

Application for a Permit to Use Surface Water



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
503-986-0900
www.oregon.gov/OWRD

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME Hillsboro Landfill Inc.; Attn: Nicholas Godfrey			PHONE (HM)
PHONE (WK) 503-435-9248	CELL	FAX	
MAILING ADDRESS 3205 SE Minter Bridge Rd			
CITY Hillsboro	STATE OR	ZIP 97123	E-MAIL * ngodfrey@wm.com

Organization

NAME			PHONE	FAX
MAILING ADDRESS			CELL	
CITY	STATE	ZIP	E-MAIL *	

Agent – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME Ted Ressler, RG, CWRE / Summit Water Resources LLC			PHONE 503-967-7050 x204	FAX
MAILING ADDRESS 4784 SE 17th Avenue, Suite 111			CELL 503-701-4535	
CITY Portland	STATE OR	ZIP 97202	E-MAIL * TRESSLER@SUMMITWR.COM	

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and final order documents will also be mailed.)

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By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot legally use water until the Water Resources Department issues a permit.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I receive a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to receive water to which they are entitled.

I (we) affirm that the information contained in this application is true and accurate



	Nicholas Godfrey; Snr District Manager	10/07/2024
Applicant Signature	Print Name and Title if applicable	Date
_____	_____	_____
Applicant Signature	Print Name and Title if applicable	Date

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- NO, because water is to be diverted, conveyed, and/or used only on federal lands.

Affected Landowners: List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

NA

Legal Description: You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

PROVIDED IN ATTACHMENT 3

SECTION 3: SOURCE OF WATER

A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into (if unnamed, say so), and the locations of the point of diversion (POD):

Source 1: Victor S Madden Reservoir	Tributary to: Unnamed Stream > Tualatin River
TRSQQ of POD: Reservoir Outlet – Located 3,169 feet North and 982 feet West from the SE Corner of Section 7 (SENE), Township 1 South, Range 2 West (WM)	
Source 2: Victor S Madden Reservoir	Tributary to: Unnamed Stream > Tualatin River
TRSQQ of POD: Pump POD – Located 3,100 feet North and 800 feet West from the SE Corner of Section 7 (SENE), Township 1 South, Range 2 West (WM).	

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

Victor S. Madsen Reservoir: Certificate 97681 (see Transfer T-14508)

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B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in Section 3A above?

Yes. No. (Enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.)

If *all* sources listed in Section 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the T,R,S,QQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:

https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/

If you need help to determine in which area the proposed POD is located, please call the customer service desk at (503) 986-0900.

Upper Columbia - OAR 690-033-0115 thru -0130

Is the POD located in an area where the Upper Columbia Rules apply?

Yes No

If yes, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

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For Department Use: App. Number: _____

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

Lower Columbia - OAR 690-033-0220 thru -0230

Is the POD located in an area where the Lower Columbia rules apply?

Yes No

If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, provide the following information (the information must be provided with the application to be considered complete).

Yes No The proposed use is for more than **one** cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

Statewide - OAR 690-033-0330 thru -0340

Is the POD located in an area where the Statewide rules apply?

Yes No

If yes, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve "no loss of essential habitat of threatened and endangered (T&E) fish species," or "no net loss of essential habitat of sensitive (S) fish species." If conditions cannot be identified that meet the standards of no loss of essential T & E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

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SECTION 5: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):
 (1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Victor S. Madsen Reservoir	Wetland Enhancement and Industrial Use	1/1-12/31	111.0 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated.
 Primary: _____ Acres Supplemental: _____ Acres Nursery Use: _____ Acres
 If supplemental acres are listed, provide the Permit or Certificate number of the underlying primary water right(s):
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season: _____

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households:
- If the use is **mining**, describe what is being mined and the method(s) of extraction:

SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your source?

- Pump (give horsepower and type): **Trailer-mounted 50 HP centrifugal pump (Pump POD)**
- Other means (describe): **18-inch outlet control structure for the reservoir (Reservoir Outlet)**

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

The reservoir and Reservoir Outlet diversion works are already constructed (see Certificate 97681). The diversion pump used at the Pump POD is a trailer mounted pump system located on the bank of the reservoir. Stored water will be either released from the Reservoir Outlet for wetland enhancement of a linked system of constructed wetlands downgradient of the reservoir (Phase 1 & Phase 2 wetlands), or will be withdrawn at the Pump POD and conveyed by water trucks for wetland enhancement of additional constructed wetlands (Phase 3 wetlands) or for industrial use (dust control) at the facility.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

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Water released from the Reservoir Outlet will flow by gravity to the Phase 1 & Phase 2 wetlands for wetland enhancement use. Water for wetland enhancement of the Phase 3 wetlands and water for industrial use (dust control) will be applied by water trucks.

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

The amount of water requested is the volume of water authorized for storage under Certificate 97681; the volume of water diverted will be limited to the volume of water being stored by the applicant under this existing water right. Water will be diverted in the amount needed for wetland enhancement and industrial use, which will provide efficient use and help to prevent runoff and adverse impacts to aquatic life, riparian habitat, or public uses of surface water.

SECTION 7: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources:

- Diversion will be screened per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.
Describe planned actions: **Screening of the intake for the Pump POD is planned to prevent damage to the pumping equipment and minimize debris within the water conveyance system. If ODFW approved fish screening is required, ODFW will be contacted to confirm that the fish screening meets ODFW specifications.**
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.
Describe planned actions and additional permits required for project implementation: **The source of water for this application is stored water from an existing, off-channel reservoir (Victor S. Madsen Reservoir, Certificate 97682). No excavation or clearing of banks will be required to divert water for use as requested by this application.**
- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe planned actions and additional permits required for project implementation: **The source of water for this application is stored water from an existing, off-channel reservoir. No in-water work is anticipated as part of the water use requested by this application.**
- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe planned actions: **Water will be applied only in the amounts needed to satisfy project needs while using water efficiently and minimizing erosion and runoff.**
- List other federal and state permits or contracts to be obtained, if a water right permit is granted.

SECTION 8: PROJECT SCHEDULE

- a) Date construction will begin: **Within 5 years of permit issuance**

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- b) Date construction will be completed: **Within 5 years of permit issuance**
- c) Date beneficial water use will begin: **Within 5 years of permit issuance**

SECTION 9: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application. (*Attach additional sheets if necessary*).

The storage right associated with Victor S. Madsen Reservoir, Certificate 97681, authorizes a total storage volume of 111.0 for Wetland enhancement. The water right holder recently submitted a transfer application (T-14508 requesting to change the authorized purpose of storage under this right to be 111.0 AF for multipurpose storage.)

There is an existing secondary right associated with Victor S. Madsen Reservoir, Certificate 97682. An Affidavit of Voluntary Cancellation for Certificate 97682 is included with this application (Attachment 5). The applicant requests that the Department cancel Certificate 97682 simultaneously with the issuance of a permit resulting from this application.

Attachment List:

- Attachment 1 Minimum Requirements Checklist
- Attachment 2 Land Use information Form
- Attachment 3 Legal Description of Property
- Attachment 4 Map
- Attachment 5 Affidavit of Cancellation

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Attachment 1
Minimum Requirements Checklist

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Resource Protection
- SECTION 8: Project Schedule
- SECTION 9: Within a District
- SECTION 10: Remarks

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Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$2,166.00
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- Map that includes the following items:
 - Permanent quality and drawn in ink
 - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - North Directional Symbol
 - Township, Range, Section, Quarter/Quarter, Tax Lots
 - Reference corner on map
 - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
 - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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Attachment 2
Land Use Information Form

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and used on federal lands only; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a. The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b. The application involves a change in place of use only;
 - c. The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d. The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

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Land Use Information Form



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900
 www.oregon.gov/OWRD

NAME Hillsboro Landfill, Inc.; Attn: Nicholas Godfrey				PHONE 503-435-9248	
MAILING ADDRESS 3205 SE Minter Bridge Rd					
CITY Hillsboro		STATE OR	ZIP 97123	EMAIL ngodfrey@wm.com	

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation	Water to be:			Proposed Land Use:
1S	2W	7	SENE	3500	VAC	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Wetland Enhancement and Industrial Use
1S	2W	7	SWNE, SENE, NESW, NWSE, NESE, SESE	1200	COM	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Wetland Enhancement and Industrial Use
1S	2W	8	NWSW, SWSW	1200	COM	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	7	NESW, NWSE, NESE, SESW, SWSE, SESE	1100	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Wetland Enhancement and Industrial Use
1S	2W	7	SWSW, SESW	1000	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Wetland Enhancement
1S	2W	18	NWNW, NENW, NWNE, NENE, SWNE, SWNW, SENW	1000	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Wetland Enhancement and Industrial Use
1S	2W	7	SESE	1400	COM	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	8	SWSW	1400	COM	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	7	SESE	1500	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	7	SESE	1600	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	8	SWSW	1600	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use

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1S	2W	7	SESE	2800	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	18	NENE	2800	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	7	SESE	2801	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	8	SWSW	2801	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use
1S	2W	18	NENE	1091, 500, 400, 401, 300, 200, 100	AGR	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Industrial Use

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Washington County

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

Type of application to be filed with the Oregon Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Exchange of Water
 Allocation of Conserved Water

Source of water:
 Reservoir/Pond
 Ground Water
 Surface Water (name) _____

Estimated quantity of water needed: 111.0
 cubic feet per second
 gallons per minute
 acre-feet

Intended use of water:
 Irrigation
 Commercial
 Industrial
 Domestic for _____ household(s)
 Municipal
 Quasi-Municipal
 Instream
 Other: Wetland Enhancement

Briefly describe:

The applicant is requesting to use water under an existing water right (Certificate 97681) for industrial and wetland enhancement uses in conjunction with standard landfill operations. No physical changes to the existing water system will occur with this water right transaction.

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____

Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:
CONDITIONAL USE PERMIT	L9000684-SU/D	<input checked="" type="checkbox"/> Obtained <input type="checkbox"/> Being Pursued <input type="checkbox"/> Denied <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Being Pursued <input type="checkbox"/> Denied <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Being Pursued <input type="checkbox"/> Denied <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Being Pursued <input type="checkbox"/> Denied <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land use concerns or make recommendations to the Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.

Facility has been operating on site for several decades with appropriate land use approvals.

Name: MAITREYEE SINHA Title: SENIOR PLANNER
 Signature: *M. Sinha* Date: 11-18-24
 Governmental Entity: WASHINGTON COUNTY Phone: 503 846 3835

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:
 Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____

Staff Name: _____ Title: _____

Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____

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Attachment 3
Legal Description of Property



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FORM No. 159—ACKNOWLEDGMENT BY ATTORNEY-IN-FACT.

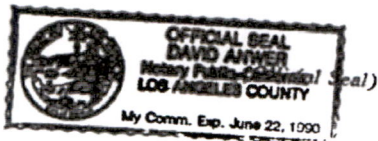
STATE OF ~~OREGON~~ CALIFORNIA

County of *Los Angeles* } ss.

On this the *21* day of August

, 1989 personally appeared

Rosi Goldsmith who, being duly sworn (or affirmed), did say that ^She is the attorney in fact for Beverly Goldsmith Blum and Susan Goldsmith Liebman and that he executed the foregoing instrument by authority of and in behalf of said principal; and ^She acknowledged said instrument to be the act and deed of said principal.



Before me:

[Signature]

(Signature)

NOTARY FOR STATE OF CALIFORNIA

(Title of Officer)

[Signature]



TICOR TITLE INSURANCE

91057538
Washington County

STATUTORY SPECIAL WARRANTY DEED

BEVERLY GOLDSMITH BLUM and SUSAN GOLDSMITH LIEBMAN
who took title as Susan E. Goldsmith and Beverly E. Goldsmith, Grantor
conveys and specially warrants to HILLSBORO LANDFILL, INC., an Oregon Corporation, Grantee,
the following described real property free of encumbrances created or suffered by the grantor except as specifically
set forth herein:

See Exhibit "A" for legal description.
See Exhibit "B" for encumbrances.

34-152069-15

TICOR TITLE INSURANCE COMPANY HAS RECORDED THIS INSTRUMENT BY REGISTRY AS AN ACCOMMODATION ONLY AND HAS NOT EXAMINED IT FOR REGULARITY AND ACCURACY OR AS TO ITS EFFECT UPON THE TITLE TO ANY REAL PROPERTY THAT MAY BE DESCRIBED THEREIN.

Received
DEC 05 2024
OWRD

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true consideration for this conveyance is \$ 75,000.00

(Here comply with the requirements of ORS 93.050)

DATED this 21 day of August 19 89.

Beverly Goldsmith Blum
Beverly Goldsmith Blum

Susan Goldsmith Liebman
Susan Goldsmith Liebman

By: Rosi Goldsmith as Attorney in fact

By: Rosi Goldsmith as Attorney in fact

STATE OF OREGON, County of _____)ss.

CORPORATE ACKNOWLEDGMENT
STATE OF OREGON, County of _____)ss.

The foregoing instrument was acknowledged before me this _____ day of _____ 19 _____ by _____

The foregoing instrument was acknowledged before me this _____ day of _____ 19 _____ by _____ and _____ of _____

a corporation, on behalf of the corporation.

SEAL

Notary Public for Oregon
My commission expires:

Notary Public for Oregon
My commission expires:

SEAL

Title Order No. 368987
Escrow No. 89-4-0998

After recording return to:
Hillsboro Landfill, Inc.
3205 S. E. Minter Bridge Rd.
Hillsboro, Oregon 97123
NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address:
Hillsboro Landfill, Inc.
same as above

TI 85 - 9/85

NAME, ADDRESS, ZIP

THIS SPACE RESERVED FOR RECORDER'S USE

1-4

Received
DEC 05 2024

OWRD

PARCEL I:

A part of the Henry Noland, Jr. Donation Land Claim No. 68, Township 1 South, Range 2 West of the Willamette Meridian, generally described in a Bargain and Sale Deed to Beverly E. Goldsmith, as recorded in Book 1064, page 250, Deed Records of Washington County, Oregon.

Commencing at a 2" brass Berntsen type disc marking the most Westerly Northwest corner of the above referenced Donation Land Claim No. 68, said point being the point of beginning; thence North $39^{\circ}00'00''$ East 585.42 feet along the West line of said Donation Land Claim No. 68 to the South line of that property deeded and recorded in Book 365, page 345, Deed Records of Washington County; thence South $70^{\circ}14'48''$ East 1096.92 feet along said South line; thence South $41^{\circ}57'41''$ West 691.02 feet; thence the right having a radius of 50.00 feet through a central angle of $110^{\circ}19'11''$ the long chord of which bears South $53^{\circ}54'22''$ East 82.08 feet to a point of compound curve concave to the right having a radius of 15.00 feet through a central angle of $116^{\circ}40'40''$ the long chord of which bears South $50^{\circ}44'02''$ East 25.54 feet to the West line of an ingress and egress easement hereinafter described; thence South $6^{\circ}01'52''$ West 91.00 feet along said West line to the North line of TOWELL ACRES, a subdivision; thence North $83^{\circ}58'08''$ West 1163.42 feet along said North line to the West line of the above referenced Donation Land Claim No. 68; thence North $00^{\circ}04'15''$ West 465.49 feet to the point of beginning.

