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LINN COUNTY
SHERIFFS OFFICE

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF LINN

1 UNITED STATES OF AMERICA, acting
2 through the Rural Housing Service or
3 successor agency, UNITED STATES
4 DEPARTMENT OF AGRICULTURE,

) Case No. 17CV41148

) WRIT OF EXECUTION
(Foreclosure of Real Property)

5
6 Plaintiff,

7
8
9 v.

10
11 UNKNOWN HEIRS AND DEVISEES OF
12 ELIZABETH CAMPBELL, deceased; all
13 other persons or parties unknown claiming any
14 right, title, lien, or interest in the Property
15 described in the Complaint herein,
16 UNKNOWN HEIRS AND DEVISEES OF
17 DOROTHY CAMPBELL, deceased; all other
18 persons or parties unknown claiming any right,
19 title, lien, or interest in the Property described
20 in the Complaint herein, CITY OF
21 LEBANON, and OREGON DEPARTMENT
22 OF HUMAN SERVICES.

23 Defendants.

24 TO: SHERIFF OF LINN COUNTY.

25 On or about January 25, 2018, a General Judgment of Foreclosure and Money Award was entered in the register for this case in the above-entitled court, in favor of the Plaintiff United States of America, acting through the Rural Housing Service or successor agency, United States Department of Agriculture, and against the Defendants Unknown Heirs and Devisees of Elizabeth Campbell and Dorothy Campbell, if any, and all other persons or parties unknown claiming any right, title, lien, or interest in the property described in the Complaint and Oregon Department of Human Services,

1 providing a Money Award in the principal amount of \$74,948.71, plus interest at the rate of nine (9)
2 percent per annum, in attorney fees, in costs and disbursements and in prevailing party fee, and
3 continuing to accrue interest at the rate of \$18.48 per diem from January 25, 2018 until paid.

4 On January 25, 2018, a Supplemental General Judgment and Money Award was entered in
5 the above-entitled court register in favor of the Plaintiff and against above-referenced Defendants in
6 the amount of \$3,806.84, plus interest at the rate of 9% per annum on the principal balance, attorney
7 fees, costs, disbursements and prevailing party fee, and continuing to accrue interest at \$.94 per
8 diem from January 25, 2018 until paid.

9 NOW, THEREFORE, IN THE NAME OF THE STATE OF OREGON, you are, hereby
10 commanded to sell, in the manner prescribed by law for the sale of real property described as 995 W.
11 Vine Street, Lebanon, OR 97355 and particularly as follows: Beginning at the Northeast corner of the
12 intersection of Eleventh and Vine Streets in the City of Lebanon; thence East along the North line of
13 Vine Street, 64.86 feet; thence North 132 feet to the center of a vacated alley in Block 13, Nichols
14 Addition; thence West 64.86 feet to the East line of Eleventh Street; thence South 132 feet to the point
15 of beginning, being a portion of Block 13, Nichols Addition and a portion of Section 10, Township
16 12 South, Range 2 West of the Willamette Meridian, Linn County, Oregon, to satisfy the sum of
17 \$78,755.55, plus interest at the rate of nine (9) percent per annum and continuing to accrue interest at
18 \$19.42 per diem until paid, which are the amounts owing on the Money Awards on the date this Writ
19 is issued, making due return within 60 days after you receive this writ.

20 The mailing address of the judgment creditor is:

21 United States Department of Agriculture
22 31978 North Lake Creek Drive
23 Tangent, OR 97389

24 The mailing address of the judgment creditor's attorney is:

25 Alan N. Stewart
Merrill O'Sullivan LLP
805 SW Industrial Way, Ste. 5

1 Bend, OR 97702

2 The last known mailing address of the judgment debtor is:

3 Unknown Heirs and devisees of Elizabeth Campbell and Dorothy Campbell,
4 deceased, and all other persons or parties unknown claiming any right, title, lien, or
5 interest in the Property described in the Complaint
6 995 W. Vine Street
7 Lebanon, OR 97355

8 The proceeds of the sale shall be applied first toward the costs of sale, including payment of
9 any outstanding property taxes owed to Linn County, then toward the satisfaction of the debt of the
10 judgment creditor at the following address:

11 United States Department of Agriculture
12 c/o Alan N. Stewart
13 Merrill O'Sullivan LLP
14 805 SW Industrial Way, Ste. 5
15 Bend, OR 97702



