

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

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

FRATERNAL ORDER OF EAGLES
PENDLETON #28 F.O.E., an Oregon non-
profit corporation; PENDLETON AERIE NO.
28 FRATERNAL ORDER OF EAGLES, an
Oregon non-profit corporation,

Case No. CV 090324

Plaintiffs,

WRIT OF EXECUTION ON MONEY
AWARDS

v.

KALVIN GARTON, dba GARTON &
ASSOCIATES, REALTORS; and SCOTT
GARTON,

Defendants.

TO: SHERIFF OF UMATILLA COUNTY, OREGON

WHEREAS in the Circuit Court of the State of Oregon for the County of
Umatilla, Plaintiffs recovered against defendants the following judgments: on the 12th
day of October, 2010, a General Judgment for the sum of \$75,884.08, plus interest
thereon at the rate of 9% per annum from October 14, 2010, until paid; and on the 17th
day of November, 2010, plaintiff recovered a Supplemental Judgment and money
award for costs and disbursements in the sum of \$6,371, plus interest thereon at the
rate of 9% per annum from November 23, 2010, until paid. Each of these judgments

1 have been enrolled and entered in the court clerk's office and a true and correct copy
2 of each judgment is attached hereto and made a part hereof.

3 NOW THEREFORE, IN THE NAME OF THE STATE OF OREGON, you
4 are commanded to sell in the manner prescribed by law for the sale of real property
5 (subject to redemption), all of the interest the defendant Kal Garton has in the real
6 property more fully described in Exhibit A attached hereto and by this reference made a
7 part hereof in your county to satisfy the judgments of plaintiff and also the cost of and
8 upon this writ and make due return hereon within 60 days after you have received this
9 writ.

10 The amount owed on the money awards as of June 23, 2017, is as follows:

11 General Judgment:	\$75,248.67, plus interest thereon at a per diem of \$16.89
12 Supplemental Judgment:	\$10,146.97, plus interest thereon at a per diem 13 of \$1.57
14 TOTAL:	\$85,395.64

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

JUDGMENT CREDITOR INFORMATION

Name: Fraternal Order of Eagles Pendleton #28
F.O.E., and Pendleton Aerie No. 28
Fraternal Order of Eagles

Mailing Address: 428 S. Main Street
Pendleton, OR 97801

Telephone No: (541) 278-2828

DATED this 25th day of January, ~~2017~~ ²⁰¹⁸



S. Johnson
~~Trial Court Administrator~~ Court Clerk

PREPARED AND SUBMITTED BY:

David M. Blanc, OSB #86017
Of Attorneys for Plaintiffs
Corey, Byler & Rew, LLP
222 S.E. Dorion Avenue
P.O. Box 218
Pendleton, OR 97801
Tel: (541) 276-3331; Fax (541) 276-3148
email: blanc@corey-byler.com

COMPONENT 25

1 and

2 2. Defendants Kalvin Garton and Scott Garton recover nothing on their counterclaim
3 and their counterclaim is dismissed on the merits and with prejudice.

4 **MONEY AWARD:**

5 1. Judgement Creditors' Names and Addresses:

Fraternal Order of
Eagles Pendleton #28
F.O.E. and Pendleton
Aerie No. 28
Fraternal Order of
Eagles
428 S. Main Street
Pendleton, OR 97801

10 2. Judgment Creditors' Attorney:

Henry C. Lorenzen
P.O. Box 218
222 SE Dorion
Pendleton, OR 97801
(541) 276-3331

14 3. Judgment Debtors' Names and Addresses:

Kalvin Garton
207 SW 9th Street
Pendleton, OR 97801
(541) 278-4153

17 Scott Garton
18 207 SW 9th Street
19 Pendleton, OR 97801
20 (541) 276-0475

21 5. Judgment Amount:

\$75,884.08

22 6. Due Date:

As of entry of this
judgment.

24 7. Arrears:

None.

RW

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

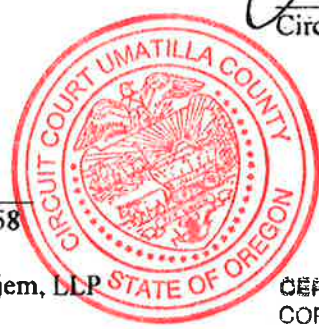
8. Pre-judgment interest: None.

9. Post-judgment interest: 9% simple interest per annum on 75,884.08 as of the date of entry of this judgment.

10. Costs and Disbursements: Awarded to plaintiffs. To be determined and included in supplemental judgment.

Dated this 12 day of October, 2010.

Russ West
Circuit Court Judge



Prepared and Submitted by:
[Signature]
Henry C. Lorenzen, OSB No. 762258
Attorney for Plaintiffs
Corey, Byler, Rew, Lorenzen & Hojem, LLP
222 Southeast Dorion Avenue
P. O. Box 218
Pendleton, Oregon 97801
Phone: (541) 276-3331
E-mail: lorenzen@corey-byler.com

CERTIFIED TO BE A TRUE AND
CORRECT COPY OF THE ORIGINAL
Dated Jan. 25th, 2018
TRIAL COURT ADMINISTRATOR
By [Signature]
Court Clerk

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I served the foregoing **GENERAL JUDGMENT AND MONEY**
3 **AWARD and DECLARATION OF PATRICK M. GREGG SUBMITTED WITH UTCR**
4 **5.100** on:

4 Calvin Garton, dba, Garton & Associates
5 Realtors
6 207 SW 9th Street
7 Pendleton, OR 97801

5 Scott Garton
6 207 SW 9th Street
7 Pendleton, OR 97801

7 Defendant Defendant

8 by the following indicated method or methods:

9 by **mailing** a full, true, and correct copy thereof in a sealed, first-class, and postage
10 prepaid envelope, addressed to the parties shown above at the last-known office address
11 of the parties via the United States Postal Service at Pendleton, Oregon on the date set
12 forth below.