PARCEL II:

An access easement for the purposes of ingress and egress over and across that part of the Henry Noland, Jr. Donation Land Claim No. 68, Township 1 South, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, described in a Bargain and Sale Deed to Beverly E. Goldsmith as recorded in Book 1064, page 250, Deed Records of Washington County, Oregon.

The lines of said easement are described by the following bearings and distances type description:

Commencing at a 2" brass Berntsen type disc marking the most Westerly Northwest corner of the above reference Donation Land Claim No. 68; thence South $00^{\circ}04'15''$ East 465.49 feet along the West line of said Donation Land Claim No. 68; thence South $83^{\circ}58'08''$ East 1163.42 feet along the North line of TOWELL ACRES, a subdivision to the true point of beginning; thence North $6^{\circ}01'52''$ East 91.00 feet; thence South $83^{\circ}58'08''$ East 60.00 feet; thence South $6^{\circ}01'52''$ West 91.00 feet to said North line of TOWELL ACRES; thence North $83^{\circ}58'08''$ West 60.00 feet along said North line to the true point of beginning. 3

EXHIBIT "B"

1. Taxes for the fiscal year 1989-90, a lien not yet payable.
2. The assessment roll and the tax roll disclose that the within described premises were specially zoned or classified for Farm use. If the land has become or becomes disqualified for such use under the statute, an additional tax or penalty may be imposed.
3. An easement created by instrument, including the terms and provisions thereof;
 - Recorded : June 4, 1980 as Fee No. 80019944
 - Favor of : City of Beaverton, a municipal corporation
 - For : Water transmission pipe lines
 - Affects : The Northerly 30 feet

Received

DEC 05 2024

OWRD

STATE OF OREGON

County of Washington

} SS

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio Recorder of Conveyances for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.

Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

Doc : 91057538

Rect: 64004

48.00

10/15/1991 02:34:00PM

94 073530

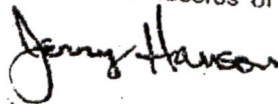
Washington County

Page 1 of 3

Received
DEC 05 2024
OWRD

STATE OF OREGON }
County of Washington } SS

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.



Jerry R. Hanson, Director of
Assessment and Taxation, Ex-
Officio County Clerk

Doc : 94073530
Rect: 127727
08/09/1994 10:34:32AM 100.00



Recorded By
First American Title Insurance Company of Oregon
No. 750431

Title Order No. 750431
Escrow No. 93160946

After recording return to:
Hillsboro Landfill, Inc.
3205 Minter Bridge Road
Hillsboro, OR 97123
Until a change is requested all tax statements
shall be sent to the following address.
Hillsboro Landfill, Inc.
3205 Minter Bridge Road
Hillsboro, OR 97123

STATUTORY WARRANTY DEED

62 820 10

Baker Rock Crushing Co., an Oregon Corporation, Grantor, conveys and warrants to Hillsboro Landfill, Inc., an Oregon corporation, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

AS DESCRIBED IN THE ATTACHED EXHIBIT "A", INCORPORATED AND MADE A PART HEREOF

This property is free of liens and encumbrances, EXCEPT: 1994-95 taxes, a lien not yet payable

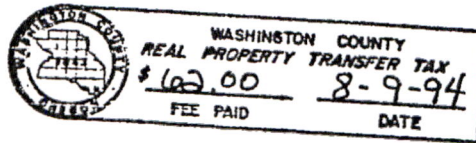
THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

the true consideration for this conveyance is \$ 62,000.00 (Here comply with the requirements of ORS 93.030)

Dated this 8 day of August, 1994

Baker Rock Crushing Co., an Oregon Corporation

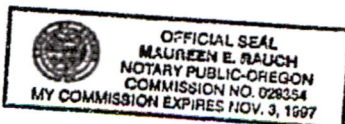
BY: Gary T. Baker
Gary T. Baker, President



Received
DEC 05 2024
OWRD

STATE OF OREGON }
County of Multnomah } SS:

This instrument was acknowledged before me on July, 1994, by Gary T. Baker as President of BAKER ROCK CRUSHING CO. a corporation, on behalf of the corporation.



Maureen E. Rauch
Notary Public for Oregon
My Commission Expires 11/03/97

2

EXHIBIT "A"

The following described portion of that tract of land in Sections 7 and 8, Township 1 South, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, conveyed to Harvey E. Baker, et ux, by deed recorded in Book 268, page 19, Washington County, Oregon, Deed Records:

Beginning at the Northeast corner of said Baker tract a point in the center of Minter Bridge Road (County Road No. 139) and running thence North $78^{\circ}09'30''$ West along the Northerly line of said Baker tract, being also the Southerly line of that tract of land conveyed to Lloyd L. Larsen, et ux, by deed recorded in Book 317, page 136, said Deed Records, and a Northwesterly extension thereof, 473.01 feet; thence South $10^{\circ}43'$ West parallel with the Easterly line of said Baker tract, 200.00 feet; thence South $78^{\circ}09'30''$ East 473.01 feet to the Easterly line of said Baker tract; thence North $10^{\circ}43'$ East along said Easterly line, 200.00 feet to the point of beginning.

Received

DEC 05 2024

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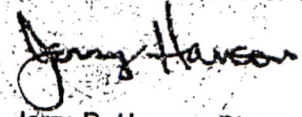
Washington County

Page 1 of 3

Received
DEC 05 2024
OWRD

STATE OF OREGON }
County of Washington } SS

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county:



Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

Doc : 94073532
Rect: 127727 226.00
08/09/1994 10:34:33AM



Title Order No. 750
Escrow No. 93160945

After recording return to:
Hillsboro Landfill, Inc.
3205 SE Minter Bridge Road
Hillsboro, OR 97123
Until a change is requested all tax statements
shall be sent to the following address.
Hillsboro Landfill, Inc.
3205 SE Minter Bridge Road
Hillsboro, OR 97123

Recorded By
First American Title Insurance Company of Oregon
No. 75092

Received
DEC 05 2024
OWRD

STATUTORY WARRANTY DEED

820
821

HARDROCK ENTERPRISES, a partnership consisting of VIOLET L. BAKER, JANICE C. BAKER-CARLSON and GARY T. BAKER, Grantor, conveys and warrants to HILLSBORO LANDFILL, INC., an Oregon corporation, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

AS DESCRIBED IN THE ATTACHED EXHIBIT "A", INCORPORATED AND MADE A PART HEREOF

This property is free of liens and encumbrances, EXCEPT: 1994-95 taxes, a lien not yet payable; Farm Use Tax Deferral;

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

the true consideration for this conveyance is \$ 188,000.00 (Here comply with the requirements of ORS 93.030) PAID TO AN ACCOMMODATOR PURSUANT TO AN IRS 1031 EXCHANGE.

Dated this 8 day of ^{August} ~~July~~, 1994.

HARDROCK ENTERPRISES, a partnership

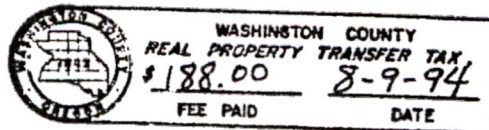
By: Violet L. Baker
Violet L. Baker, Partner

By: Gary T. Baker
Gary T. Baker, Partner

By: Janice C. Baker-Carlson
Janice C. Baker-Carlson, Partner

STATE OF OREGON
County of Multnomah

} SS:



This instrument was acknowledged before me on July, 1994, by Violet L. Baker, Janice C. Baker-Carlson and Gary T. Baker, partners of HARDROCK ENTERPRISES.



Maureen S. Raugh
Notary Public for Oregon
My Commission Expires 11/03/97

EXHIBIT "A"

PARCEL I:

Beginning at an iron post on the Southerly line of the Henry Noland, Jr., Donation Land Claim No. 68, Township 1 South, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, which beginning point is also on the Southerly line of that tract of land conveyed to Fred Walters by deed as recorded at page 129 of Volume 237 of Washington County Deed Records, said beginning point being South 48°58' East 56.5 feet from the Westerly Southwest corner of said Donation Land Claim; thence from the above described point of beginning on the Southerly line of said Walters tract South 48°58' East 470.3 feet to an iron pipe in place at the Southerly Southwest corner of said Walters tract; thence continuing on the Southerly line of said Walters tract South 77°49' East 484.0 feet; thence North 10°20' East parallel to the Easterly line of said Walters tract 227.2 feet; thence North 77°49' West parallel to the Southerly line of said Walters tract 888.8 feet to the point of beginning.

PARCEL II:

Beginning at the corner of Sections 7, 8, 17 and 18, Township 1 South, Range ^{2 West} ~~1 East~~ of the Willamette Meridian, in the County of Washington and State of Oregon; and running thence North 9°30' East 4.39 chains; thence North 78°15' West 11.40 chains to the Southwest boundary of the Henry Noland, Jr., Donation Land Claim; thence North 49°40' West along said boundary to the East boundary of the George Sigler Donation Land Claim; thence South 5°21' East along said boundary to a point 6.28 chains, South of the line between Sections 7 and 18; the aforesaid last mentioned point being the Northwest corner of a tract of land conveyed to W.L. Crocker to Louis Nelson by deed dated May 15, 1893, and recorded on page 175 in Book 37, Records of Deeds for Washington County, Oregon; thence South 89°42' East 14.65 chains to the line between Sections 17 and 18 aforesaid; thence North along the said line 6.25 chains to the point of beginning.

EXCEPTING THEREFROM that portion as described in deed to Homer H. Baker recorded July 9, 1955 in Book 559, page 710.

Received
DEC 05 2024
OWRD

STATE OF OREGON

County of Washington

SS

I, Jerry B. Henson, Director of Assessment and Taxation and Eschscholtz County Clerk for said County, do hereby certify that the within instrument has been received and recorded in the books of said county.



Jerry B. Henson, Director of Assessment and Taxation, Eschscholtz County Clerk

Doc : 95008937

Rect: 138089

^2/09/1995 02:23:57PM

43.00

Received

DEC 05 2024

OWRD

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15
8
20

Return to:
HILLSBORO LANDFILL INC.
3205 SE MINTERBRIDGE RD
HILLSBORO, OR 97123

Until a change is requested,
sent all tax statements to:

HILLSBORO LANDFILL INC.
3205 SE MINTERBRIDGE RD
HILLSBORO, OR 97123

Received

DEC 05 2024

Luigi

OWRD

STATUTORY WARRANTY DEED

CALVIN KRAHMER, SALLY KRAHMER and DAVID E. KRAHMER,
Grantors, convey and warrant to HILLSBORO LANDFILL, INC., an
Oregon corporation, Grantee, the following-described real
property free of encumbrances except as specifically set forth
herein:

The real property described on the attached Exhibit "A" and
by reference made a part hereof.

ENCUMBRANCES

- (1) Statutory powers of the Tualatin Valley Irrigation District;
- (2) Rights of the public in streets, roads and highways;
- (3) Rights of the public and governmental bodies in and to any portion of the premises lying below the high water mark of Tualatin River, including ownership rights which may be claimed by the State of Oregon below the high water mark;
- (4) Any adverse claim based upon the assertion that said land or any part thereof is now or at any time has been below the ordinary high water mark of the Tualatin River, some portion of said land has been created by artificial means or has accreted to such portion so created, or some portion of said land has been brought within the boundaries thereof by an avulsive movement of the Tualatin River or has been formed by an accretion to any such portion; and
- (5) Encumbrances permitted or suffered by the Grantee.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Page 1. Statutory Warranty Deed The true consideration for this conveyance is \$225,000.00

2

The true consideration for this conveyance is \$ 225,000.00

This Deed is given in fulfillment of that Land Sale Contract between the parties dated April 24, 1991. Recorded in Fee#91-2405

Dated this 10th day of ^{May} ~~April~~, 1991.

Calvin Krahmer
Calvin Krahmer

Sally Krahmer
Sally Krahmer

David E. Krahmer
David E. Krahmer

STATE OF OREGON)
County of Washington) ss.

May April 10, 1991.

Personally appeared the above named CALVIN KRAHMER, SALLY KRAHMER and DAVID E. KRAHMER and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Sheila M. Nikkel
SHEILA M. NIKKEL
NOTARY PUBLIC - OREGON
My Commission Expires 5-28-94

Sheila M. Nikkel
Notary Public for Oregon
My Commission expires: 5-28-94

After recording, return to:

HILLSBORO LANDFILL INC.
3205 SE MINTERBRIDGE RD
HILLSBORO, OR 97123

Received
DEC 05 2024
OWRD

EXHIBIT "A"

Description of the tract of land which is the subject of this report:

All that portion of the following described real property which lies Westerly of the Minter Bridge Road which runs in a Northerly and Southerly direction across said real property:

Beginning at a point in the center of the County road known as the Minter Bridge Road, from which beginning point the Southeast corner of the Geo. Sigler Donation Land Claim in Section 18, Township 1 South, Range 2 West of the Willamette Meridian, Washington County, Oregon bears North 88° 12' East, 197.0 feet and North 62° 12' East, 983.1 feet, and running thence along center of said road South 88° 12' West, 531.0 feet; thence North 0° 44' West, 339.8 feet to an iron; thence North 88° 12' East, 113.7 feet to an iron; thence North 0° 44' West, 333.0 feet to an iron on the South bank of drainage ditch; thence South 85° 12' West, 57.8 feet to an iron on the North bank of said ditch; thence North 83° 10' West, 551.6 feet to an iron on the South bank of said ditch; thence North 55° 11' West, 498.2 feet to an iron on the South bank of said ditch; thence North 3° 19' West, 226.7 feet to an iron on the Westerly bank of said ditch and on the Southerly bank of the Tualatin River; thence continuing North 3° 19' West, 75.0 feet, more or less, to the center of said Tualatin River; thence following down the center of said Tualatin River with all the meanderings thereof in a Northerly, then Westerly, then Southwesterly, then Northeasterly, and then Southeasterly for a distance of 7600 feet, more or less, to a point in the center of said river; thence running North 1268.0 feet, more or less, to the place of beginning. EXCEPT that portion conveyed to Anton Nussbaumer and wife by Deed recorded in Book 445, Page 213, Records of Washington County, Oregon.

Received
DEC 05 2024
OWRD

4

I, Jerry Henson, Director of Assessment and Taxation and Eschscholtz County Clerk for said county, do hereby certify that the within instrument of public record received and recorded in book or books of said county.