Signed: 2/7/2018 10:54 AM

Cynthia Mitchell

Cynthia Mitchell, Administrative Authority

21 Submitted By:

22 Alan N. Stewart
23 Merrill O'Sullivan LLP
24 805 SW Industrial Way, Ste. 5
25 Bend, OR 97702

MERRILL O'SULLIVAN, LLP
805 SW INDUSTRIAL WAY, SUITE 5
BEND, OR 97702
(541) 386-1770

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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF LINN

UNITED STATES OF AMERICA, acting
through the Rural Housing Service or
successor agency, UNITED STATES
DEPARTMENT OF AGRICULTURE,

Plaintiff,

v.

UNKNOWN HEIRS AND DEVISEES OF
ELIZABETH CAMPBELL, deceased; all
other persons or parties unknown claiming any
right, title, lien, or interest in the Property
described in the Complaint herein,
UNKNOWN HEIRS AND DEVISEES OF
DOROTHY CAMPBELL, deceased; all other
persons or parties unknown claiming any right,
title, lien, or interest in the Property described
in the Complaint herein, CITY OF
LEBANON, and OREGON DEPARTMENT
OF HUMAN SERVICES.

Defendants.

Case No. 17CV41148

**GENERAL JUDGMENT BY
DEFAULT AND MONEY AWARD**

Plaintiff's Motion for Order of Default against Defendant was submitted to the Court and an
Order granting the Motion has been entered herein.

NOW, BASED THEREON AND THE RECORDS AND FILES HEREIN, IT IS HEREBY
ORDERED AND ADJUDGED that Plaintiff shall have a general judgment against Defendants
Oregon Department of Human Services and Unknown Heirs and Devisees of Elizabeth Campbell and

MERRILL O'SULLIVAN, LLP
605 SW INDUSTRIAL WAY, SUITE 5
RENO, OR 97702
(541) 384-1770

1 Dorothy Campbell, if any, and all other persons or parties unknown claiming any right, title, lien, or
2 interest in the property described in the Complaint as follows:

3 1. Plaintiff will have a money award as follows:

4 (a) \$74,948.71 together with post-judgment interest at the rate of 9 percent per annum;
5 and

6 (b) Foreclosure report fees, necessary costs, disbursements and Plaintiff USDA's
7 reasonable attorney fees. The costs, disbursements and attorney fees shall be determined by the court
8 pursuant to the provisions of ORCP 68 and shall be awarded by way of a Supplemental Judgment.

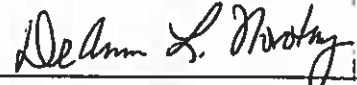
9 **MONEY AWARD**

- 10 1. Judgment Creditor: United States of America, acting through the Rural
11 Housing Service or successor agency, United States
12 Department of Agriculture
13 31978 North Lake Creek
Tangent, OR 97389
- 14 2. Judgment Creditor's Attorney: Alan N. Stewart
Merrill O'Sullivan LLP
15 805 SW Industrial Way, Ste. 5
16 Bend, OR 97702
- 17 3. Judgment Debtor(s): Unknown Heirs and Devisees of Elizabeth Campbell
18 and Dorothy Campbell, deceased, and all other persons
19 or parties unknown claiming any right, title, lien, or
20 interest in the Property described in the Complaint
995 W. Vine Street
Lebanon, OR 97355
- 21 Year of Birth: Unknown
22 Tax ID No. or final
four digits of SSN: Unknown
23 License No. (final four
digits): Unknown
- 24 4. Judgment Debtor's Attorneys: None
- 25 5. Principal Amount: \$74,948.71

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- 6. Attorney Fees: Attorney fees incurred herein to be determined pursuant to ORCP 68 and a Supplemental Judgment
- 7. Costs and Disbursements: Costs incurred herein to be determined pursuant to ORCP 68 and a Supplemental Judgment
- 8. Prevailing Party Fee: \$300.00
- 9. Post-Judgment Interest: At the rate of 9% per annum on the principal balance, attorney fees, costs, disbursements and prevailing party fee until paid.
- 10. The name of any person or public body, other than the judgment creditor's attorney, that is known by the judgment creditor to be entitled to any portion of the money award. None.

