

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON**

UNITED STATES OF AMERICA,

Plaintiff,

v.

**RIVERCLIFF FARM, INC.,
RONALD B. TALMAGE,
ANNETTE C. TALMAGE,
NEW CENTURY PROPERTIES LTD., and
MULTNOMAH COUNTY,**

Defendants.

Case No. 3:16-cv-1248-SI

**TEMPORARY RESTRAINING ORDER
RESTRICTING USE OF AND ACCESS
TO RIVER CLIFF PROPERTY**

Michael H. Simon, District Judge.

Having read and considered the United States’ motion, and for good cause shown, the Court hereby GRANTS the motion of the United States for a temporary restraining order.

It is hereby ORDERED that any and all principals and/or agents of RiverCliff Farm, Inc. (“RFI”) are prohibited from committing waste on or removing any property from, or allowing any other person to commit waste on or remove any property from, the real property located in Multnomah County with a street address of 35701 N.E. Chamberlain Road, Corbett, Oregon, 97019, bearing Multnomah County Property ID Number R322308 and described more particularly as follows:

A tract of land in Section 27, Township 1 North, Range 4 East of the Willamette Meridian in the County of Multnomah and State of Oregon, described as follows:

Beginning at a point in the centerline of Chamberlain Road (County Road No. 1427), which point is 817 feet West of (when measured at right angles to) the East line of Section 27; thence North $1^{\circ}07'21''$ East parallel to the East line of said section, a distance of 1053.81 feet to the Southeast corner of that tract described in deed to Mary Pletz, et al, recorded May 26, 1960 in Book 2011, Page 111, Deed Records; thence South $89^{\circ}22'20''$ West along the South line of said Pletz tract, 1657.16 feet to the most Westerly corner of said tract; thence South $73^{\circ}28'17''$ West, 52.00 feet; thence South 1351.95 feet to a point in the centerline of Chamberlain Road; thence along said centerline on the arc of a 1432.5 foot radius curve to the right (the chord of which bears North $86^{\circ}36'23''$ East, 138.19 feet), a distance of 138.24 feet; thence North $89^{\circ}22'$ East, 193.28 feet; thence on the arc of a 716.3 foot radius curve to the left (the chord of which bears North $81^{\circ}22'$ East, 199.38 feet), a distance of 200.00 feet; thence North $73^{\circ}22'$ East, 54.41 feet; thence on the arc of a 955.0 foot radius curve to the right (the chord of which bears North $77^{\circ}54'$ East, 150.96 feet), a distance of 151.11 feet; thence North $82^{\circ}27'$ East, 274.89 feet; thence on the arc of a 1432.5 foot radius curve to the left (the chord of which bears North $76^{\circ}37'$ East, 290.36 feet), a distance of 290.83 feet; thence North $70^{\circ}48'$ East, 427.00 feet to the point of beginning.

IT IS FURTHER ORDERED that John Wadsworth, Kory Talmage, and Richard Stanczyk are barred from accessing the real property referenced in this Order, pending further Order of the Court.

NOTHING IN THIS ORDER, HOWEVER, restrains Mr. Paul Peek, from continuing to perform regular maintenance in the ordinary course on the real property referenced in this Order.

This Order is entered pursuant to Rule 65(b) of the Federal Rules of Civil Procedure. It shall expire on July 22, 2016, at 4:30 p.m., if not extended by further Order of the Court.

Pursuant to Rule 65(c), the United States is not required to give security.

IT IS SO ORDERED.

DATED this 8th day of July, 2016, at 4:30 p.m.

/s/ Michael H. Simon
Michael H. Simon
United States District Judge