Received
DEC 05 2024
OWRD

Doc : 97033295
Rect: 184273
04/11/1997 02:13:13pm 48.00

After Recording, Return to:
Hillsboro Landfill, Inc.
3205 S.E. Minter Bridge Road
Hillsboro, OR 97123

Send Tax Statements to:
Hillsboro Landfill, Inc.
3205 S.E. Minter Bridge Road
Hillsboro, OR 97123

WARRANTY DEED - STATUTORY FORM

LAWRENCE A. SOUZA and ANN K. SOUZA, husband and wife, hereinafter called Grantor, conveys and warrants to HILLSBORO LANDFILL, INC., Grantee, the following described real property free of encumbrances except as specifically set forth herein situated in Washington County, Oregon to wit: more particularly described in Exhibit A which is attached hereto and incorporated at this point by this reference.

The said property is free from encumbrances except those more particularly described in Exhibit B which is attached hereto and incorporated at this point by this reference.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for this conveyance is \$530,000.00.

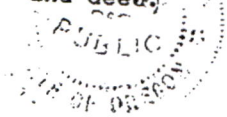
The deed is given in fulfillment of the Land Sale Contract between the parties dated June 7, 1991.

Dated this 7 day of June, 1991.

Lawrence A. Souza
Lawrence A. Souza
Ann K. Souza
Ann K. Souza

STATE OF OREGON)
County of Washington) ss.

Personally appeared before me this 7 day of June, 1991, the above named Lawrence A. Souza and Ann K. Souza and acknowledged the foregoing instrument to be their voluntary act and deed.



Jeryl I. Osterberg
Notary Public for Oregon
My commission expires: 12/5/91

AFTER RECORDING, RETURN TO:
Hillsboro Landfill, Inc.
3205 S.E. Minter Bridge Road
Hillsboro, OR 97123

SEND TAX STATEMENTS TO:
Hillsboro Landfill, Inc.
3205 S.E. Minter Bridge Road
Hillsboro, OR 97123

1-4

A tract of land in the South half of Section 18, Township 1 South, Range 2 West and the North half of Section 18, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon, more particularly described as follows:

Beginning at an iron at the Southeast corner of the Geo. Sigler D.L.C. in Section 18, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon, said beginning point being also in the center of County Road known as the Minter Bridge Road; and running thence along the center of said road, South 62° 12' West, 983.1 feet to an iron at angle in said road; thence along center of said road, South 88° 12' West, 531 feet; thence North 0° 44' West, 339.8 feet to an iron to the Southwest corner of that parcel of land described in Deed to Anton Nussbaumer, et ux, recorded June 12, 1961, Book 445, page 213, Records of Washington County, Oregon; thence North along the West line of said Nussbaumer Tract, 338.45 feet to the Northwest corner thereof; thence North 83° 10' West, 495.1 feet, more or less, to an iron on the South bank of said ditch; thence North 55° 11' West, 498.2 feet to an iron on South bank of said ditch; thence North 3° 19' West, 226.7 feet to an iron on the Westerly bank of said ditch and also on the South bank of the Tualatin River; thence continuing North 3° 19' West, 75.0 feet, more or less, to the center of said Tualatin River; thence with all the meanderings thereof, in a Northerly direction 2950 feet, more or less, to a point in the center of said River which point is the Southwest corner of a tract of land conveyed by Deed recorded in Book 116, at page 499, Records of Deeds for Washington County, Oregon; thence along the South line of said tract of land belonging to I. Konnigan, South 79° 21' East, 2034.0 feet to a cast iron window weight in ground and on the East line of the above mentioned Geo. Sigler D.L.C.; thence along the East line of said Sigler Claim, South 0° 45' West, 1029.9 feet to a stake at the Westerly Southwest corner of the Henry Nowland D.L.C., also being an angle corner on the East line of said Sigler Claim; thence along the East line of the said Sigler Claim, South 5° 52' East, 1870.6 feet to the point of beginning.

EXCEPTING THEREFROM the following:

A portion of that certain tract of land in the George Sigler Donation Land Claim No. 42 in the Northeast quarter of Section 18, Township 1 South, Range 2 West of the Willamette Meridian, Washington County, Oregon, conveyed to Anton Nussbaumer, et ux, by Deed recorded in Book 286, page 814, Washington County, Oregon, Deed Records, and described as "First Tract" in said Deed, said portion being more particularly described as follows:


Exhibit A, Page 1

Received

DEC 05 2024

OWRD

2

Beginning at an iron  the Southeast corner of the said George Sigler Donation Land Claim No. 42, in the center of Minter Bridge Road (County Road No. 1174), and running thence along the center of said road, South 62° 12' West, 220.00 feet to a point; thence parallel with the East line of said George Sigler Donation Land Claim, North 05° 52' West, 468.00 feet to a point; thence North 84° 08' East, 204.08 feet to a point on the East line of said Sigler Donation Land Claim; thence along said East line, South 05° 52' East, 385.83 feet to the point of beginning.

ALSO EXCEPTING THEREFROM that portion lying in the North half of Section 18, Township 1 South, Range 2 West, Willamette Meridian, Washington county, Oregon.

And subject to an easement reserved in favor of Grantor, the terms of which are stated in that certain Easement between Lawrence A. Souza and Ann K. Souza and Hillsboro Landfill, Inc. being recorded on June 10, 1991 in the real property records of Washington County, Oregon as Fee No. 91-29838.

Received
DEC 05 2024
OWRD

1. Rights of the public and governmental bodies in and to any portion of the premises herein described lying below high water mark of the Tualatin River, including any ownership rights which may be claimed by the State of Oregon below the high water mark.

2. An easement, including the terms and provisions thereof,
From: Anton Nussbaumer and Bertha Nussbaumer, husband and wife
To: Portland General Electric Company, a corporation of Oregon
Recorded: August 14, 1953 Book: 347 Page: 497
Records of Washington County, Oregon.
For: Line, poles and wires
Affects: No specific location given

3. An easement, including the terms and provisions thereof,
From: Anton Nussbaumer, Bertha Nussbaumer, Lawrence A. Souza,
Ann K. Souza, as their separate interest may appear
To: Portland General Electric Company, an Oregon corporation
Recorded: December 5, 1985 Fee No.: 85048190
Records of Washington County, Oregon.
For: Electric power line

Received

DEC 05 2024

OWRD

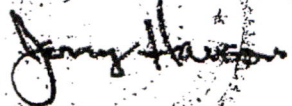
EXHIBIT B

4

STATE OF OREGON
County of Washington

SS

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.



Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

Doc : 97035499

Rect: 184690

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TICOR TITLE INSURANCE

STATUTORY WARRANTY DEED

Walter F. Schallberger, Trustee under Trust Agreement dated Nov. 14, 1978 as to an **Grantor**, conveys and warrants to Hillsboro Landfill, Inc.

Grantee, the following described real property free of encumbrances except as specifically set forth herein situated in Washington County, Oregon, to wit: See Exhibit "A" attached hereto and made a part of.....

* undivided one-half interest AND Walter F. Schallberger, Jr. and Richard Maizels, co-trustees, under Trust Agreement dated Nov. 14, 1978 as to an undivided one-half interest.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES. The said property is free from encumbrances except Statutory powers of the Tualatin Valley Irrigation District; The premises have been zoned or classified for farm use. At any time land is disqualified for such use, the prop. will be subject to add'l taxes & int; Rights of the public in streets, roads & highways; Oil & Gas Lease of record; Easements of record for storm sewer & electric power line; EXCEPT for liens or encumbrances permitted or suffered by the grantee and its successors & assigns after 9/9/88. The true consideration for this conveyance is \$ 400,000.00 (Here comply with the requirements of ORS 93.030)

Dated this 9th day of September 19 88.

THIS DEED IS IN FULFILLMENT OF THAT CERTAIN CONTRACT, Dated 9/9/88 and Memorandum of Contract Recorded 9/12/88, Fee #88-40658, Records of Washington County, Oregon.

Walter F. Schallberger
Walter F. Schallberger
Walter F. Schallberger Jr.
Walter F. Schallberger, Jr.
Richard Maizels
Richard Maizels

State of Oregon, County of Washington

The foregoing instrument was acknowledged before me this 9th day of September, 19 88 by Walter F. Schallberger, Walter F. Schallberger, Jr. & Richard Maizels, Trustees

State of Oregon, County of _____
The foregoing instrument was acknowledged before me this _____ day of _____, 19____ by _____, President and Secretary of _____ a _____ corporation,
on behalf of the corporation.

Janet A. [Signature]
Notary Public for Oregon
My commission expires: 8/14/91

Notary Public for Oregon
My commission expires: _____

WARRANTY DEED
Schallberger, Walter F, Jr. & Maizels, Richard
Hillsboro Landfill, Inc. GRANITOR
GRANTEE

This Space Reserved for Recorder's Use

Until a change is requested, all tax statements shall be sent to the following address:
Hillsboro Landfill, Inc.
3205 SE Minter Bridge Rd.
Hillsboro, OR 97123
Escrow No. 34-139401 Title No. 34-139401
After recording return to:
Hillsboro Landfill, Inc.
3205 SE Minter Bridge Rd.
Hillsboro, OR 97123

First American Title Insurance Company of Oregon
Recording Assures No Liability
732430

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DESCRIPTION SHEET

See Page 1 for vesting and encumbrances, if any.

Description of the tract of land which is the subject of this report:

PARCEL I:

Beginning at the Southwest corner of the Henry Noland, Jr. D.L.C. No. 68, Township 1 South, Range 2 West of the Willamette Meridian, set a cedar post 36 x 4 x 4 inches for corner, from which a cedar stump of the original Government bearing tree bears South 15° West 50 links distant (variation 22° 15'); thence South 48° 58' East on the South boundary of claim, 8.06 chains to a cedar post; thence Western corner of Schuler's land; thence South 77° 49' East on Schuler's North line 11.47 chains to a point in the center of the County Road; thence North 10° 20' East along road 19.73 chains to an iron rod; thence North 27° 16' East 7.94 chains to a point in County Road; thence South 81° 28' West 24.25 chains to a point in the West line of claim; thence South 01° 54' West along line 15.10 chains to a point of beginning;

EXCEPT tract conveyed to Mike Boyko and Anna Boyko in Deed Book 267, Page 229 and ALSO EXCEPT tract conveyed to Robert H. Schmunk and Rebecca J. Schmunk in Deed Book 366, Page 643

PARCEL II:

Part of the George Sigler D. L. C. in Township 1 South, Range 2 West of the Willamette Meridian, described as:

Beginning at a point on the East line of the George Sigler D. L. C. No. 42, Township 1 South, Range 2 West of the Willamette Meridian, 327.4 feet South of re-entrant corner on the East boundary of the Sigler D. L. C.; run thence on East line of the Sigler D. L. C., South 00° 30' East 1380 feet to a cast window weight; thence North 81° 35' West 2034 feet, more or less, to center of Tualatin River; thence up the center of river, with the meanderings 1200 feet, more or less, to North line of J. C. Hare's land in Sigler D. L. C.; thence North 89° 53' East 1700 feet, more or less, to the point of beginning.

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Report No. 34-139401
JULY 2 ('88)

CB/jls

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DEC 05 2024

PARCEL III:

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In Section 7, Township 1 South, Range 2 West, of the Willamette Meridian, and being a part of the Henry Noland, Jr. D. L. C. No. 68, said Township and Range, and described as:

Commencing at a stone on the West line of the Henry Noland, Jr. D. L. C. No. 68, distant 15.10 chains North of the most Westerly Southwest corner of the Noland Claim for a point of beginning run North 01° 54' East along the West line of Noland claim a distance of 19.32 chains to a stone at the Southwest corner of tract of land heretofore conveyed to F. M. Kelsey; thence South 82° 34' East along the South line of F. M. Kelsey tract, 10.50 chains; thence South 01° 54' West 16.34 chains to a point on the North line of tract heretofore conveyed to one William Hay; thence South 81° 30' West 10.67 chains to the point of beginning.

PARCEL IV:

A strip of land 25.5 links wide described as:

Beginning at the Southeast corner of tract last above described and running thence North 81° 30' East 13.80 chains, more or less, to a stone in the center of County Road; thence North 27° 15' East 31 links; thence South 81° 30' West to the East line of above described tract; thence South 01° 54' West 25.5 links to the point of beginning.

EXCEPTING THEREFROM that certain parcel as described in deed recorded December 21, 1981, fee number 81042143

PARCEL V:

ALSO, Beginning at an iron pipe on the West line of that certain tract of land conveyed to George S. Yates by deed recorded on Page 351 of Deed Book 123; which iron pipe bears South 01° 54' West 459.8 feet from an iron bar on the South line of the F. M. Kelsey tract at the Northwest corner of the said Yates tract, which iron bar is described as being South 01° 54' West 7 chains and South 82° 34' East 10.50 chains from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68, Township 1 South, Range 2 West, of the Willamette Meridian; thence from the described point of beginning, South 01° 54' West along the monumented property line, 603.5 feet to an iron pipe at the Southwest corner of said Yates tract; thence North 81° 26' East along the South line of said Yates tract, 870.3 feet to an iron bar from which an oak tree bears North 60° West 17 feet; thence continue North 81° 26' East 27.9 feet to the center of the County Road; thence North 27° 19' East in the center of said road, 429.7 feet to a point; thence North 85° 18' West 24.6 feet to an iron pipe; thence continue North 85° 18' West 1044.4 feet to the point of beginning.

EXCEPT THEREFROM that certain parcel described in deed recorded December 21, 1981, fee number 81042143

Report No. 34-139401
JULY2 ('88)

CB/jls

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Con't Preliminary Report Only

EXCEPT the following tract of land:

Beginning at an iron bar which is described as being South 01° 54' West 7 chains and South 82° 34' East 10.50 chains from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68 in Township 1 South, Range 2 West, of the Willamette Meridian, and running thence South 01° 54' West 459.8 feet to an iron at the Northwest corner of a certain tract of land conveyed to Fred and Amelia Walters by deed as recorded on Page 145 of Deed Book 267; thence South 85° 18' East 1069 feet to the Northeast corner of said Walters tract and the true point of beginning of the herein described tract; thence from the described true point of beginning, North 35° 18' West along the North line of said Walters tract, 24.6 feet to an iron on the Westerly line of the County Road; thence continue on said line North 85° 18' West 352.1 feet to an iron; thence South 04° 42' West 272.3 feet to an iron; thence South 85° 18' East 236.1 feet to an iron on the Westerly line of said road; thence continue South 85° 18' East 27.1 feet to a point on the Easterly line of said Walters tract; thence North 27° 19' East 295 feet to the said true point of beginning.

