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**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF POLK**

GREEN TREE SERVICING LLC, its
successors in interest and/or assigns,

Plaintiff,

vs.

DONALD W. SAVAGE; CHRISTINE M.
SAVAGE; INDEPENDENCE AIRPARK
HOMEOWNERS ASSOCIATION, INC.;
MARION AND POLK SCHOOLS CREDIT
UNION; UNITED STATES OF AMERICA;
CITIBANK, N.A. SUCCESSOR BY
MERGER TO CITIBANK SOUTH DAKOTA
N.A.; MERCHANTS ACCEPTANCE, INC.;
DISCOVER BANK; STATE OF OREGON;
AND OCCUPANTS OF THE PREMISES,

Defendants.

CASE NO.: 14CV12667

WRIT OF EXECUTION

STATE OF OREGON)
) ss.
County of Polk)

WRIT OF EXECUTION -1-

Zieve, Brodnax & Steele, LLP
Janaya L. Carter, Esq
Amy F. Harrington, Esq.
One World Trade Center
121 Southwest Salmon St., 11th Floor
Portland, OR 97204
714-848-7920
jcarter@zbslaw.com

1 TO THE SHERIFF OF POLK COUNTY OREGON:

2 WHEREAS, on March 23, 2016, by consideration of the Polk County Circuit Court, there
3 was entered a General Judgment of Foreclosure as to DONALD W. SAVAGE; CHRISTINE M.
4 SAVAGE; INDEPENDENCE AIRPARK HOMEOWNERS ASSOCIATION, INC.; MARION
5 AND POLK SCHOOLS CREDIT UNION; UNITED STATES OF AMERICA;
6 CITIBANK, N.A. SUCCESSOR BY MERGER TO CITIBANK SOUTH DAKOTA N.A.;
7 MERCHANTS ACCEPTANCE, INC.; DISCOVER BANK; STATE OF OREGON; AND
8 OCCUPANTS OF THE PREMISES. Said General Judgment of Foreclosure was duly enrolled
9 and docketed in the Court Administrator's Office in said County on March 23, 2016; a true copy
10 of the General Judgment of Foreclosure is attached hereto and made a part hereof and a
11 supplemental judgment was filed on February 21, 2018.

12 Judgment Creditor: GREEN TREE SERVICING LLC, its successors in interest
13 and/or assigns
14 c/o Shellpoint Mortgage Servicing
15 Judgment Creditor Address: 55 Beattie Place, Suite 100
16 Greenville, SC 29601

17 NOW THEREFORE IN THE NAME OF THE STATE OF OREGON, you are
18 commanded to sell the real property as by said General Judgment of Foreclosure according to
19 law (subject to redemption) all of the interest that the borrower Donald W. Savage and Christine
20 M. Savage had on the 13th day of May 2003, the date of the Mortgage, and also all of the interest
21 that borrower had thereafter, in the real property described in the Judgment as:

22 LOT 33, BLOCK 1, INDEPENDENCE AIRPARK ADDITION IN THE CITY
23 OF INDEPENDENCE, POLK COUNTY, OREGON.

24 The street address of the real property to be levied upon is 722 Stinson Street,
25 Independence, OR 97351.

26 WRIT OF EXECUTION -2-

27 **Zieve, Brodnax & Steele, LLP**
28 Janaya L. Carter, Esq.
Amy F. Harrington, Esq.
One World Trade Center
121 Southwest Salmon St., 11th Floor
Portland, OR 97204
714-848-7920
jcarter@zbslaw.com

1 The above referenced property shall be sold to satisfy the following sums: The principal
2 balance and interest in the amount of \$119,180.88; plus reasonable attorney fees and costs in the
3 amount of \$4,956.54; plus Lender's fees and cost in the amount of \$24,418.85; plus fees from
4 the supplemental judgment in the amount of \$5,884.47, plus prejudgment interest from February
5 11, 2016 through March 23, 2016 in the amount of \$619.50 (\$14.75 x 42 days); plus post-
6 judgment interest accruing after March 24, 2016 through April 19, 2018 , at the rate of 9.0% per
7 annum, of \$27,842.46 (\$36.78 per diem x 757 days) for a total of \$182,902.70 with interest to
8 continue to accrue at the rate of 9.0% per annum (\$36.78 per diem) until the date of sale; Thus,

9 THE TOTAL AMOUNT OF EXECUTION REQUESTED HEREON, STATED AS OF
10 THE DATE OF SUBMISSION (April 19, 2018) IS AS FOLLOWS:

11	Base Judgment and Interest:	\$119,180.88
12	Attorney Fees and Costs:	\$4,956.54
13	Lender's Fees and Costs:	\$24,418.85
14	Pre-Judgment Interest from	
15	02/11/16 – 03/23/16 at 5.750%	
16	(\$14.75 per diem)	\$619.50
17	Post-Judgment Interest from	
18	03/24/16 – 04/19/18 at 9.0%	
19	(\$36.78 per diem)	\$27,842.46
20	Supplemental Judgment	\$5,884.47

21
22 Total due as of April 19, 2018: \$182,902.70 with interest to continue to accrue at
23 9.0% (\$36.78 per diem) until the date of sale.
24
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26 WRIT OF EXECUTION -3-

Zieve, Brodnax & Steele, LLP
Janaya L. Carter, Esq
Amy F. Harrington, Esq.
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Portland, OR 97204
714-848-7920
jcarter@zbslaw.com

1 The proceeds of sale shall be applied, delivered, and distributed according to ORS

2 18.950.