Signed: 1/25/2018 05:30 PM



Circuit Court Judge, DeAnn L. Novotny

Submitted by:
 Alan N. Stewart, OSB #121451
 Merrill O'Sullivan LLP
 Of Attorneys for Plaintiff

MERRILL O'SULLIVAN, LLP
 405 SW INDUSTRIAL WAY, SUITE 5
 BEND, OR 97702
 (541) 388-1170

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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF LINN

UNITED STATES OF AMERICA, acting
through the Rural Housing Service or
successor agency, UNITED STATES
DEPARTMENT OF AGRICULTURE,

Plaintiff,

v.

UNKNOWN HEIRS AND DEVISEES OF
ELIZABETH CAMPBELL, deceased; all
other persons or parties unknown claiming any
right, title, lien, or interest in the Property
described in the Complaint herein,
UNKNOWN HEIRS AND DEVISEES OF
DOROTHY CAMPBELL, deceased; all other
persons or parties unknown claiming any right,
title, lien, or interest in the Property described
in the Complaint herein, CITY OF
LEBANON, and OREGON DEPARTMENT
OF HUMAN SERVICES.

Defendants.

Case No. 17CV41148

**SUPPLEMENTAL JUDGMENT AND
MONEY AWARD FOR COSTS AND
DISBURSEMENTS**

Plaintiff has submitted a statement for costs and disbursements pursuant to ORCP 68.
Since there is no objection period necessary to the statement as all Defendants are found in
Default, the Court finds that Plaintiff's costs and disbursements are reasonably necessary;
therefore

IT IS ORDERED AND ADJUDGED that Plaintiff is hereby awarded a money judgment
against Defendants Oregon Department of Human Services and Unknown Heirs and Devisees
of Elizabeth Campbell and Dorothy Campbell, if any, and all other persons or parties unknown

MERRILL O'SULLIVAN, LLP
805 SW INDUSTRIAL WAY, SUITE 3
BEND, OR 97702
(541) 389-1770

1 claiming any right, title, lien, or interest in the property described in the Complaint for Plaintiff's
2 attorney fees, costs and disbursements. If the proceeds of the sale of this property as authorized
3 by the General Judgment and Money Award entered herewith in this matter are not sufficient to
4 satisfy Plaintiff's Supplemental Judgment and Money Award herein, Plaintiff shall not have a
5 judgment against Defendants Oregon Department of Human Services and Unknown Heirs and
6 Devisees of Elizabeth Campbell and Dorothy Campbell, if any, and all other persons or parties
7 unknown claiming any right, title, lien, or interest in the property described in the Complaint for
8 the deficiency.

9
10 **MONEY AWARD**

- 11 1. Judgment Creditor: United States of America, acting through the Rural
12 Housing Service or successor agency, United States
13 Department of Agriculture
31978 North Lake Creek
Tangent, OR 97389
- 14 2. Judgment Creditor's Attorney: Alan N. Stewart
Merrill O'Sullivan LLP
805 SW Industrial Way, Ste. 5
Bend, OR 97702
- 15 3. Judgment Debtor(s): Unknown Heirs and Devisees of Elizabeth Campbell
16 and Dorothy Campbell, deceased, and all other persons
17 or parties unknown claiming any right, title, lien, or
18 interest in the Property described in the Complaint
19 995 W. Vine Street
20 Lebanon, OR 97355
- 21 Year of Birth: Unknown
22 Tax ID No. or final
four digits of SSN: Unknown
23 License No. (final four
digits): Unknown
- 24 4. Judgment Debtor's Attorneys: None
- 25 5. Attorney Fees: \$540.00

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- 7. Costs and Disbursements: \$2,966.84
- 8. Prevailing Party Fee: \$300.00
- 9. Post-Judgment Interest: At the rate of 9% per annum on the principal balance, attorney fees, costs, disbursements and prevailing party fee until paid.
- 10. The name of any person or public body, other than the judgment creditor's attorney, that is known by the judgment creditor to be entitled to any portion of the money award. None.

Signed: 1/25/2018 05:30 PM



Circuit Court Judge, DeAnn L. Novotny

Submitted by:
Alan N. Stewart, OSB #121451
Merrill O'Sullivan LLP
Of Attorneys for Plaintiff

MERRILL O'SULLIVAN, LLP
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