ALSO EXCEPT:

Beginning at the Northwest corner of the Henry Noland D. L. C. No. 68 in Township 1 South, Range 2 West of the Willamette Meridian, Washington County, Oregon, and running thence South 01° 54' West 7.00 chains to a point; thence South 82° 34' East 10.50 chains to an iron bar; thence South 01° 54' West 459.8 feet to an iron at the Northwest corner of a certain tract of land conveyed to Fred and Amelia Walters by deed recorded on Page 145 of Deed Book 267; thence South 85° 18' East 692.3 feet to an iron at the Northwest corner of a certain tract of land conveyed to Wm. Hansen by deed as recorded on Page 393 of Deed Book 294; thence South 54° 42' West 272.3 feet to the Southwest corner of said Hansen tract and the true point of beginning of the herein described tract; thence from the described point of beginning, South 85° 18' East along the South line of said Hansen tract, 263.2 feet to the Southeast corner of said tract, from which an iron bears North 85° 18' West 27.1 feet; thence South 27° 19' West on the Easterly line of the Walters tract 179.3 feet to a point from which an iron bears North 85° 18' West 24.5 feet; thence North 85° 18' West 263.2 feet to an iron; thence North 27° 19' East 179.3 feet to the true point of beginning.

ALSO EXCEPT:

Beginning at an iron at the Northwest corner of the 2 acre tract conveyed to Wm. Hansen by deed recorded in Deed Book 294, Page 393 and which iron is said to be reached by running the following courses and distance from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68 in Township 1 South, Range 2 West, of the

Report No. 34-139401
JULY 2 ('88)

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Willamette Meridian, South 01° 54' West 7 chains to a point; thence South 82° 34' East 10.50 chains to an iron; thence South 01° 54' West 459.8 feet to an iron pipe; thence South 85° 18' East 692.3 feet to an iron at the point of beginning of the herein described tract; thence from the point of beginning, South 04° 38' West along the West line of the Hansen tract 272.4 feet to an iron at the Southwest corner thereof; thence South 27° 17' West along the West line of the tract conveyed to Glenn Walters by deed as recorded in Deed Book 310, Page 396 of said Deed Records; 179.2 feet to an iron at the Southwest corner thereof; thence North 77° 15' West 189.3 feet to an iron; thence North 07° 58' East 411.9 feet to an iron on the North line of the tract conveyed to Fred Walters by deed as recorded in Deed Book 267, Page 145; thence South 85° 15' East along the North line of the Fred Walters tract, 232.6 feet to the point of beginning.

ALSO EXCEPT: Beginning at the Southeast corner of the tract of land conveyed to Glenn Walters by deed as recorded in Deed Book 310, Page 396 of Washington County, Oregon Deed Records, a point in the County Road and which beginning point is said to be reached by running the following courses and distances from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68 in Township 1 South, Range 2 West of the Willamette Meridian; thence South 01° 54' West 7 chains to a point; thence South 82° 34' East 10.50 chains to an iron; thence South 01° 54' West 459.8 feet to an iron at the Northwest corner of the tract conveyed to Fred Walters by deed as recorded in Deed Book 267, Page 145; thence South 85° 18' East 692.3 feet to an iron at the Northwest corner of the tract conveyed to Wm. Hansen by deed as recorded in Deed Book 294, Page 393; thence South 04° 42' West 272.3 feet to the Southwest corner of the Hansen tract; thence South 85° 18' East along the South line of the Hansen tract, 263.2 feet to the Southeast corner thereof; thence South 27° 19' West along the East line of the Glenn Walters tract 179.3 feet to a point and the point of beginning of the herein described tract; thence from the point of beginning, South 27° 19' West along the East line of the tract conveyed to Fred Walters by deed as recorded in Deed Book 237, Page 129, and along the County Road, 38.3 feet to a point; thence North 77° 15' West 23.2 feet to an iron on the Westerly line of the County Road; thence continue North 77° 15' West 227.4 feet to an iron at the Southwest corner of the Glenn Walters Tract; thence South 85° 21' East along the South line of the Glenn Walters tract 238.5 feet to an iron on the Westerly line of the County Road; thence continue South 85° 21' East 24.5 feet to the point of beginning.

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JULY2 ('88)

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ALSO EXCEPT 1 acre expressly retained by and excepted to the vendors, as follows:

Beginning at an iron on the North line of the tract conveyed to Fred Walters as in Deed recorded in Deed Book 267, Page 143, which iron bears South 85° 15' East 459.1 feet from the Northwest corner of said Walters tract and running thence South 07° 58' West along the West line of the last exception described above, 411.9 feet to an iron; thence continue South 07° 58' West 10.03 feet to an iron; thence North 77° 15' West 103.43 feet to an iron pipe; thence North 07° 58' East 407.23 feet to an iron on the North line of said Walters tract; thence South 85° 15' East along said North line 105.23 feet to the point of beginning.

ALSO, EXCEPT a 10 foot easement retained by and excepted to the vendors, as follows:

A strip of land 10.00 feet in width, extending from the excepted tract last described herein Southeasterly to the County Road known as Minter Bridge Road, and more particularly described as follows:

Beginning at the Southeast corner of said excepted tract and running thence South 77° 15' East 413.17 feet to an iron on the West line of said road; thence North 27° 19' East along said West line 10.33 feet to an iron; thence North 77° 15' West 416.7 feet to an iron on the East line of said excepted tract; thence South 07° 58' West along said East line 10.03 feet to the point of beginning.

ALSO EXCEPT the following: A tract of land in Sections 7 and 8, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon, described as follows, to-wit:

Beginning at an iron pipe at the Northwest corner of that tract of land conveyed to Fred Walters, et ux, by deed recorded in Book 267, Page 145, Deed Records, said point is described as being South 1° 54' West 7.00 chains South 82° 30' East 10.30 chains and South 1° 54' West 459.8 feet from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68 and running thence South 85° 18' East along the Northerly line of said Walters tract, 353.87 feet; thence South 07° 58' West 407.23 feet; thence South 77° 15' East 518.6 feet to the Westerly line of Minter Bridge Road and a point on the South line of the Glen Walters tract described in Book 310, Page 396, Deed Records; thence South 27° 19' West along said Westerly line, 12.4 feet; thence North 77° 15' West 829.25 feet to the Westerly line of said Walters tract; thence North 01° 54' East along said Westerly line, 374.95 feet to the point of beginning.-----

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Report No. 34-139401
JULY2 ('80)

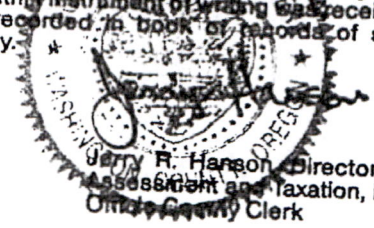
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STATE OF OREGON }
County of Washington } SS

I, Jerry R. Hanson, Director of Assessment and Taxation and Escondido County Clerk for said county, do hereby certify that the within instrument of writing was received and recorded in book or records of said county.



Doc : 99021873
Rect: 226424 3556.00
02/22/1999 04:01:58pm

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DEC 05 2024
OWRD

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AFTER RECORDING RETURN TO:

Hillsboro Landfill, Inc.
7227 NE 55th Avenue
Portland, OR 97218

UNTIL A CHANGE IS REQUESTED, ALL TAX STATEMENTS SHALL BE SENT TO:

Hillsboro Landfill, Inc.
7227 NE 55th Avenue
Portland, OR 97218

**STATUTORY BARGAIN AND SALE DEED
WITH RESERVATION OF RETAINED OCCUPANCY RIGHTS**

Lawrence A. Souza and Ann K. Souza, Grantor, conveys to Hillsboro Landfill, Inc., an Oregon corporation, Grantee, the following described real property:

See Exhibit "A" which is attached hereto and incorporated herein by this reference.

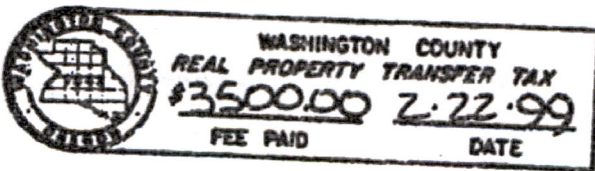
Without creating any warranty and without implying any obligation to list any or all encumbrances or other matters which may affect title to the Property, Grantor specifically disclaims any responsibility with respect to the matters referenced on Exhibit "B" hereto.

This Deed is given pursuant to a Sale Agreement dated 2/19/99 between Grantor and Grantee. Grantor hereby reserves and retains the right to occupy the real property described herein for up to five years from the date of recording this Deed. The terms governing such retained occupancy are set forth in the Sale Agreement and are incorporated herein by reference as if fully set forth.

The true consideration for this conveyance is \$3,500,000.00.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED this 19 day of February, 1999.



Lawrence A. Souza
Lawrence A. Souza

Ann K. Souza
Ann K. Souza

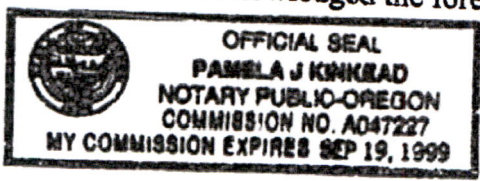
Received
DEC 05 2024

OWRD
1 - STATUTORY BARGAIN AND SALE DEED WITH RESERVATION OF RETAINED
OCCUPANCY RIGHTS
(17/103679/110356/JDG/226418.2)

FIDELITY NATIONAL TITLE CO. 11304

STATE OF OREGON)
County of Multnomah) ss.

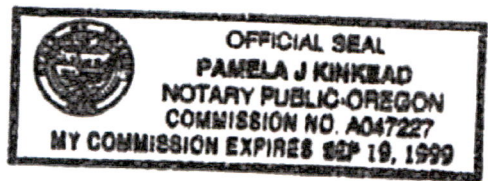
On this 11 day of February, 1999, personally appeared Lawrence A. Souza and acknowledged the foregoing instrument as his voluntary act and deed.



Pamela J. Kinkead
NOTARY PUBLIC FOR OREGON
My commission expires: 9/19/99

STATE OF OREGON)
County of Multnomah) ss.

On this 11 day of February, 1999, personally appeared Ann K. Souza and acknowledged the foregoing instrument as her voluntary act and deed.



Pamela J. Kinkead
NOTARY PUBLIC FOR OREGON
My commission expires: 9/19/99

Received
DEC 05 2024
OWRD

2 - STATUTORY BARGAIN AND SALE DEED WITH RESERVATION OF RETAINED
OCCUPANCY RIGHTS
(17/103679/110356/JDG/226418.2)

EXHIBIT "A"

A tract of land in the South half of Section 7, Township 1 South, Range 2 West and the North half of Section 18, Township 1 South, Range 2 West of the Willamette Meridian in the County of Washington and State of Oregon, more particularly described as follows:

Beginning at an iron at the Southeast corner of the George Sigler Donation Land Claim in Section 18, Township 1 South, Range 2 West, Willamette Meridian, said beginning point being also in the center of county road known as the Minter Bridge Road and running thence along the center of said road South $62^{\circ}12'$ West, 983.1 feet to an iron at angle in said road; thence along center of said road South $88^{\circ}12'$ West, 531 feet; thence North $0^{\circ}44'$ West, 339.8 feet to an iron at the Southwest corner of that parcel of land described in deed to Anton Nussbaumer, et ux, recorded June 12, 1961, Book 445, Page 213, records of Washington County, Oregon; thence North along the West line of said Nussbaumer tract, 338.45 feet to the Northwest corner thereof; thence North $83^{\circ}10'$ West, 495.1 feet, more or less, to an iron on south bank of said ditch; thence North $3^{\circ}19'$ West, 226.7 feet to an iron on the westerly bank of said ditch and also on the south bank of the Tualatin River; thence continuing North $3^{\circ}19'$ West, 75.0 feet, more or less, to the center of said Tualatin River; thence following up the center of said river with all the meanderings thereof, in a Northerly direction, 2950 feet, more or less, to a point in the center of said river which point is the Southwest corner of a tract of land conveyed by deed recorded in Book 116, Page 499, records of deeds for Washington County, Oregon; thence along the South line of said tract of land belonging to I. Konnigan South $79^{\circ}21'$ East, 2034.0 feet to a cast iron window weight in ground and on the East line of the above-mentioned George Sigler Donation Land Claim; thence along the East line of said Sigler claim South $0^{\circ}45'$ West, 1029.9 feet to a stake at the Westerly Southwest corner of the Henry Nowland Donation Land Claim, also being an angle corner on the East line of the said Sigler Claim; thence along the East line of the said Sigler claim South $5^{\circ}52'$ East, 1870.6 feet to the point of beginning.

Excepting therefrom the following:

A portion of that certain tract of land in the George Sigler Donation Land Claim No. 42, in the Northeast quarter of Section 18, Township 1 South, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, conveyed to Anton Nussbaumer, et ux, by deed recorded in Book 286, Page 814, Washington County, Oregon, Deed Records and described as "First Tract" in said deed, said portion being more particularly described as follows:

Beginning at an iron at the Southeast corner of the said George Sigler Donation Land Claim No. 42, in the center of Minter Bridge Road (County Road No. 1174) and running thence along the center of said road South $62^{\circ}12'$ West, 220.00 feet to a point; thence parallel with the East line of said George Sigler Donation Land Claim North $05^{\circ}52'$ West, 468.00 feet to a point; thence North $84^{\circ}08'$ East, 204.08 feet to a point on the East line of said Sigler Donation Land Claim; thence along said East line South $05^{\circ}52'$ East, 385.83 feet to the point of beginning.

And further excepting therefrom that portion of the herein described property lying in Section 7, Township 1 South, Range 2 West of the Willamette Meridian.

Received

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EXHIBIT "B"

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records, proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings whether or not shown by the records of such agency or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession.
3. Easements, or claims of easements or encumbrances, not shown by the public records, reservations or exceptions in patents or in acts authorizing the issuance thereof, water rights, claims or title to water.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose.
5. Any statutory liens for labor or material, including liens for contributions due to the State of Oregon for unemployment compensation and for worker's compensation, which have now gained or may gain priority over the lien of the insured deed of trust, which liens do not now appear of record.
6. The herein described property has been classified for Farm, as disclosed by the tax roll. In the event of disqualification, said property may be subject to additional taxes and/or penalties.
7. Any adverse claim based upon the assertion that:
 - a. Some portion of said land has been created by artificial means, or has accreted to such portion so created.
 - b. Some portion of said land has been brought within the boundaries thereof by an avulsive movement of Tualatin River, or has been formed by accretion to any such portion.
8. Rights and easements for recreation, navigation and fishery which may exist over that portion of said land lying beneath the waters of Tualatin River.
9. Rights of the public and governmental agencies in and to any portion of said land lying within the boundaries of streets, roads and highways.