Signed: 5/17/2018 12:27 PM

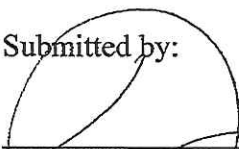


3 By:

Debra M. Dupras

JSSII Debra M. Dupras

4 Submitted by:

5 
6 Janaya L. Carter, OSB No. 032830

7 Amy F. Harrington, OSB No. 123363

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26 WRIT OF EXECUTION -4-

Zieve, Brodnax & Steele, LLP
Janaya L. Carter, Esq.
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**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF POLK**

GREEN TREE SERVICING LLC, its
successors in interest and/or assigns,

Plaintiff,

vs.

DONALD W. SAVAGE; CHRISTINE M.
SAVAGE; INDEPENDENCE AIRPARK
HOMEOWNERS ASSOCIATION, INC.;
MARION AND POLK SCHOOLS CREDIT
UNION; UNITED STATES OF AMERICA;
CITIBANK, N.A. SUCCESSOR BY
MERGER TO CITIBANK SOUTH DAKOTA
N.A.; MERCHANTS ACCEPTANCE, INC.;
DISCOVER BANK; STATE OF OREGON;
AND OCCUPANTS OF THE PREMISES,

Defendants.

CASE NO. 14CV12667

**SUPPLEMENTAL JUDGMENT
(WITHOUT MONEY AWARD –
JUDGMENT DOES NOT
CREATE A LIEN)**

Based upon the Motion for a Supplemental Judgment filed by Plaintiff GREEN TREE
SERVICING LLC (“Plaintiff”), and the records and files herein,

IT IS HEREBY ORDERED AND ADJUDGED:

1.

Plaintiff is awarded a supplemental judgment against Defendants and all persons
claiming through or under Defendants, as purchasers, encumbrances, or otherwise. This
judgment supplements the terms of the General Judgment of Foreclosure in this matter, which
was entered on March 23, 2016 and which is incorporated by reference. The amount due stated

1 in Section 3 of this judgment shall become an additional amount due (but not a money award)
2 and which Plaintiff may recover by selling the property described in Section 2 of this judgment.

3 **2.**

4 The additional amount due described in Section 3 of this document shall encumber the
5 property located in Polk County, Oregon commonly referred to as 722 Stinson Street,
6 Independence, OR 97351, with a legal description as follows:

7 LOT 33, BLOCK 1, INDEPENDENCE AIRPARK ADDITION IN THE CITY OF
8 INDEPENDENCE, POLK COUNTY, OREGON.

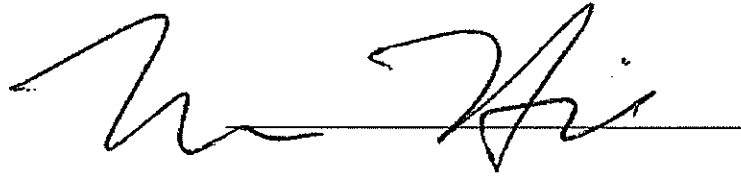
9 **3.**

10 **SUPPLEMENTAL AMOUNT DUE**
11 **(DOES NOT CREATE A MONEY AWARD)**

- 12
- 13 1. Judgment Creditor: GREEN TREE SERVICING LLC
14 c/o Zieve Brodnax & Steele, LP
15 One World Trade Center
16 121 Southwest Salmon St., 11th Floor
17 Portland, OR 97204
18 714-848-7920
- 19 2. Judgment Creditor's Attorney: Amy F. Harrington
20 Zieve, Brodnax, & Steele, LLP
21 One World Trade Center
22 121 Southwest Salmon St., 11th Floor
23 Portland, OR 97204
24 714-848-7920
- 25 3. Person or public body entitled to any portion of money award herein: None
- 26 **4. Total Amount of Supplemental Secured Debt:**
- | | |
|---|--------------------|
| a. Insurance | \$1,182.33 |
| b. Taxes | \$3,601.14 |
| c. Corporate Advances | \$1,101.00 |
| d. TOTAL SUPPLEMENTAL JUDGMENT | \$ 5,884.47 |

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2 5. From the date of entry of this judgment onward, interest shall continue to accrue on this
3 amount plus the judgment amount in the General Judgment at the rate specified in the
4 General Judgment.
5

Signed: 2/21/2018 09:54 AM

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11 **UTCR 5.100(2) CERTIFICATE OF READINESS**
12 **Circuit Court Judge Norm R. Hill**

13 This proposed order or judgment is ready for judicial signature because:

- 14 1. Each party affected by this order or judgment has stipulated to the order or judgment,
15 as shown by each party's signature on the document being submitted.
16 2. Each party affected by this order or judgment has approved the order or judgment, as
17 shown by each party's signature on the document being submitted or by written
18 confirmation of approval sent to me.
19 3. I have served a copy of this order or judgment on each party entitled to service and:
20 a. No objection has been served on me.
21 b. I received objections that I could not resolve with a party despite reasonable
22 efforts to do so. I have filed a copy of the objections I have received and
23 indicated which objections remained unresolved.
24

1 c. After conferring about objections [role and name of objecting party] agreed to
2 independently file any remaining objection.

3 4. The relief sought is against an opposing party who has been found in default.

4 5. An order of default is being requested with this proposed judgment.

5 6. Service is not required pursuant to subsection 3 of this rule, or by statute, rule, or
6 otherwise.

7 7. This is a proposed judgment that includes an award of punitive damages and notice as
8 been served on the Director of the Crime Victims' Assistance Section as required by
9 subsection (5) of the rule.

10 8. Other: _____
11

12
13 Submitted By:

14 /s/Amy F. Harrington 12/06/17
15 Amy F. Harrington, OSB No. 123363
16 Attorney for Plaintiff
17 GREEN TREE SERVICING LLC
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