11 by causing a full, true, and correct copy thereof to be **hand-delivered** to the parties
12 shown above, at the addresses shown above, on the date set forth below.

13 by sending a full, true, and correct copy thereof via **overnight courier** in a sealed,
14 prepaid envelope, addressed to the attorney(s) shown above at the last-known office
15 address of the attorney(s) on the date set forth below.

15 by **faxing** a full, true, and correct copy thereof to the attorney(s) shown above at the fax
16 number shown above, which is the last-known fax number for the attorney's(s') office(s),
17 on the date set forth below. The receiving fax machine was operating at the time of
18 service and the transmission was properly completed.

17 DATED this 11th day of October, 2010.

18 COREY, BYLER, REW, LORENZEN & HOJEM L.L.P.
19 Attorneys for Plaintiffs

20 By: 
21 Henry C. Lorenzen, OSB No. 762258
22 Patrick M. Gregg, OSB No. 093698
23 Attorneys for Plaintiffs
24 222 Southeast Dorion Avenue, PO Box 218
25 Pendleton, Oregon 97801
26 (541) 276-3331; (541) 276-3148 (fax)
lorenzen@corey-byler.com

24 CERTIFICATE OF SERVICE

1 annum.

2 **MONEY AWARD:**

3 1. Judgement Creditors' Names and Addresses:

Fraternal Order of
Eagles Pendleton #28
F.O.E. and Pendleton
Aerie No. 28
Fraternal Order of
Eagles
428 S. Main Street
Pendleton, OR 97801

7 2. Judgment Creditors' Attorney:

Henry C. Lorenzen
P.O. Box 218
222 SE Dorion
Pendleton, OR 97801
(541) 276-3331

10 3. Judgment Debtors' Names and Addresses:

Kalvin Garton
207 SW 9th Street
Pendleton, OR 97801
(541) 278-4153

Scott Garton
207 SW 9th Street
Pendleton, OR 97801
(541) 276-0475

15 5. Amount of Judgment for Costs and
16 Disbursements

\$6,371.00

17 6. Due Date:

As of entry of this
judgment.

18 7. Arrears:

None.

19 8. Pre-judgment interest:

Not applicable.

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

9. Post-judgment interest:

9% per annum on
\$6,371.00 from the
date of Judgment until
paid.

10. Interest—Simple or Compound

Simple:

Dated this 17 day of Nov, 2010.

Russ West

Circuit Court Judge

Prepared and Submitted by:

HC Lorenzen

Henry C. Lorenzen, OSB No: 762258
Attorney for Plaintiffs
Corey, Byler, Rew, Lorenzen & Hojem, LLP
222 Southeast Dorion Avenue
P. O. Box 218
Pendleton, Oregon 97801
Phone: (541) 276-3331
E-mail: lorenzen@corey-byler.com



CERTIFIED TO BE A TRUE AND
CORRECT COPY OF THE ORIGINAL
Dated January 25th, 2018
TRIAL COURT ADMINISTRATOR
By S. Johnson
court clerk

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I served the foregoing **SUPPLEMENTAL JUDGMENT AND**
3 **MONEY AWARD** on:

4 Calvin Garton, dba, Garton & Associates Scott Garton
5 Realtors 207 SW 9th Street
6 207 SW 9th Street Pendleton, OR 97801
7 Pendleton, OR 97801

8 Defendant Defendant

9 by the following indicated method or methods:

10 by **mailing** a full, true, and correct copy thereof in a sealed, first-class, and postage
11 prepaid envelope, addressed to the parties shown above at the last-known office address
12 of the parties via the United States Postal Service at Pendleton, Oregon on the date set
13 forth below.


14 by causing a full, true, and correct copy thereof to be **hand-delivered** to the parties
15 shown above, at the addresses shown above, on the date set forth below.

16 by sending a full, true, and correct copy thereof via **overnight courier** in a sealed,
17 prepaid envelope, addressed to the attorney(s) shown above at the last-known office
18 address of the attorney(s) on the date set forth below.

19 by **faxing** a full, true, and correct copy thereof to the attorney(s) shown above at the fax
20 number shown above, which is the last-known fax number for the attorney's(s') office(s),
21 on the date set forth below. The receiving fax machine was operating at the time of
22 service and the transmission was properly completed.

23 DATED this 5th day of November, 2010.

24 COREY, BYLER, REW, LORENZEN & HOJEM L.L.P.
25 Attorneys for Plaintiffs

26 By: 
Henry C. Lorenzen, OSB No. 762258
Patrick M. Gregg, OSB No. 093698
Attorneys for Plaintiffs
222 Southeast Dorion Avenue, PO Box 218
Pendleton, Oregon 97801
(541) 276-3331; (541) 276-3148 (fax)
lorenzen@corey-byler.com

CERTIFICATE OF SERVICE

EXHIBIT A
WRIT OF EXECUTION
LEGAL DESCRIPTION

The Easterly 95 feet of Lot 2 of Block 25 in ARNOLD & RALEY'S ADDITION to the Town, now City of Pendleton, Umatilla County, Oregon.

Street Address: 207 SW 9th Street, Pendleton, OR 97801