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Received

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10. Easement(s) for the purpose(s) shown below and rights incidental thereto as granted in a document.
- | | |
|-------------|--|
| Granted to: | Portland General Electric Company, a corporation |
| Purpose: | Electrical and Telephone lines |
| Recorded: | August 14, 1953, Book 347, Page 497 |
| Affects: | Exact location is not specified |
11. Reserved and retained occupancy rights pursuant to this Deed.
12. Any well notices recorded with respect to the property.
13. All real property taxes and assessments.
14. Any matters created or suffered by Grantee.

Received
DEC 05 2024
OWRD

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255135

AFTER RECORDING RETURN TO:
Hillsboro Landfill Co., Inc.
3205 SE Minter Bridge Road
Hillsboro, OR 97123

Until a change is requested all tax statements shall be sent to the following address:
As above

Escrow No: 3400-26308
Order No: 255135

Washington County, Oregon
12/18/2003 01:08:08 PM
D-DW Crg#1 Str#7 K GRUNEWALD
\$10.00 \$5.00 \$11.00 \$359.00 - Total = \$385.00



00306833200302074080020021
I, Jerry Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County, Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of records of said county.
Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

CHICAGO

SPECIAL WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

RONALD J. BAUNE AND JOAN E. BAUNE, HUSBAND AND WIFE



WASHINGTON COUNTY
REAL PROPERTY TRANSFER TAX
\$ 359.00 12-18-03
FEE PAID DATE

Grantor, conveys and specially warrants to HILLSBORO LANDFILL CO., INC., AN OREGON CORPORATION

Grantee, the following described real property free of encumbrances created or suffered by the grantor except as specifically set forth herein:

(Continued) See attached legal description.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930.

ENCUMBRANCES:

1. The assessment roll and the tax roll disclose that the premises herein described have been specially assessed as Zoned Farm Use Land. Upon declassification an additional tax may be levied.
 2. The rights of the public in and to that portion of the premises herein described lying within the limits of streets, roads or highways.
- (Continued)

The true consideration for this conveyance is \$358,800.00

Dated December 17, 2003 ; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

Ronald J. Baune
Ronald J. Baune

Joan E. Baune
Joan E. Baune

STATE OF OREGON, County of Washington) ss.

This instrument was acknowledged before me on December 17, 2003,
by Ronald J. Baune and Joan E. Baune

This instrument was acknowledged before me on _____,
by _____,
of _____ as _____

Janet C Stewart
Notary Public for Oregon
My commission expires: _____

OFFICIAL SEAL
JANET C STEWART
NOTARY PUBLIC-OREGON
COMMISSION NO. 370821
MY COMMISSION EXPIRES AUGUST 14, 2007

Received
DEC 05 2004
OWRD



LEGAL DESCRIPTION

Sigler

A portion of that certain tract of land in the George Sigler Donation Land Claim No. 42, in the Northwest quarter of Section 18, Township 1 South, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, conveyed to Anton Nussbaumer, et ux, by Deed recording in Book 286, Page 814, in the County of Washington and State of Oregon, Deed Records and described as "First Tract" in said Deed, said portion being more particularly described as follows:

Beginning at an iron at the Southeast corner of said George Sigler Donation Land Claim No. 42, in the center of Minter Bridge Road (County Road No. 1174), and running thence, along the center of said road, South 62°12' West 220.00 feet to a point; thence, parallel with the East line of said George Sigler Donation Land Claim, North 05°52' West 468.00 feet to a point; thence North 84°08' East 204.08 feet to a point on the East line of said Sigler Donation Land Claim; thence, along said East line, South 05°52' East 385.83 feet to the point of beginning.

Encumbrances, continued

- 3. An easement created by instrument, including terms and provisions thereof;
 - Dated: June 2, 1953
 - Recorded: August 14, 1953
 - Book: 347
 - Page: 497
 - In Favor Of: Portland General Electric Company, a corporation of Oregon
 - For: Utility lines and appurtenances
 - Affects: Exact location not disclosed

- 4. An easement created by instrument, including terms and provisions thereof;
 - Dated: May 9, 1955
 - Recorded: June 8, 1955
 - Book: 370
 - Page: 51
 - In Favor Of: Portland General Electric Company, a corporation of Oregon
 - For: Utility lines and appurtenances
 - Affects: Exact location not disclosed

- 5. Restrictive Covenants regarding customarily (commonly) accepted farm or forestry practices improvements, including the terms and provisions thereof and including among other things a waiver of right of remonstrance;
 - Recorded: October 9, 1989
 - Recorder's Fee No.: 89048803

Received
DEC 05 2024
OWRD

20
6
11
203
255139

AFTER RECORDING RETURN TO:
Hillsboro Landfill Co., Inc.
3205 SE Minter Bridge Road
Hillsboro, OR 97123

Until a change is requested all tax statements shall be sent to the following address:
As above

Escrow No: 3400-26309 JS
Order No: 255139

Washington County, Oregon
12/18/2003 01:08:08 PM
2003 7409

D-DW Cnt#1 Str#7 K GRUNEWALD
\$10.00 \$8.00 \$11.00 \$283.00 - Total = \$290.00



00506834200302074090020028

I, Jerry Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County, Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of records of said county.
Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk



CHICAGO

SPECIAL WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

RONALD C. ANTONS AND JOYCE ANTONS, HUSBAND AND WIFE

Grantor, conveys and specially warrants to HILLSBORO LANDFILL CO., INC., AN OREGON CORPORATION

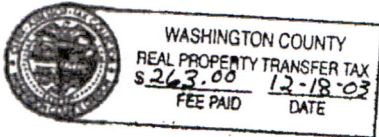
Grantee, the following described real property free of encumbrances created or suffered by the grantor except as specifically set forth herein:

(Continued) See attached legal description.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930.

ENCUMBRANCES:

- 1. The rights of the public in and to that portion of the premises herein described lying within the limits of streets, roads, or highways.



The true consideration for this conveyance is \$262,200.00

Dated December 17, 2003 ; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

Ronald C. Antons
Ronald C. Antons

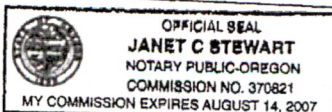
Joyce Antons
Joyce Antons

STATE OF OREGON, County of Washington) ss.

This instrument was acknowledged before me on December 17, 2003
by Ronald C. Antons and Joyce Antons

This instrument was acknowledged before me on _____
by _____ as _____
of _____

Janet C Stewart
Notary Public for Oregon
My commission expires: _____



Received
DEC 05 2024
OWRD

Order No: 255139



LEGAL DESCRIPTION

A part of Section 18, Township 1 South, Range 1 West, of the Willamette Meridian, in the County of Washington and State of Oregon, more particularly described as follows:

Beginning at the Southeast corner of premises described in Deed to Robert Warren Wolfe, et ux, recorded December 4, 1962, in Deed Book 476, Page 300, said point being on the South line of premises conveyed to Walter A. Brown, et ux, by Deed recorded November 18, 1957, in Deed Book 400, Page 5; thence North 4°18' West along the East line of the Wolfe Tract, 506.8 feet to the Northeast corner thereof, being a point on the North line of the Walter A. Brown Tract; thence North 89°56' East, along said North line and the North line of premises conveyed to W.A. Brown, et ux, by Deed recorded May 20, 1955, in Deed Book 369, Page 277, to the Northwest corner of premises conveyed to Donald J. Denfield, et ux, by Deed recorded April 24, 1958 in Deed Book 404, Page 163; thence South 4°18' East, along the West line of the Denfield Tract 450.0 feet, more or less, to the Southwest corner thereof, being a point on the South line of the W.A. Brown Tract described in Deed Book 369, Page 277; thence Southwesterly along the South line of said tract and the South line of premises conveyed to Walter A. Brown, et ux, in Deed Book 400, Page 5, to the point of beginning.

Received
DEC 05 2024
OWRD

10
11
352

AFTER RECORDING RETURN TO:
Hillsboro Landfill Co., Inc.
3205 SE Minterbridge Rd.
Hillsboro, OR 97123
Until a change is requested all tax
statements shall be sent to the following
address:
As above

Escrow No: 3400-26310 JS
Order No: 255142

Washington County, Oregon
12/18/2003 01:08:08 PM
D-DW Crt=1 Btm=7 K GRUNEWALD
\$10.00 \$0.00 \$11.00 \$352.00 - Total = \$379.00
3-207411
00508836200302074110020022
I, Jerry Hanson, Director of Assessment and Taxation
and Ex-Officio County Clerk for Washington County,
Oregon, do hereby certify that the within instrument of
writing was received and recorded in the book of
records of said county.
Jerry R. Hanson
Jerry R. Hanson, Director of Assessment and Taxation,
Ex-Officio County Clerk



SPECIAL WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

FRANCES E. DENFELD

Grantor, conveys and specially warrants to HILLSBORO LANDFILL CO., INC., AN OREGON CORPORATION

Grantee, the following described real property free of encumbrances created or suffered by the grantor except as specifically set forth herein:

(Continued) See attached legal description.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930.

ENCUMBRANCES:

- 1. The rights of the public in and to that portion of the premises herein described lying within the limits of streets, roads or highways.

WASHINGTON COUNTY
REAL PROPERTY TRANSFER TAX
\$ 352.00 12-18-03
FEE PAID DATE

The true consideration for this conveyance is \$351,900.00

Dated December 17, 2003 ; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

Frances E. Denfeld
FRANCES E. DENFELD

STATE OF OREGON, County of Washington) ss.
This instrument was acknowledged before me on December 17, 2003
by Frances E. Denfeld
This instrument was acknowledged before me on _____
by _____
of _____ as _____

Janet C Stewart
Notary Public for Oregon
My commission expires: _____

OFFICIAL SEAL
JANET C STEWART
NOTARY PUBLIC-OREGON
COMMISSION NO. 370821
MY COMMISSION EXPIRES AUGUST 14, 2007

CHICAGO

255142

Received
DEC 05 2024
OWRD

Order No: 255142



LEGAL DESCRIPTION

A parcel of property in the County of Washington and State of Oregon, being part of Section 18, Township 1 South, Range 2 West, Willamette Meridian, described as follows:

Beginning at a point on the North line of that tract conveyed to Robert Heath and wife by deed book 259, page 737, which point bears South 89°56' West 286.6 feet from the Northeast corner thereof; thence South 4°18' East on the West line of that tract described in contract recorded in deed book 372, page 689, a distance of 191.6 feet to an iron rod; thence South 85°42' West 14 feet to an iron rod; thence South 4°18' East 11 feet to an iron rod; thence North 85°42' East 14.0 feet to an iron rod; thence South 4°18' East 166 feet to a point on the South line of said Heath Tract; thence South 65°07' West in the center of the county road a distance of 173.9 feet; thence North 4°18' West to a point on the North line of said Heath Tract; thence North 89°56' East along the North line of said Heath Tract to the place of beginning.

Received
DEC 05 2024
OWRD

11
311
255147

AFTER RECORDING RETURN TO:
Hillsboro Landfill Co., Inc.
3205 SE Minter Bridge Rd.
Hillsboro, OR 97123
Until a change is requested all tax statements shall be sent to the following address:
As above
Escrow No: 3400-26311 JS
Order No: 255147

Washington County, Oregon
12/18/2003 01:08:09 PM
D-CW
Cre#1 Btr#7 K GRUNEWALD
\$10.00 \$8.00 \$11.00 \$311.00 - Total = \$338.00



Jerry Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County, Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of records of said county.
Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

CHICAGO

SPECIAL WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL OR CORPORATION)

DONALD E. KITTSON AND DOROTHA ALETA KITTSON, HUSBAND AND WIFE

Grantor, conveys and specially warrants to HILLSBORO LANDFILL CO., INC., AN OREGON CORPORATION

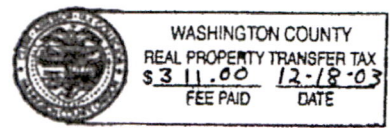
Grantee, the following described real property free of encumbrances created or suffered by the grantor except as specifically set forth herein:

(Continued) See attached legal description.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930.

ENCUMBRANCES:

- 1. The rights of the public in and to that portion of the premises herein described lying within the limits of streets, roads or highways.



The true consideration for this conveyance is \$310,500.00

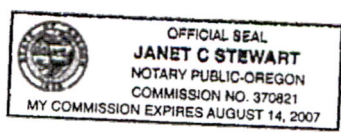
Dated December 16, 2003 ; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

Donald E. Kittson
DONALD E. KITTSON

Dorothea Aleta Kittson
DOROTHA ALETA KITTSON

STATE OF OREGON, County of Washington) ss.
This instrument was acknowledged before me on December 16, 2003
by Donald E. Kittson and Dorothea Aleta Kittson
This instrument was acknowledged before me on _____
by _____ as _____
of _____

Notary Public for Oregon
My commission expires: _____



Received
DEC 05 2024
OWRD



2883-287412

Order No: 255147

LEGAL DESCRIPTION

PARCEL I:

Tract of land in Section 18, Township 1 South, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, described as follows:

Beginning at a point on the Southerly line of that tract of land conveyed to Walter A. Brown, et ux, by Deed recorded in Deed Book 400, Page 5, which bears North 65°07' East 144.28 feet from the Southwest corner of said Brown Tract, said corner being also the Southeast corner of the George Sigler Donation Land Claim No. 42; and running thence North 5°37' West parallel with the Westerly line of said Brown Tract, 609.26 feet to the North line of said Brown Tract; thence North 89°56' East along said North line, 158.46 feet; thence South 4°18' East parallel with the Easterly line of said Brown Tract, 543.4 feet to the Southerly line of said Brown Tract, in the center of Minter Bridge Road; thence South 65°07' West, along said Southerly line and the center line of said road, 153.87 feet to the point of beginning.

PARCEL II:

Part of Section 18, Township 1 South, Range 2 West, Willamette Meridian, in the County of Washington and State of Oregon, described as follows:

Beginning at a point on the Southerly line of that tract conveyed to Walter A. Brown et ux by Deed Book 400, Page 5, Records of Washington County, Oregon, which point bears North 65°07' East 298.15 feet from the Southwest corner thereof; thence North 65° 07' East along the Southerly line of said Brown tract 88.68 feet; thence North 4°18' West parallel with the East line of said Brown tract 506.08 feet to the North line thereof; thence South 89°56' West on the North line of said Brown tract 83.24 feet to the Northeast corner of that tract conveyed to Robert Warren Wolfe and wife by Deed Book 423, Page 325; thence South 4°18' East on the East line of said Wolfe tract 543.4 feet to the place of beginning.

