

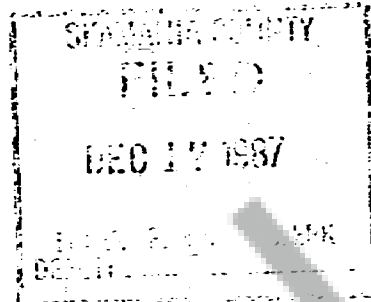
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FILED FOR RECORD
SKAMANIA CO. WASH.
BY DAVID W. CHRISTEL

BOOK 108 PAGE 127

JAN 13 12 14 PM '88

AUDITOR
GARY H. OLSON



IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF SKAMANIA

DORA STEVENSON, a widow, R.
DWAYNE STEVENSON, SHIRLEY A.
CORNELIUS, MARY S. GREGORY,
DOYLE I. STEVENSON and DONALD B.
STEVENSON,

No. 6 8 9 4

Plaintiffs,

PLAINTIFFS' ORDER FOR
SUMMARY JUDGMENT

vs.

WILLIAM H. W. STEVENSON, et ux,
et al,

Defendants.

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Marked	

I. HEARING.

1.1 Date: December 17, 1987.

1.2 Appearances: Plaintiff appeared by David W. Christel of
Blair, Schaefer, Hutchison, Wynne, Potter & Horton. Defendants appeared

1.3 Notice of Hearing: Notice of hearing and plaintiffs'
Motion for Summary Judgment were served on the defendants and Victor
Stevenson at 4435 NE 35th Avenue, Portland, Oregon, 97211--the name and
forwarding address given in the Notice of Intent to Withdraw--by regular
mail, postage prepaid on December 4, 1987, at least thirteen (13) days

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BLAIR, SCHAEFER, HUTCHISON, WYNNE, POTTER & HORTON
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ORIGINAL

1 before hearing, as required by Rule 56(c) and Rule 5(b), as shown by the
2 Affidavit of Mailing submitted on plaintiffs' motion pleadings.

3 1.4 Purpose: To consider plaintiffs' motion for summary
4 judgment.

5 1.5 Evidence: The court considered the following in arriving
6 at its decision:

- 7 (1) Summons;
- 8 (2) Complaint to Quiet Title and Exhibits;
- 9 (3) Motion for Summons by Publication;
- 10 (4) Affidavit in Support of Summons by Publication;
- 11 (5) Order for Publication of Summons;
- 12 (6) Affidavit of Publication;
- 13 (7) Sheriff's Returns of Service on file;
- 14 (8) Answer; Affirmative Defense and Counter-Claim;
- 15 (9) Notice of Intent to Withdraw (defendants' attorney);
- 16 (10) Certificates of Mailing on file;
- 17 (11) Plaintiffs' Motion for Summary Judgment;
- 18 (12) Affidavit of Dora Stevenson In Support of
19 Plaintiffs' Motion for Summary Judgment.

20 II. FINDINGS.

21 The Court having considered the evidence and argument of
22 counsel, finds:

23 2.1 No Issue: There is no genuine issue as to any material
24 fact in this cause.

25 2.2 Judgment: Plaintiffs are entitled to judgment as a
26 matter of law on their complaint and in their favor on defendants'

1 counter-claim.

2 III. ORDER.

3 On the basis of the foregoing findings, it is hereby
4 ORDERED, ADJUDGED and DECREED that judgment be entered herein
5 in favor of the plaintiffs as follows:

6 3.1 The plaintiffs, Dora Stevenson, R.Dwayne Stevenson,
7 Shirley A. Cornelius, Mary Sandra Barnett (fka Mary S. Gregory), Doyle I.
8 Stevenson and Donald B. Stevenson, are hereby deemed and adjudged to be
9 the legal owners, in fee simple entitled to quiet and peaceful possession
10 of the following described real property located in Skamania County,
11 State of Washington, free of any estate, right, title, lien or interest
12 of the defendants and any other party, and each of them, and any and all
13 persons claiming under them, to wit:

14 Government Lot Two (2) and the West half of
15 Government Lot Three (3) in Section Ten (10),
16 Township 1 North, Range 5 East of the Willamette
17 Meridian;
18 Except that part conveyed to Portland and Seattle
19 Railroad Co., by deed recorded October 18, 1905, in
20 Book "I" of Deeds, at Page 270, records of Skamania
21 County, Washington.

22 3.2 The defendants, and each of them, and all persons
23 claiming under them are hereby permanently enjoined from asserting any
24 adverse claim to plaintiffs' title to the real property described in
25 paragraph 3.1 above.

26 3.3 Defendants' counter-claim against the plaintiffs is
dismissed with prejudice and judgment is entered in plaintiffs' favor on
defendants' counter-claim in accordance with the above paragraphs 3.1 and

3.2.
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1 3.4 The Lis Pendens recorded pursuant to this action under
2 Skamania County Auditor's File No. 92755, in Book 79, Page 979 of
3 Records, is hereby cancelled of record in its entirety.

4 DATED this 17th day of December, 1987.

5
6 
7 JUDGE KORBABA

8 Presented by:

9 BLAIR, SCHAEFER, HUTCHISON, WYNNE,
10 POTTER & HORTON

11 By:


12 David W. Christel
13 of Attorneys for Plaintiffs

14
15
16
17 State of Washington } ss
County of Skamania }

18 I, Lorena E. Hollis, County Clerk of the Superior
19 Court of Skamania County, Washington, DO HEREBY
20 CERTIFY that this instrument, consisting of 4
page (s), is a true and correct copy of the original
21 now on file and of record in my office and, as County
Clerk, I am the legal custodian thereof.

22 Signed and sealed at Stevenson, Washington

23 this date: 12-31-87

24 LORENA E. HOLLIS, County Clerk

25 BY 

Deputy

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