

FILED FOR RECORD
SKAMANIA CO. WASH
BY *Knapp O'Dell & Lewis*

JUL 2 12 50 PM '96

Olson
AUDITOR
GARY M. OLSON

SKAMANIA COUNTY
FILED
JUN 27 1996
LORENA E. HOLLIS, CLERK
DEPUTY

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

LEE H. SMITH, as Executor of)
the Estate of June Harris,)
Deceased,)

NO. 94 2 00103 7

Plaintiff,)

JUDGMENT AGAINST
DEFENDANT MARK A. HARRIS

vs.)

MARK A. HARRIS,)

Defendant.)

I. JUDGMENT SUMMARY

A. Judgment Creditor: Lee H. Smith, as Executor of the
Estate of June Harris, Deceased.

B. Judgment Debtor: Mark A. Harris

C. Principal Amount of Judgment: \$41,143.39

D. Interest to Date of Judgment:

E. Attorney's Fees: \$350.00

F. Costs: 0

G. Judgment, including attorney fees, costs and all other
recovery amounts shall bear interest at twelve (12%) percent
per annum.

H. Attorney for Judgment Creditor: Shawn R. MacPherson

I. Attorney for Judgment Debtor: L. Eugene Hanson

//

//

Reviewed
Indexed, Dir
Indirect
Filmed
Mailed

II. ORDER

This matter came before the Court on May 16, 1996, upon motion by the plaintiff, Lee H. Smith, as Executor of the Estate of June Harris, Deceased, for entry of a money judgment against Mark A. Harris. The Court considered the default judgment entered against defendant Mark A. Harris on December 15, 1994. The amount of the judgment was not certain as of the date of entry and entry of a money judgment was reserved.

By the terms of the default judgment entered on said date, the defendant was ordered to pay to plaintiff, as executor, all funds belonging to the Estate of June Harris, Deceased, as shown by an accounting. The plaintiff, as executor of the Estate of June Harris, Deceased, was to have a money judgment against the defendant Mark A. Harris for the amount shown by such accounting to be due and owing to the Estate of June Harris, Deceased, which sums would be deemed to have been misappropriated by the defendant.

The defendant Mark A. Harris has failed to account for the following funds and the total thereof shall act as a money judgment against said defendant:

A. Disability proceeds:	\$2,868.00
B. Funds in unnamed trust account:	\$13,464.23
C. Unsubstantiated payments:	\$24,811.16
Total:	\$41,143.39

The Court finds the defendant held a fiduciary duty to June Harris as her attorney in fact and failed to meet said

1 duty by engaging in fraud through the misappropriation of the
2 above-mentioned funds.

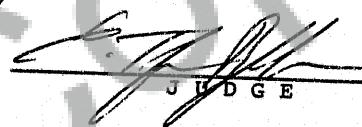
3 The Court having considered the pleadings filed in this
4 action, and all records and files herein, and the Court being
5 fully advised in the premises, now, therefore,

6 IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:


7 1. The plaintiff Lee H. Smith, as Executor of the Estate
8 of June Harris, Deceased, shall have judgment against the defendant
9 Mark A. Harris in the amount of \$41,143.39. Said judgment shall
10 bear interest at the rate of twelve (12%) percent per annum
11 until paid.

12 2. Plaintiff Lee H. Smith, as Executor of the Estate of
13 June Harris, Deceased, shall have judgment against defendant
14 Mark A. Harris in the amount of \$350.00 for a reasonable attorney's
15 fee incurred in bringing this action.

16 DATED this 27th day of June, 1996.


J U D G E

17 Presented by:

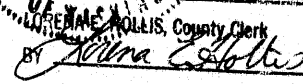
18 
19 Shawn R. MacPherson, WSB #22842, of
20 Knapp, O'Dell & Lewis, Attorneys
21 for Plaintiff.

22 State of Washington
23 County of Skamania
24 I, Lorena E. Hollis, County Clerk of the Superior
25 Court of Skamania County, Washington, DO HEREBY
26 CERTIFY that the foregoing consists of 3
page (s), is a true and correct copy of the original
now on file and on hand in my office and, as County
Clerk, I am the legal custodian thereof.

24 Approved as to form and consent to
25 entry given this _____ day of
26 _____, 1996.

27 this date: June 27, 1996

28 L. Eugene Hanson, WSB # _____
29 Attorney for Defendant Mark A. Harris.

30 
31 LORENA E. HOLLIS, County Clerk
32 BY _____ Deputy