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RECEIVED

FEB 17 2021

LINCOLN COUNTY SHERIFF'S OFFICE
NEWPORT, OR

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

S.K.,

Plaintiff,

vs.

GREGORY ALAN KAY,

Defendant.

Case Number 16CV30617

WRIT OF EXECUTION

TO THE SHERIFF OF LINCOLN COUNTY:

On or about May 16, 2018, the Multnomah County Circuit Court awarded judgment in favor of plaintiff and judgment creditor S.K. and against defendant and judgment debtor Gregory Alan Kay. This judgment includes a money award in the principal amount of One Million Dollars (\$1,000,000.00) together with post judgment interest at the legal rate of Nine Percent (9%) per annum.

As of the date this writ was requested, December 8, 2020, the total owing under the judgment is One Million, Two Hundred Thirty One Thousand, Forty One Dollars and Ten Cents (\$1,231,041.10). Simple interest continues to accrue on the principal balance of \$1,000,000.00 from May 16, 2018 at 9% per annum (the equivalent daily interest amount is \$246.57).

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 (subject to redemption), all of the

1 interest Gregory Allan Kay has in the real property described in the attached Exhibit A to satisfy
2 the sum of \$1,231,041.10 due on December 8, 2020 plus simple interest thereafter (accruing on
3 the principal balance of \$1,000,000.00 calculated from May 16, 2018 at the rate of 9% per
4 annum equivalent to a daily interest amount of \$246.57) until paid, and also the costs of and
5 upon this writ and make due return hereon within 60 days after you have received this writ.

6 The mailing address for judgment creditor is c/o Field Jerger LLP, 621 SW Morrison St.
7 #510, Portland, OR 97205.

8 The Real Property consists of three tax lots, with one lot at 5872 Salmon River Highway,
9 Otis, Oregon 97368 (Lincoln County Assessor Tax Lot 06-10-35-AB-01300), one lot at 5876
10 Salmon River Highway, Otis, Oregon 97368 (Lincoln County Assessor Tax Lot 06-10-35-00-
11 00100), and one lot with an unassigned street address (Lincoln County Assessor Tax Lot 06-10-
12 35-AB-01302). The court granted an order authorizing the sale of the Real Property, which was
13 entered on November 13, 2020 in the above captioned matter.

14 WITNESS my hand and seal of the court.



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By:  12/21/2020

Clerk of the Court

Prepared by:

/s/ Jonathan C. Smale
Joseph A. Field, OSB #940710
Email: joe@fieldjerger.com
Jonathan C. Smale, OSB #091518
Email: jonathan@fieldjerger.com
Field Jerger LLP
621 SW Morrison St. #510
Portland, OR 97205
Tel: (503) 228-9115
Fax: (503) 225-0276

Attorneys for Judgment Creditor

EXHIBIT A

Parcel 1

Beginning at the Northeast corner of Section 35, Township 6 South, Range 10 West, of the Willamette Meridian, in the County of Lincoln and State of Oregon, the true point of beginning of the tract herein described as follows: Thence West 1320 feet along the North line of Section 35; thence South 13 deg. 48' West 183 feet; thence north 58 deg. 15' West 239.25 feet to the Southeasterly boundary of the Salmon River State Highway No. 18; thence South 34 deg. 34' West 316 feet along the said highway boundary to the most Northerly point of the tract conveyed by W.M. Dodson to Gilbert Kangiser and wife by deed recorded November 4, 1948 in Book 129 of Deed Records for Lincoln County, Oregon, page 355; thence South 58 deg. 45' East 292 feet; thence South 37 deg. 40' West 650 feet to the Northeasterly line of the Putman tract; thence South 54 deg. 45' East 631.25 feet to the South line of the Northwest 1/4 of the Northeast 1/4 of Section 35; thence South 89 deg. 52' East 1349 feet to the Southeast corner of the Northeast 1/4 of the Northeast 1/4 of Section 35; thence North 1342 feet along the East line of Section 35 to the true point of beginning.

EXCEPTING THEREFROM all that portion lying within Partition 2006-35 and lying within Partition Plat 2012-07, Plat Records of Lincoln County.

Parcel 2

Parcel 2, PARTITION PLAT 2012-07, recorded April 27, 2012 in Plat Records of Lincoln County, Oregon

Parcel 3

Parcel 1, PARTITION PLAT 2012-07 recorded April 27, 2012 in Plat Records of Lincoln County, Oregon; EXCEPTING THEREFROM all that portion conveyed to Jason R. Kay and Angelina D. Kay by Deed recorded June 12, 2013 at Instrument No. 2013-05712, Records of Lincoln County.