Received
DEC 05 2024
OWRD

11
351
278474

AFTER RECORDING RETURN TO:
Hillsboro Landfill Co., Inc.
3205 SE Minter Bridge Rd.
Hillsboro, OR 97123

Washington County, Oregon
12/18/2003 01:08:09 PM
D-SW Cnt#1 Str#7 K GRUNEWALD
\$10.00 \$8.00 \$11.00 \$351.00 - Total = \$378.00

20-207413



Jerry Hanson, Director of Assessment and Taxation
and Ex-Officio County Clerk for Washington County,
Oregon, do hereby certify that the within instrument of
writing was received and recorded in the book of
records of said county.
Jerry R. Hanson, Director of Assessment and Taxation,
Ex-Officio County Clerk

Until a change is requested all tax
statements shall be sent to the following
address:

As above

Escrow No: 3400-28999-JS
Order No: 278474

CHICAGO

WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

LYNN A. ANDREWS AND PHILIMINE R. ANDREWS, TRUSTEES OF THE LYNN A. ANDREWS AND
PHILIMINE R. ANDREWS TRUST AGREEMENT DATED FEBRUARY 26, 1999

Grantor, conveys and warrants to HILLSBORO LANDFILL CO., INC., AN OREGON CORPORATION

Grantee, the following described real property free of encumbrances except as specifically
set forth herein:

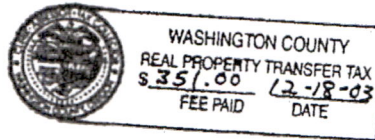
(Continued) See attached legal description.

This instrument will not allow use of the property described in this instrument in violation
of applicable land use laws and regulations. Before signing or accepting this instrument,
the person acquiring fee title to the property should check with the appropriate city or
county planning department to verify approved uses and to determine any limits on lawsuits
against farming or forest practices as defined in ORS 30.930.

ENCUMBRANCES:

- 1. The rights of the public in and to that portion of the premises herein
described lying within the limits of Minter Bridge Road.

The true consideration for this conveyance is \$351,000.00



Dated December 15, 2003 ; if a corporate grantor, it has caused its name to
be signed by order of its board of directors.

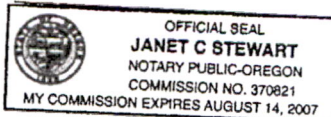
Lynn A. Andrews, Trustee
Lynn A. Andrews, Trustee

Philimine R. Andrews, Trustee
Philimine R. Andrews, Trustee

STATE OF OREGON, County of Washington) ss.
This instrument was acknowledged before me on December 15, 2003
by Lynn A. Andrews and Philimine R. Andrews

This instrument was acknowledged before me on _____
by _____ as _____
of _____

Notary Public for Oregon
My commission expires: _____



Received
DEC 05 2004
OWRD

Order No: 278474



LEGAL DESCRIPTION

A tract in the Northeast one-quarter Section 18, Township 1 South, Range 2 West, Willamette Meridian, in the County of Washington and State of Oregon, described as follows:

BEGINNING at the Southwest corner of that tract of land conveyed to Walter A. Brown, et ux, by Deed recorded in Deed Book 400, Page 5, said beginning point being also the Southeast corner of the George Sigler Donation Land Claim No. 42, and running thence North 5°37' West along the Westerly line of said Brown Tract, being the Easterly line of said Donation Land Claim, 670.1 feet to the Northwest corner of said Brown Tract; thence North 89°56' East along the North line of said Brown Tract, 136.84 feet; thence South 5°37' East parallel with the Westerly line of said Brown Tract, 609.26 feet to the Southerly line of said Brown Tract, in the center of Minter Bridge Road; thence South 65°07' West along said Southerly line and the center of said road, 144.28 feet to the point of beginning.

Received
DEC 05 2024
OWRD

225
11
278654

AFTER RECORDING RETURN TO:
Hillsboro Landfill Co., Inc.
3835 SW Minter Bridge Rd.
Hillsboro, OR 97123

Washington County, Oregon
12/18/2003 01:08:09 PM
D-DW
Crew#1 Str#7 K GRUNEWALD
\$10.00 \$6.00 \$11.00 \$225.00 - Total = \$252.00
203-207414



I, Jerry Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County, Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of records of said county.
Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

Until a change is requested all tax statements shall be sent to the following address:

As above

Escrow No: 3400-29010-JS
Order No: 278654

CHICAGO

WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

DAVID A. RUSSELL AND LUCINDA R. RUSSELL, HUSBAND AND WIFE

Grantor, conveys and warrants to HILLSBORO LANDFILL CO., INC., AN OREGON CORPORATION

Grantee, the following described real property free of encumbrances except as specifically set forth herein:

(Continued) See attached legal description.



WASHINGTON COUNTY
REAL PROPERTY TRANSFER TAX
\$ 225.00 12-18-03
FEE PAID DATE

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930.

ENCUMBRANCES:

- 1. The rights of the public in and to that portion of the premises herein described lying within the limits of SW Minter Bridge Road.

The true consideration for this conveyance is \$225,000.00

Dated 12-16-03 ; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

David A. Russell

Lucinda R. Russell

STATE OF OREGON, County of Washington) ss.
This instrument was acknowledged before me on December 16, 2003
by David A. Russell and Lucinda R. Russell
This instrument was acknowledged before me on _____
by _____ as _____
of _____

Notary Public for Oregon
My commission expires:

OFFICIAL SEAL
JANET C STEWART
NOTARY PUBLIC-OREGON
COMMISSION NO. 370821
MY COMMISSION EXPIRES AUGUST 14, 2007

Received
DEC 05 2024
OWRD

Order No: 278654



LEGAL DESCRIPTION

Beginning at an iron pipe on the Southerly line of the Henry Noland, Jr. Donation Land Claim no. 68 in Township 1 South, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, which beginning point is also on the Southerly line of that tract of land conveyed to Fred Walters, by Deed recorded at Page 129 of Volume 237 of Washington County Deed Records, said beginning point being South 48°58' East, 56.5 feet from the Westerly Southwest corner of said Donation Land Claim; thence from the above described point of beginning on the Southerly line of said Walters Tract, South 48°58' East, 470.3 feet to an iron pipe in place at the Southerly Southwest corner of said Walters Tract; thence continuing on the Southerly line of said Walters Tract, South 77°49' East, 484.0 feet to the true point of beginning of the herein described tract, said point being the Southeast corner of that parcel conveyed to Harvey E. Baker, et ux, by Warranty Deed recorded July 10, 1950, Book 309, Washington County Deed Records; thence from the true point of beginning, South 77°49' East along the South line of said Walters Tract, 243.0 feet to an iron pipe; thence continuing South 77°49' East, 30.0 feet to the Southeast corner of said Walters Tract; thence on the Easterly line of said Walters Tract and in the County road, North 10°20' East, 227.2 feet; thence North 77°49' West parallel to the Southerly line of said Walters Tract, 30.0 feet to an iron pipe; thence continuing North 77°49' West parallel to the Southerly line of said Walters Tract, 243.0 feet to the Northeast corner of said Baker Tract; thence South 10°20' West parallel to the Easterly line of said Walters Tract, and along the Easterly line of said Baker Tract, 227.2 feet to the true place of beginning.

Received
DEC 05 2024
OWRD

Received
DEC 05 2024
OWRD

Attachment 4
Map

Received

DEC 05 2024

OWRD

Attachment 5
Affidavit of Voluntary Cancellation



Affidavit of Voluntary Cancellation or Diminution of a Water Right Certificate

VOLUNTARY CANCELLATION is how the legal holder(s) of a water right certificate may cancel an abandoned water right or an abandoned portion of a water right. Abandonment means water use has or will have ceased under the cancellation. A cancellation can apply to an entire certificate or to a specific place of use and acreage. The rate of water must be proportionately cancelled to match the portion of the right being cancelled. If a certificate is partially cancelled, a remaining water right certificate will be issued describing the uncanceled portion.

[see also Oregon Revised Statue (ORS) 540.621 and Administrative Rule (OAR) 690-017-0100.]

VOLUNTARY DIMINUTION is how the legal holder(s) of a water right certificate may diminish an entire water right or a portion of it from a primary purpose to a supplemental purpose. The overall authorized rate of water on the certificate will remain the same, but the proportions between primary use and supplemental use will change. In the diminution process, the originating water right will be cancelled, and a new water right will be issued describing the diminution. [see also Oregon Administrative Rule (OAR) 690-330-0040.]

Describe in your own words what you want to accomplish with this affidavit: Cancel the Certificate 97682 in its entirety.

Certificate of Water Right Information:

Certificate Number: 97682

Issued for use within the State of Oregon, County of Washington.

Issued in the name of: Hillsboro Landfill Inc.

Date of priority: 05/28/1991

Rate or Volume on entire certificate: 111.0 AF (cubic foot per second *or* gallons per minute *or* acre-feet).

Source(s) of water on certificate: Victor S Madsen reservoir constructed under Application R-71646, Permit R-11928, a tributary of the Tualatin River.

Use(s) of water listed on certificate: 35.0 acres of constructed wetlands (purposes),

If for irrigation (IR), total number of acres on certificate for primary IR _____, supplemental IR _____.

Statements of Oath:

I/We (or authorized agent), Hillsboro Landfill Inc.; Attn: Nicholas Godfrey,

residing at 3205 SE Minter Bridge Rd Hillsboro OR 97123,

with a mailing address of (if different) _____,

and a telephone number of 503-435-9248, being **first duly sworn depose and say:**

1. I/We are the legal owners of property appurtenant to all *or* a portion (**check one box**) of the water right described above. My/Our property is described on a recorded property deed in my/our/an entity name(s). The property is located within the following legal description [*must include at a*

Received
DEC 05 2024
OWRD

Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate

minimum, township(s), range(s), section number(s), quarter- quarter(s) and tax lot number(s)].

Examples:

- Township 3 South, Range 5 East, Section 12, NW¼, NW¼ SW¼ & SW¼ SW¼; Section 13 NWNW, SWNW, all within Tax Lot 700.
- T16S, R18E, Sec18, SWSE & SESE, TL 1700
- T6N, R35E, Sec 27, S½, TL 1100

Enter legal description here: [Please see below for list of property locations.](#)

- T1S, R2W, SEC7, SWNE, TL 1200
- T1S, R2W, SEC7, NESW, TL 1200
- T1S, R2W, SEC7, NWSE, TL 1200
- T1S, R2W, SEC7, NESW, TL 1100
- T1S, R2W, SEC7, SESW, TL 1100
- T1S, R2W, SEC7, NWSE, TL 1100
- T1S, R2W, SEC7, SWSE, TL 1100

Received
DEC 05 2024
OWRD

2. I/We are requesting a [**check one box - the affidavit will be returned if more than one box is checked**]:

voluntary cancellation of and have abandoned any and all interest in the ENTIRE water right Certificate # 97682.

voluntary cancellation of and have abandoned any and all interest a PORTION of water right Certificate # _____.

voluntary diminution of the ENTIRE water right Certificate # _____.

voluntary diminution of a PORTION of water right Certificate # _____.

3. The appurtenant water right is or is not (**check one box**) located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (district). If the right is located within a district or reclamation project, name it here: _____.

a. The water right, or portion thereof, being cancelled or diminished (**check one box**) is in the name of or served by a district. The signature of district manager on the line below documents the concurrence of the district to the changes to the water right specified in this affidavit, for the portion of the water right in the name of or served by the district.

Signature of district manager

Printed Name

Date _____

4. Complete this item (#4) only if this is a CANCELLATION for a PORTION of the water right.

I/We have abandoned any and all interest in and wish to cancel the following portion(s) of the water right certificate number listed in Item #2, above:

A place of use, or use.

- For the use of (specify irrigation, domestic, etc.) _____
- IF FOR IRRIGATION OR NURSERY USE: Total number of acres to be cancelled _____
- In the amount of _____ cubic foot per second

Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate

- From the water source (s) _____
- At the following location(s) (attach a larger table if needed):

ABANDONED PORTION TO BE CANCELLED										
Township	N or S	Range	E or W	Mer	Section #	DLC #	G-LOT #	Quarter-Quarter	Acres	Tax Lot #
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____

- Locations of the place of use or acres being cancelled are clearly identified on a copy of the certificate map of record (decree map, final proof map, or claim of beneficial use map); or, if there is no certificate map of record, then an alternate map is being submitted with information sufficient to determine the lands on which the right is to be cancelled)
- Locations of the place of use or acres **NOT** being cancelled are clearly identified on a copy of the certificate map of record; or if there is no certificate map of record, then an alternate map is being submitted with information sufficient to determine the lands on which the right is NOT to be cancelled.

AND/OR (less common)

- One or more of the authorized points of diversion (surface water) or points of appropriation (groundwater) authorized under the certificate.
 - For the use of (specify irrigation, domestic, etc.) _____
 - From the water source (s) _____
 - Located within the _____¹/₄, Section _____, Township _____ (N or S), Range _____ (E or W, W.M.
 - Location Description (if given on the certificate) _____

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5. Complete this section (Item #5a-c) for a DIMINUTION of ALL or a PORTION of the water right.

- I/We have found a more dependable source of primary water, and therefore request the water right certificate in its entirety, **or** as described in Item #6, below, (check one box) be diminished from a right for primary use to a right for supplemental use.
- I/We agree that if this change is approved, it is permanent and the right to the use of water from _____ (source) cannot be changed back to the primary use unless otherwise provided by law.
- I/We also agree that so long as there is sufficient water available from the new primary source, I am/we are not entitled to use any water from _____ (source of water) for primary use on these lands.

6. Complete this item (#6) for a DIMINUTION of a PORTION of the water right.

I/We, being the legal owners of the property described below are requesting a partial diminution of the water right certificate (identified in Item #2 above in the amount of _____ (cfs) from _____ (sources) for irrigation (if applicable) of _____ acres at the following location(s) as listed on the certificate (attach a larger table if needed):

PORTION TO BE DIMINISHED FROM PRIMARY TO SUPPLEMENTAL IRRIGATION										
Township	N or S	Range	E or W	Mer	Section #	DLC #	G-LOT #	Quarter-Quarter	Acres	Tax Lot #
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____

Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate

PORTION TO BE DIMINISHED FROM PRIMARY TO SUPPLEMENTAL IRRIGATION										
Township	N or S	Range	E or W	Mer	Section #	DLC #	G-LOT #	Quarter-Quarter	Acres	Tax Lot #
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____

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Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate

Signatures and Notary:

[Handwritten Signature]

Signature of legal owner as listed on deed, or authorized agent

Printed Name Nicholas Godfrey

Date 10.17.2024

Signature of legal co-owner as listed on deed (if applicable)

Printed Name _____

Date _____

Subscribed and Sworn to Before Me this 17 day of October, 20 24.



