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

THREE RIVERS LANDOWNERS
ASSOCIATION, a nonprofit corporation,

Plaintiff,

v.

JEFFERSON COUNTY, a political
subdivision of the state of Oregon; Ralph
DeMonte, trustee of the DeMonte Family
Trust; Allen Trust Company, Trustee of
the Herbert H. Anderson and Barbara B.
Anderson Revocable Trust,

Defendants.

Case No. 16CV26227

**PLAINTIFF’S MOTION FOR
EXTENSION OF TIME TO FILE
RULE 62 MOTION**

**Expedited Consideration
Requested**

MOTION

Pursuant to ORCP 62 B, ORCP 62 D, ORCP 10 B, and ORCP 14 D, Plaintiff
Three Rivers Landowners Association seeks an additional 20 days through June 29,
2020 in which to file and serve any objections to the Court’s findings and request for
other different or additional special findings.

This request is made for good cause because, when the Court’s decision was
filed, Plaintiff’s counsel was preparing for and then tried the case of *Burris v. Gillen,*
et al, Crook County Case No. 19CV49798 on June 1-2, 2020. That trial is being
concluded on June 10, 2020 after oral arguments. Thus, Plaintiff’s counsel on this
matter has not had the time to consider whether to prepare and submit a Rule 62
request for different or additional special findings.

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PETERKIN BURGESS
222 NW Irving Avenue
Bend, OR 97703
(541) 389-2572

1 Plaintiff's counsel conferred with Defendants' counsel. Mr. DeMonte's counsel
2 is not taking a position yet and counsel for the County does not object to this request
3 for extension of time.

4
5 DATED this 8 day of June, 2020.

6 **PETERKIN BURGESS**

7 s/ Michael W. Peterkin
8 MICHAEL W. PETERKIN
9 OSB # 823670
10 mwp@peterkinburgess.com
11 Of Attorneys for Plaintiff

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CERTIFICATE OF SERVICE

I hereby certify that I served on the date set forth below the foregoing **PLAINTIFF'S MOTION FOR EXTENSION OF TIME TO FILE RULE 62 MOTION** on the following counsel by the following indicated method(s):

Gregory S. Hathaway
Hathaway Larson LLP
1331 NW Lovejoy Street, Suite 950
Portland, OR 97209

Tim Elliott
Elliott Riquelme & Wilson, LLP
1133 NW Wall Street, Suite 105
Bend, OR 97703

- E-mail to Hathaway only
- Facsimile communication device to Elliott Only
- First-class mail, postage prepaid
- Hand-delivery
- E-File

DATED June 8, 2020.

PETERKIN BURGESS

s/Michael W. Peterkin
MICHAEL W. PETERKIN
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Of Attorneys for Plaintiff