ATTACHMENT 2

(Judgment)

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

S.K.,)	
)	Case No.: 16CV30617
Plaintiff,)	
)	GENERAL JUDGMENT
v.)	(MONEY AWARD)
)	
GREGORY ALAN KAY,)	
)	
Defendant.)	

Based on the jury Verdict filed April 25, 2018, it is ADJUDGED:

**MONEY AWARD FOR PLAINTIFF S.K. FOR
COMPENSATORY DAMAGES**

Judgment Creditor	Susan Marie Kay 411 SW 2 nd Ave Suite 200 Portland OR 97204 DOB: 1/6/1990
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Judgment Creditor's Attorneys	Kafoury & McDougal 411 SW 2 nd Ave Suite 200 Portland OR 97204 Ph: (503) 224-2647 Fax: (503) 224-2673
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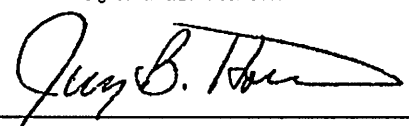
1 Judgment Debtor Gregory Alan Kay
2 SID 6441711
3 2605 State St
4 Salem OR 97310
5 SS No. 541-96-5935

6 Judgment Debtor's Attorney Pro Se

7 Amount of Judgment \$1,000,000

8 Interest on all monies owing in this judgment shall be 9% per annum,
9 simple interest, per ORS 82.010(2)(a), starting from the date of the entry of the
10 Judgment.

11 Dated: _____, 2018.

Signed: 5/15/2018 09:49 AM


Circuit Court Judge Jerry B. Hodson

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13
14 JUDGMENT PREPARED BY:
15 Mark McDougal, OSB #890869
16 411 SW 2nd Ave, Ste 200
17 Portland OR 97204
18 (503) 224-2647
19 Attorneys for Plaintiff
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ATTACHMENT 3
(Order Authorizing Sale on Execution)

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

S.K.,

Plaintiff,

vs.

GREGORY ALAN KAY,

Defendant.

Case Number 16CV30617

ORDER ON: 1) OBJECTION TO
NOTICE OF INTENT TO
DISCHARGE JUDGMENT
LIEN; and 2) MOTION FOR AN
ORDER AUTORIZING THE
SALE OF REAL PROPERTY ON
EXECUTION

The following matters came before the court for hearing on September 11, 2020, the Hon.
Jerry B. Hodson presiding:

1. Judgment Creditor S.K.'s (the "Judgment Creditor") Objection to Gregory Alan Kay's ("Judgment Debtor") Notice of Intent to Discharge Judgment Lien Against Homestead; and
2. Judgment Creditor's Motion for an Order Authorizing the Sale of Real Property on Execution.

The hearing was conducted via teleconference and Joseph A. Field appeared on behalf of the Judgment Creditor and Judgment Debtor Gregory Alan Kay appeared *pro se*. Having reviewed the parties' written submissions and considered their oral argument, and being fully advised in the premise,

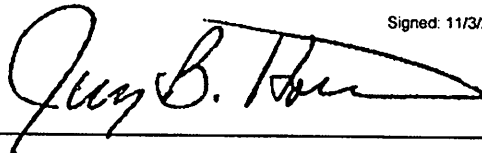
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1 FOR THE REASONS STATED ON THE RECORD AT THE HEARING ON
2 SEPTEMBER 11, 2020, IT IS HEREBY ORDERD THAT:

- 3 1) The Judgment Creditor's Objection to the Judgment Debtor's Notice of Intent to
4 Discharge Judgment Lien is sustained; and
5 2) The Judgment Creditor's Motion for an Order Authorizing the Sale of Real
6 Property on Execution is granted; and
7 i. The sheriff is authorized to levy and execute on Gregory Alan Kay's real
8 property legally described on the attached Exhibit A (the "Subject
9 Property"); and
10 ii. Gregory Alan Kay is entitled to a homestead exemption exempting
11 \$40,000 of proceeds from any execution sale of the Subject Property.

Signed: 11/3/2020 10:43 AM



14 **Circuit Court Judge Jerry B. Hodson**

15 Order submitted by:

16 /s/ Jonathan C. Smale

17 Joseph A. Field, OSB #940710

Email: joe@fieldjerger.com

18 Jonathan C. Smale, OSB #091518

Email: jonathan@fieldjerger.com

19 Field Jerger LLP

20 621 SW Morrison St. #510

Portland, OR 97205

21 Tel: (503) 228-9115

22 Fax: (503) 225-0276

23 Attorneys for Judgment Creditor
24
25
26

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