Itza Pacheco

Signature of Notary Public for Oregon

My Commission Expires November 07, 2027

REQUIRED ATTACHMENTS (LEGIBLE COPIES):

- 1) A recorded property deed which lists landowner(s) and includes a legal description of lands affected by this affidavit of cancellation or diminution. Exhibit A
- 2) An adjudication map, water right final proof map, or a tax lot map that clearly shows: Exhibit B
 - a. Location and acreages within each township, range and quarter-quarter of the lands described on the water right being cancelled or diminished, and
 - b. the remaining locations and acreages within each township, range and quarter-quarter of the lands described on entire water right NOT being cancelled or diminished, if any.
- 3) A list of names and addresses of other property owners with lands appurtenant to portions of the water right certificate not legally owned by the person(s) signing the affidavit. NA
- 4) If acting as an authorized agent, include a copy of the Power of Attorney or other documents granting authority to act on behalf of legal owner(s) as listed on the deed. NA

MISSING ATTACHMENTS WILL RESULT IN THE AFFIDAVIT BEING RETURNED, AND NO ACTION TAKEN ON THE AFFIDAVIT.

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Exhibit A
Property Deeds

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3500T

AFTER RECORDING RETURN TO:

Hillsboro Landfill, Inc.
7227 NE 55th Avenue
Portland, OR 97218

UNTIL A CHANGE IS REQUESTED, ALL TAX STATEMENTS SHALL BE SENT TO:

Hillsboro Landfill, Inc.
7227 NE 55th Avenue
Portland, OR 97218

**STATUTORY BARGAIN AND SALE DEED
WITH RESERVATION OF RETAINED OCCUPANCY RIGHTS**

Lawrence A. Souza and Ann K. Souza, Grantor, conveys to Hillsboro Landfill, Inc., an Oregon corporation, Grantee, the following described real property:

See Exhibit "A" which is attached hereto and incorporated herein by this reference.

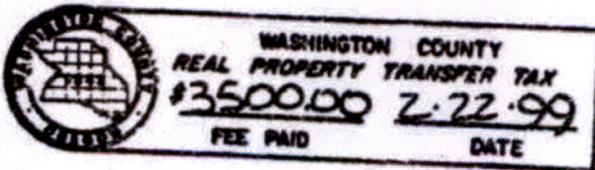
Without creating any warranty and without implying any obligation to list any or all encumbrances or other matters which may affect title to the Property, Grantor specifically disclaims any responsibility with respect to the matters referenced on Exhibit "B" hereto.

This Deed is given pursuant to a Sale Agreement dated 2/19/99 between Grantor and Grantee. Grantor hereby reserves and retains the right to occupy the real property described herein for up to five years from the date of recording this Deed. The terms governing such retained occupancy are set forth in the Sale Agreement and are incorporated herein by reference as if fully set forth.

The true consideration for this conveyance is \$3,500,000.00.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED this 19 day of February, 1999.



Lawrence A. Souza
Lawrence A. Souza

Ann K. Souza
Ann K. Souza

Received

DEC 05 2024

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1 - STATUTORY BARGAIN AND SALE DEED WITH RESERVATION OF RETAINED OCCUPANCY RIGHTS

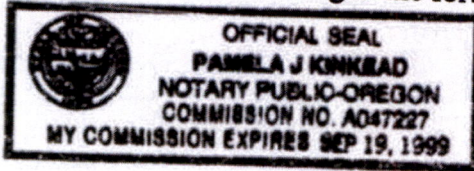
(17/103679/110356/JDG/226418.2)

FIDELITY NATIONAL TITLE CO. 11304

STATE OF OREGON

County of Multnomah) ss.

On this 11 day of February, 1999, personally appeared Lawrence A. Souza and acknowledged the foregoing instrument as his voluntary act and deed.

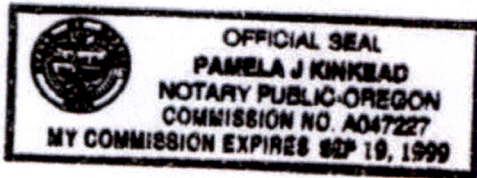


Pamela J. Kinkhead
NOTARY PUBLIC FOR OREGON
My commission expires: 9/19/99

STATE OF OREGON

County of Multnomah) ss.

On this 11 day of February, 1999, personally appeared Ann K. Souza and acknowledged the foregoing instrument as her voluntary act and deed.



Pamela J. Kinkhead
NOTARY PUBLIC FOR OREGON
My commission expires: 9/19/99

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2 - STATUTORY BARGAIN AND SALE DEED WITH RESERVATION OF RETAINED
OCCUPANCY RIGHTS
(17/103679/110356/JDG/226418.2)

EXHIBIT "A"

A tract of land in the South half of Section 7, Township 1 South, Range 2 West and the North half of Section 18, Township 1 South, Range 2 West of the Willamette Meridian in the County of Washington and State of Oregon, more particularly described as follows:

Beginning at an iron at the Southeast corner of the George Sigler Donation Land Claim in Section 18, Township 1 South, Range 2 West, Willamette Meridian, said beginning point being also in the center of county road known as the Minter Bridge Road and running thence along the center of said road South $62^{\circ}12'$ West, 983.1 feet to an iron at angle in said road; thence along center of said road South $88^{\circ}12'$ West, 531 feet; thence North $0^{\circ}44'$ West, 339.8 feet to an iron at the Southwest corner of that parcel of land described in deed to Anton Nussbaumer, et ux, recorded June 12, 1961, Book 445, Page 213, records of Washington County, Oregon; thence North along the West line of said Nussbaumer tract, 338.45 feet to the Northwest corner thereof; thence North $83^{\circ}10'$ West, 495.1 feet, more or less, to an iron on the south bank of said ditch; thence North $55^{\circ}11'$ West, 498.2 feet to an iron on south bank of said ditch; thence North $3^{\circ}19'$ West, 226.7 feet to an iron on the westerly bank of said ditch and also on the south bank of the Tualatin River; thence continuing North $3^{\circ}19'$ West, 75.0 feet, more or less, to the center of said Tualatin River; thence following up the center of said river with all the meanderings thereof, in a Northerly direction, 2950 feet, more or less, to a point in the center of said river which point is the Southwest corner of a tract of land conveyed by deed recorded in Book 116, Page 499, records of deeds for Washington County, Oregon; thence along the South line of said tract of land belonging to I. Konnigan South $79^{\circ}21'$ East, 2034.0 feet to a cast iron window weight in ground and on the East line of the above-mentioned George Sigler Donation Land Claim; thence along the East line of said Sigler claim South $0^{\circ}45'$ West, 1029.9 feet to a stake at the Westerly Southwest corner of the Henry Nowland Donation Land Claim, also being an angle corner on the East line of the said Sigler Claim; thence along the East line of the said Sigler claim South $5^{\circ}52'$ East, 1870.6 feet to the point of beginning.

Excepting therefrom the following:

A portion of that certain tract of land in the George Sigler Donation Land Claim No. 42, in the Northeast quarter of Section 18, Township 1 South, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, conveyed to Anton Nussbaumer, et ux, by deed recorded in Book 286, Page 814, Washington County, Oregon, Deed Records and described as "First Tract" in said deed, said portion being more particularly described as follows:

Beginning at an iron at the Southeast corner of the said George Sigler Donation Land Claim No. 42, in the center of Minter Bridge Road (County Road No. 1174) and running thence along the center of said road South $62^{\circ}12'$ West, 220.00 feet to a point; thence parallel with the East line of said George Sigler Donation Land Claim North $05^{\circ}52'$ West, 468.00 feet to a point; thence North $84^{\circ}08'$ East, 204.08 feet to a point on the East line of said Sigler Donation Land Claim; thence along said East line South $05^{\circ}52'$ East, 385.83 feet to the point of beginning.

And further excepting therefrom that portion of the herein described property lying in Section 7, Township 1 South, Range 2 West of the Willamette Meridian.

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EXHIBIT "B"

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1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records, proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings whether or not shown by the records of such agency or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession.
3. Easements, or claims of easements or encumbrances, not shown by the public records, reservations or exceptions in patents or in acts authorizing the issuance thereof, water rights, claims or title to water.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose.
5. Any statutory liens for labor or material, including liens for contributions due to the State of Oregon for unemployment compensation and for worker's compensation, which have now gained or may gain priority over the lien of the insured deed of trust, which liens do not now appear of record.
6. The herein described property has been classified for Farm, as disclosed by the tax roll. In the event of disqualification, said property may be subject to additional taxes and/or penalties.
7. Any adverse claim based upon the assertion that:
 - a. Some portion of said land has been created by artificial means, or has accreted to such portion so created.
 - b. Some portion of said land has been brought within the boundaries thereof by an avulsive movement of Tualatin River, or has been formed by accretion to any such portion.
8. Rights and easements for recreation, navigation and fishery which may exist over that portion of said land lying beneath the waters of Tualatin River.
9. Rights of the public and governmental agencies in and to any portion of said land lying within the boundaries of streets, roads and highways.

10. Easement(s) for the purpose(s) shown below and rights incidental thereto as granted in a document.

Granted to: Portland General Electric Company, a corporation
Purpose: Electrical and Telephone lines
Recorded: August 14, 1953, Book 347, Page 497
Affects: Exact location is not specified

11. Reserved and retained occupancy rights pursuant to this Deed.

12. Any well notices recorded with respect to the property.

13. All real property taxes and assessments.

14. Any matters created or suffered by Grantee.

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Received
DEC 05 2024
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STATE OF OREGON
County of Washington } SS
I, Jerry Hanson, Director of Assessment and Taxation and Executive County Clerk for said county, do hereby certify that the within instrument of writing has received and recorded in book or records of said county.
Jerry R. Hanson, Director of Assessment and Taxation, Executive County Clerk

Doc : 97033295
Rect: 184273
04/11/1997 02:13:13pm 48.00

After Recording, Return to:
Hillsboro Landfill, Inc.
3205 S.E. Minter Bridge Road
Hillsboro, OR 97123

Send Tax Statements to:
Hillsboro Landfill, Inc.
3205 S.E. Minter Bridge Road
Hillsboro, OR 97123

WARRANTY DEED - STATUTORY FORM

LAWRENCE A. SOUZA and ANN K. SOUZA, husband and wife, hereinafter called Grantor, conveys and warrants to HILLSBORO LANDFILL, INC., Grantee, the following described real property free of encumbrances except as specifically set forth herein situated in Washington County, Oregon to wit: more particularly described in Exhibit A which is attached hereto and incorporated at this point by this reference.

The said property is free from encumbrances except those more particularly described in Exhibit B which is attached hereto and incorporated at this point by this reference.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for this conveyance is \$530,000.00.

The deed is given in fulfillment of the Land Sale Contract between the parties dated June 7, 1991.

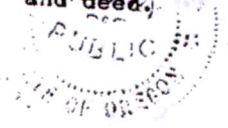
Dated this 7 day of June, 1991.

Lawrence A. Souza
Lawrence A. Souza
Ann K. Souza
Ann K. Souza

STATE OF OREGON)
County of Washington) ss.

Personally appeared before me this 7 day of June, 1991, the above named Lawrence A. Souza and Ann K. Souza and acknowledged the foregoing instrument to be their voluntary act and deed.

David J. Steenberg
Notary Public for Oregon
My commission expires: 12/5/91



AFTER RECORDING, RETURN TO:
Hillsboro Landfill, Inc.
3205 S.E. Minter Bridge Road
Hillsboro, OR 97123

SEND TAX STATEMENTS TO:
Hillsboro Landfill, Inc.
3205 S.E. Minter Bridge Road
Hillsboro, OR 97123

A tract of land in the South half of Section 18, Township 1 South, Range 2 West and the North half of Section 18, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon, more particularly described as follows:

Beginning at an iron at the Southeast corner of the Geo. Sigler D.L.C. in Section 18, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon, said beginning point being also in the center of County Road known as the Minter Bridge Road; and running thence along the center of said road, South $62^{\circ} 12'$ West, 983.1 feet to an iron at angle in said road; thence along center of said road, South $88^{\circ} 12'$ West, 531 feet; thence North $0^{\circ} 44'$ West, 339.8 feet to an iron to the Southwest corner of that parcel of land described in Deed to Anton Nussbaumer, et ux, recorded June 12, 1961, Book 445, page 213, Records of Washington County, Oregon; thence North along the West line of said Nussbaumer Tract, 338.45 feet to the Northwest corner thereof; thence North $83^{\circ} 10'$ West, 495.1 feet, more or less, to an iron on the South bank of said ditch; thence North $55^{\circ} 11'$ West, 498.2 feet to an iron on South bank of said ditch; thence North $3^{\circ} 19'$ West, 226.7 feet to an iron on the Westerly bank of said ditch and also on the South bank of the Tualatin River; thence continuing North $3^{\circ} 19'$ West, 75.0 feet, more or less, to the center of said Tualatin River; thence with all the meanderings thereof, in a Northerly direction 2950 feet, more or less, to a point in the center of said River which point is the Southwest corner of a tract of land conveyed by Deed recorded in Book 116, at page 499, Records of Deeds for Washington County, Oregon; thence along the South line of said tract of land belonging to I. Konnigan, South $79^{\circ} 21'$ East, 2034.0 feet to a cast iron window weight in ground and on the East line of the above mentioned Geo. Sigler D.L.C.; thence along the East line of said Sigler Claim, South $0^{\circ} 45'$ West, 1029.9 feet to a stake at the Westerly Southwest corner of the Henry Nowland D.L.C., also being an angle corner on the East line of said Sigler Claim; thence along the East line of the said Sigler Claim, South $5^{\circ} 52'$ East, 1870.6 feet to the point of beginning.

EXCEPTING THEREFROM the following:

A portion of that certain tract of land in the George Sigler Donation Land Claim No. 42 in the Northeast quarter of Section 18, Township 1 South, Range 2 West of the Willamette Meridian, Washington County, Oregon, conveyed to Anton Nussbaumer, et ux, by Deed recorded in Book 286, page 814, Washington County, Oregon, Deed Records, and described as "First Tract" in said Deed, said portion being more particularly described as follows:


Exhibit A, Page 1

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Beginning at an iron  the Southeast corner of the said George Sigler Donation Land Claim No. 42, in the center of Minter Bridge Road (County Road No. 1174), and running thence along the center of said road, South 62° 12' West, 220.00 feet to a point; thence parallel with the East line of said George Sigler Donation Land Claim, North 05° 52' West, 468.00 feet to a point; thence North 84° 08' East, 204.08 feet to a point on the East line of said Sigler Donation Land Claim; thence along said East line, South 05° 52' East, 385.83 feet to the point of beginning.

ALSO EXCEPTING THEREFROM that portion lying in the North half of Section 18, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon.

