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

DALLAS A. MARCKX and ELAINE W.
MARCKX,

Plaintiff,

vs.

MARION COUNTY, by and through its
BOARD OF COMMISSIONERS,

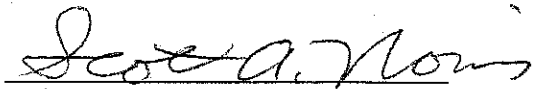
Defendant.

) Case No.: 05C-16356

) DEFENDANT'S CONFESSION OF JUDGMENT

Pursuant to ORCP 54 E, defendant hereby offers to allow judgment against defendant and in favor of plaintiffs whereby defendant agrees to withdraw order 05-69, issue a new order consistent with the terms of the state's Measure 37 order in plaintiffs' case (claim no. M119935), and permit plaintiffs to apply for their desired land use in accordance with the state's Measure 37 order, plus costs, disbursements, and attorney fees incurred by plaintiffs between the commencement of this case and the acceptance of this offer.

DATED: Sept. 22, 2005.



Scott A. Norris, OSB #91383
snorris@co.marion.or.us
Assistant County Counsel
Of Attorneys for Defendant

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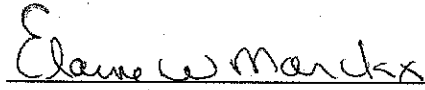
Marion County Legal Counsel
555 Court Street NE
P.O. Box 14500
Salem, Oregon 97309
FAX: (503) 373-4367
Telephone: 588-5220

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Defendant's Offer to Allow
Judgment is hereby accepted:

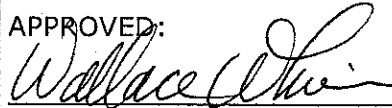


Dallas A. Marckx



Elaine W. Marckx

APPROVED:



Wallace W. Lien, OSB #79301
Attorney for Plaintiff

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