) are not entitled to a homestead exception as against Plaintiff's judgment.
- 22 7. All of the rights, title and interest that Borrower(s) had as of the date of the Deed of Trust or
23 thereafter acquired in the subject Property, is hereby ordered to be sold by the Lane County
24 Sheriff's Office in accordance with the process for sale upon execution, and the proceeds of
25

26 2 - GENERAL JUDGMENT OF FORECLOSURE AND
27 SALE
28 S&S No. 13-113060

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1 12. Attorney Fees and Costs are awarded to Plaintiff as follows:

2

Costs			\$655.00
	Filing Fee	\$531.00	
	Lis Pendens Recording Fee	\$52.00	
	Service Costs	\$72.00	
Attorney fees			\$2,050.00
Total			\$2,705.00

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7 13. Post judgment interest on the aggregate of all amounts declared due above shall accrue from
8 the date of judgment at the legal rate of 9% per annum pursuant to ORS 82.010.

9 14. The amounts due in Paragraphs 11, 12 and 13 of this judgment shall collectively declare the
10 secured amount due under this Judgment of Foreclosure and Sale.

11 15. This judgment shall not create a personal lien or liability against Borrower except as is
12 customary or necessary to execute on such judgment and for purposes of redemption. In no
13 event should it be construed as establishing personal liability for any persons whose debt has
14 been extinguished in bankruptcy or by an In Rem order granting relief from stay, but only to
15 foreclose the deed of trust mortgage. In the event the proceeds of sale are insufficient to pay
16 the amounts due to Plaintiff, no general execution shall be issued and Plaintiff shall not be
17 entitled to any further judgment, including a judgment for deficiency.
18

19 16. Execution may issue against the subject property for the aggregate amount found due
20 Plaintiff herein as detailed in Paragraphs 11 through 13. (together "Amounts Due").
21 Plaintiff may credit bid up to the Amounts Due plus such additional amounts as provided by
22 ORS 18.936 or other applicable law.
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17. If before sale such amount, including sheriff's fees for the execution, is tendered to the court and paid to the clerk, the execution, if issued, shall be recalled and the effect of the judgment as to the amounts due shall be terminated.

18. The Clerk of the Court is hereby ordered to issue a Writ of Execution in Foreclosure for the sale of the Property. Plaintiff may credit bid the amounts determined in Paragraphs 11 through 13 plus such additional amounts as provided in Paragraph 16 for purposes of ORS 18.936.

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5 - GENERAL JUDGMENT OF FORECLOSURE AND SALE
S&S No. 13-113060

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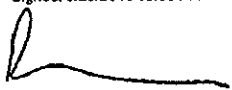
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19. This Court shall retain jurisdiction to enter such additional order, judgment or decree necessary to enforce this judgment, the writ of execution or for the purchaser at the foreclosure sale to obtain possession.

DENIED

GRANTED

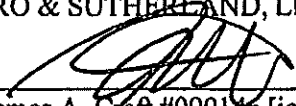
Signed: 5/26/2016 02:30 PM



R. Curtis Conover, Circuit Court Judge

Submitted by:
Attorneys for Plaintiff,
SHAPIRO & SUTHERLAND, LLC

By:


 James A. Craft #090146 [jcraft@logs.com]
 Kelly D. Sutherland #873575 [ksutherland@logs.com]
 Cara J. Richter #094855 [crichter@logs.com]
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6 - GENERAL JUDGMENT OF FORECLOSURE AND
SALE
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1 IN THE CIRCUIT COURT OF THE STATE OF OREGON

2 IN AND FOR THE COUNTY OF LANE

3 JPMORGAN CHASE BANK, NATIONAL
4 ASSOCIATION

Case No. 16CV06029

5 Plaintiff,

CERTIFICATE OF READINESS

6 vs.

7 JOSEPH D. HOLLOWELL; MICKIE J.
8 HOLLOWELL; PARTIES IN POSSESSION

9 Defendants.

10 **Certificate of Readiness under UTCR 5 100**

11 I certify that on May 19, 2016, this proposed judgment/order is ready
12 for judicial signature because:

13 Service is not required under UTCR 5.100 (1)(c) because the other party has been found in
14 **default** or an order of default is being requested with this proposed judgment/order; because
15 this judgment/order is submitted **ex parte** as allowed by statute or rule; or this judgment/order
16 is being submitted in **open court** with all parties present.

17 Each party affected by this judgment/order has **stipulated** to or **approved** the
18 judgment/order, as shown by the signatures on the judgment/order, or by written confirmation
19 sent to me.

20 I have **served** (complete service section below) a copy of this judgment/order and the
21 *Notice of Proposed Judgment/order* to all parties entitled to service. **And:**

22 No objection has been served on me within the 7-day time frame.

23 I received objections that I could not resolve with the other party despite reasonable efforts
24 to do so. I have filed with the court a copy of the objections I received and indicated which
25 objections remain unresolved.

26 After conferring about objections, the other party agreed to file any remaining objection
27 with the court.

28 
Of the Firm
SHAPIRO & SUTHERLAND, LLC

CERTIFICATE OF READINESS
S&S No. 13-113060

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