And subject to an easement reserved in favor of Grantor, the terms of which are stated in that certain Easement between Lawrence A. Souza and Ann K. Souza and Hillsboro Landfill, Inc. being recorded on June 10, 1991 in the real property records of Washington County, Oregon as Fee No. 91-29838.

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1. Rights of the public and governmental bodies in and to any portion of the premises herein described lying below high water mark of the Tualatin River, including any ownership rights which may be claimed by the State of Oregon below the high water mark.

2. An easement, including the terms and provisions thereof,
From: Anton Nussbaumer and Bertha Nussbaumer, husband and wife
To: Portland General Electric Company, a corporation of Oregon
Recorded: August 14, 1953 Book: 347 Page: 497
Records of Washington County, Oregon.
For: Line, poles and wires
Affects: No specific location given

3. An easement, including the terms and provisions thereof,
From: Anton Nussbaumer, Bertha Nussbaumer, Lawrence A. Souza,
Ann K. Souza, as their separate interest may appear
To: Portland General Electric Company, an Oregon corporation
Recorded: December 5, 1985 Fee No.: 85048190
Records of Washington County, Oregon.
For: Electric power line

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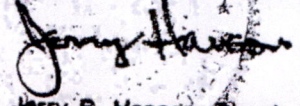
EXHIBIT B

4

STATE OF OREGON
County of Washington

SS

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.



Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

Doc : 97035499

Rect: 184690

04/18/1997 11:22:52am

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1-7

DESCRIPTION SHEET

See Page 1 for vesting and encumbrances, if any.

Description of the tract of land which is the subject of this report:

PARCEL I:

Beginning at the Southwest corner of the Henry Noland, Jr. D.L.C. No. 68, Township 1 South, Range 2 West of the Willamette Meridian, set a cedar post 36 x 4 x 4 inches for corner, from which a cedar stump of the original Government bearing tree bears South 15° West 50 links distant (variation 22° 15'); thence South 48° 58' East on the South boundary of claim, 8.06 chains to a cedar post; the Western corner of Schuler's land; thence South 77° 49' East on Schuler's North line 11.47 chains to a point in the center of the County Road; thence North 10° 20' East along road 19.73 chains to an iron rod; thence North 27° 16' East 7.94 chains to a point in County Road; thence South 81° 28' West 24.25 chains to a point in the West line of claim; thence South 01° 54' West along line 15.10 chains to a point of beginning;

EXCEPT tract conveyed to Mike Boyko and Anna Boyko in Deed Book 267, Page 229 and ALSO EXCEPT tract conveyed to Robert H. Schmunk and Rebecca J. Schmunk in Deed Book 366, Page 643

PARCEL II:

Part of the George Sigler D. L. C. in Township 1 South, Range 2 West of the Willamette Meridian, described as:

Beginning at a point on the East line of the George Sigler D. L. C. No. 42, Township 1 South, Range 2 West of the Willamette Meridian, 327.4 feet South of re-entrant corner on the East boundary of the Sigler D. L. C.; run thence on East line of the Sigler D. L. C., South 00° 30' East 1380 feet to a cast window weight; thence North 81° 35' West 2034 feet, more or less, to center of Tualatin River; thence up the center of river, with the meanderings 1200 feet, more or less, to North line of J. C. Hare's land in Sigler D. L. C.; thence North 89° 53' East 1700 feet, more or less, to the point of beginning.

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Report No. 34-139401
JULY2 ('88)

CB/jls

Con't Preliminary Report Only

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DEC 05 2024

PARCEL III:

OWRD

In Section 7, Township 1 South, Range 2 West, of the Willamette Meridian, and being a part of the Henry Noland, Jr. D. L. C. No. 68, said Township and Range, and described as:

Commencing at a stone on the West line of the Henry Noland, Jr. D. L. C. No. 68, distant 15.10 chains North of the most Westerly Southwest corner of the Noland Claim for a point of beginning run North 01° 54' East along the West line of Noland claim a distance of 19.32 chains to a stone at the Southwest corner of tract of land heretofore conveyed to F. M. Kelsey; thence South 82° 34' East along the South line of F. M. Kelsey tract, 10.50 chains; thence South 01° 54' West 16.34 chains to a point on the North line of tract heretofore conveyed to one William Hay; thence South 81° 30' West 10.67 chains to the point of beginning.

PARCEL IV:

A strip of land 25.5 links wide described as:

Beginning at the Southeast corner of tract last above described and running thence North 81° 30' East 13.80 chains, more or less, to a stone in the center of County Road; thence North 27° 15' East 31 links; thence South 81° 30' West to the East line of above described tract; thence South 01° 54' West 25.5 links to the point of beginning.

EXCEPTING THEREFROM that certain parcel as described in deed recorded December 21, 1981, fee number 81042143

PARCEL V:

ALSO, Beginning at an iron pipe on the West line of that certain tract of land conveyed to George S. Yates by deed recorded on Page 351 of Deed Book 123; which iron pipe bears South 01° 54' West 459.8 feet from an iron bar on the South line of the F. M. Kelsey tract at the Northwest corner of the said Yates tract, which iron bar is described as being South 01° 54' West 7 chains and South 82° 34' East 10.50 chains from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68, Township 1 South, Range 2 West, of the Willamette Meridian; thence from the described point of beginning, South 01° 54' West along the monumented property line, 603.5 feet to an iron pipe at the Southwest corner of said Yates tract; thence North 81° 26' East along the South line of said Yates tract, 870.3 feet to an iron bar from which an oak tree bears North 60° West 17 feet; thence continue North 81° 26' East 27.9 feet to the center of the County Road; thence North 27° 19' East in the center of said road, 429.7 feet to a point; thence North 85° 18' West 24.6 feet to an iron pipe; thence continue North 85° 18' West 1044.4 feet to the point of beginning.

EXCEPT THEREFROM that certain parcel described in deed recorded December 21, 1981, fee number 81042143

Report No. 34-139401
JULY2 ('88)

CB/jls

4
Con't Preliminary Report Only

EXCEPT the following tract of land:

Beginning at an iron bar which is described as being South 01° 54' West 7 chains and South 82° 34' East 10.50 chains from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68 in Township 1 South, Range 2 West, of the Willamette Meridian, and running thence South 01° 54' West 459.8 feet to an iron at the Northwest corner of a certain tract of land conveyed to Fred and Amelia Walters by deed as recorded on Page 145 of Deed Book 267; thence South 85° 18' East 1069 feet to the Northeast corner of said Walters tract and the true point of beginning of the herein described tract; thence from the described true point of beginning, North 35° 18' West along the North line of said Walters tract, 24.6 feet to an iron on the Westerly line of the County Road; thence continue on said line North 85° 18' West 352.1 feet to an iron; thence South 04° 42' West 272.3 feet to an iron; thence South 85° 18' East 236.1 feet to an iron on the Westerly line of said road; thence continue South 85° 18' East 27.1 feet to a point on the Easterly line of said Walters tract; thence North 27° 19' East 295 feet to the said true point of beginning.

ALSO EXCEPT:

Beginning at the Northwest corner of the Henry Noland D. L. C. No. 68 in Township 1 South, Range 2 West of the Willamette Meridian, Washington County, Oregon, and running thence South 01° 54' West 7.00 chains to a point; thence South 82° 34' East 10.50 chains to an iron bar; thence South 01° 54' West 459.8 feet to an iron at the Northwest corner of a certain tract of land conveyed to Fred and Amelia Walters by deed recorded on Page 145 of Deed Book 267; thence South 85° 18' East 692.3 feet to an iron at the Northwest corner of a certain tract of land conveyed to Wm. Hansen by deed as recorded on Page 393 of Deed Book 294; thence South 54° 42' West 272.3 feet to the Southwest corner of said Hansen tract and the true point of beginning of the herein described tract; thence from the described point of beginning, South 85° 18' East along the South line of said Hansen tract, 263.2 feet to the Southeast corner of said tract, from which an iron bears North 85° 18' West 27.1 feet; thence South 27° 19' West on the Easterly line of the Walters tract 179.3 feet to a point from which an iron bears North 85° 18' West 24.5 feet; thence North 85° 18' West 263.2 feet to an iron; thence North 27° 19' East 179.3 feet to the true point of beginning.

ALSO EXCEPT:

Beginning at an iron at the Northwest corner of the 2 acre tract conveyed to Wm. Hansen by deed recorded in Deed Book 294, Page 393 and which iron is said to be reached by running the following courses and distance from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68 in Township 1 South, Range 2 West, of the

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Willamette Meridian, South 01° 54' West 7 chains to a point; thence South 82° 34' East 10.50 chains to an iron; thence South 01° 54' West 459.8 feet to an iron pipe; thence South 85° 18' East 692.3 feet to an iron at the point of beginning of the herein described tract; thence from the point of beginning, South 04° 38' West along the West line of the Hansen tract 272.4 feet to an iron at the Southwest corner thereof; thence South 27° 17' West along the West line of the tract conveyed to Glenn Walters by deed as recorded in Deed Book 310, Page 396 of said Deed Records; 179.2 feet to an iron at the Southwest corner thereof; thence North 77° 15' West 189.3 feet to an iron; thence North 07° 58' East 411.9 feet to an iron on the North line of the tract conveyed to Fred Walters by deed as recorded in Deed Book 267, Page 145; thence South 85° 15' East along the North line of the Fred Walters tract, 232.6 feet to the point of beginning.

ALSO EXCEPT: Beginning at the Southeast corner of the tract of land conveyed to Glenn Walters by deed as recorded in Deed Book 310, Page 396 of Washington County, Oregon Deed Records, a point in the County Road and which beginning point is said to be reached by running the following courses and distances from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68 in Township 1 South, Range 2 West of the Willamette Meridian; thence South 01° 54' West 7 chains to a point; thence South 82° 34' East 10.50 chains to an iron; thence South 01° 54' West 459.8 feet to an iron at the Northwest corner of the tract conveyed to Fred Walters by deed as recorded in Deed Book 267, Page 145; thence South 85° 18' East 692.3 feet to an iron at the Northwest corner of the tract conveyed to Wm. Hansen by deed as recorded in Deed Book 294, Page 393; thence South 04° 42' West 272.3 feet to the Southwest corner of the Hansen tract; thence South 85° 18' East along the South line of the Hansen tract, 263.2 feet to the Southeast corner thereof; thence South 27° 19' West along the East line of the Glenn Walters tract 179.3 feet to a point and the point of beginning of the herein described tract; thence from the point of beginning, South 27° 19' West along the East line of the tract conveyed to Fred Walters by deed as recorded in Deed Book 237, Page 129, and along the County Road, 38.3 feet to a point; thence North 77° 15' West 23.2 feet to an iron on the Westerly line of the County Road; thence continue North 77° 15' West 227.4 feet to an iron at the Southwest corner of the Glenn Walters Tract; thence South 85° 21' East along the South line of the Glenn Walters tract 238.5 feet to an iron on the Westerly line of the County Road; thence continue South 85° 21' East 24.5 feet to the point of beginning.

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ALSO EXCEPT 1 acre expressly retained by and excepted to the vendors, as follows:

Beginning at an iron on the North line of the tract conveyed to Fred Walters as in Deed recorded in Deed Book 267, Page 143, which iron bears South 85° 15' East 459.1 feet from the Northwest corner of said Walters tract and running thence South 07° 58' West along the West line of the last exception described above, 411.9 feet to an iron; thence continue South 07° 58' West 10.03 feet to an iron; thence North 77° 15' West 103.43 feet to an iron pipe; thence North 07° 58' East 407.23 feet to an iron on the North line of said Walters tract; thence South 85° 15' East along said North line 105.23 feet to the point of beginning.

ALSO, EXCEPT a 10 foot easement retained by and excepted to the vendors, as follows:

A strip of land 10.00 feet in width, extending from the excepted tract last described hereon Southeasterly to the County Road known as Minter Bridge Road, and more particularly described as follows:

Beginning at the Southeast corner of said excepted tract and running thence South 77° 15' East 413.17 feet to an iron on the West line of said road; thence North 27° 19' East along said West line 10.33 feet to an iron; thence North 77° 15' West 416.7 feet to an iron on the East line of said excepted tract; thence South 07° 58' West along said East line 10.03 feet to the point of beginning.

ALSO EXCEPT the following: A tract of land in Sections 7 and 8, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon, described as follows, to-wit:

Beginning at an iron pipe at the Northwest corner of that tract of land conveyed to Fred Walters, et ux, by deed recorded in Book 267, Page 145, Deed Records, said point is described as being South 1° 54' West 7.00 chains South 82° 30' East 10.30 chains and South 1° 54' West 459.8 feet from the Northwest corner of the Henry Noland, Jr. D. L. C. No. 68 and running thence South 85° 18' East along the Northerly line of said Walters tract, 353.87 feet; thence South 07° 58' West 407.23 feet; thence South 77° 15' East 518.6 feet to the Westerly line of Minter Bridge Road and a point on the South line of the Glen Walters tract described in Book 310, Page 396, Deed Records; thence South 27° 19' West along said Westerly line, 12.4 feet; thence North 77° 15' West 829.25 feet to the Westerly line of said Walters tract; thence North 01° 54' East along said Westerly line, 374.95 feet to the point of beginning.-----

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Exhibit B
Map and Water Right

STATE OF OREGON
 COUNTY OF WASHINGTON
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HILLSBORO LANDFILL INC.
 3205 SE MINTER BRIDGE RD
 HILLSBORO OR 97123

confirms the right to the use of water perfected under the terms of Permit S-52620. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-71647

SOURCE OF WATER: VICTOR S. MADDEN RESERVOIR, CONSTRUCTED UNDER APPLICATION R-71646, PERMIT R-11928, A TRIBUTARY OF TUALATIN RIVER

PURPOSE OR USE: 35.0 ACRES OF CONSTRUCTED WETLANDS

VOLUME OF USE: 111.0 ACRE-FEET STORED WATER ONLY

PERIOD OF USE: STORED WATER MAY BE USED AT ANY TIME DURING THE YEAR

DATE OF PRIORITY: MAY 28, 1991

POINT OF DIVERSION LOCATION:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1 S	2 W	WM	7	SE NE	68	RESERVOIR OUTLET - 3169 FEET NORTH AND 982 FEET WEST FROM SE CORNER, SECTION 7

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
1 S	2 W	WM	7	SW NE	42	6.87
1 S	2 W	WM	7	NE SW		2.22
1 S	2 W	WM	7	SE SW		9.79
1 S	2 W	WM	7	NW SE	42	11.23
1 S	2 W	WM	7	SW SE	42	4.89

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NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device approved by the Director in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

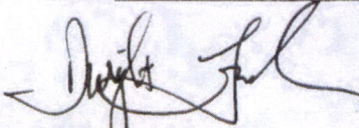
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

Issued **MAR 15 2024**



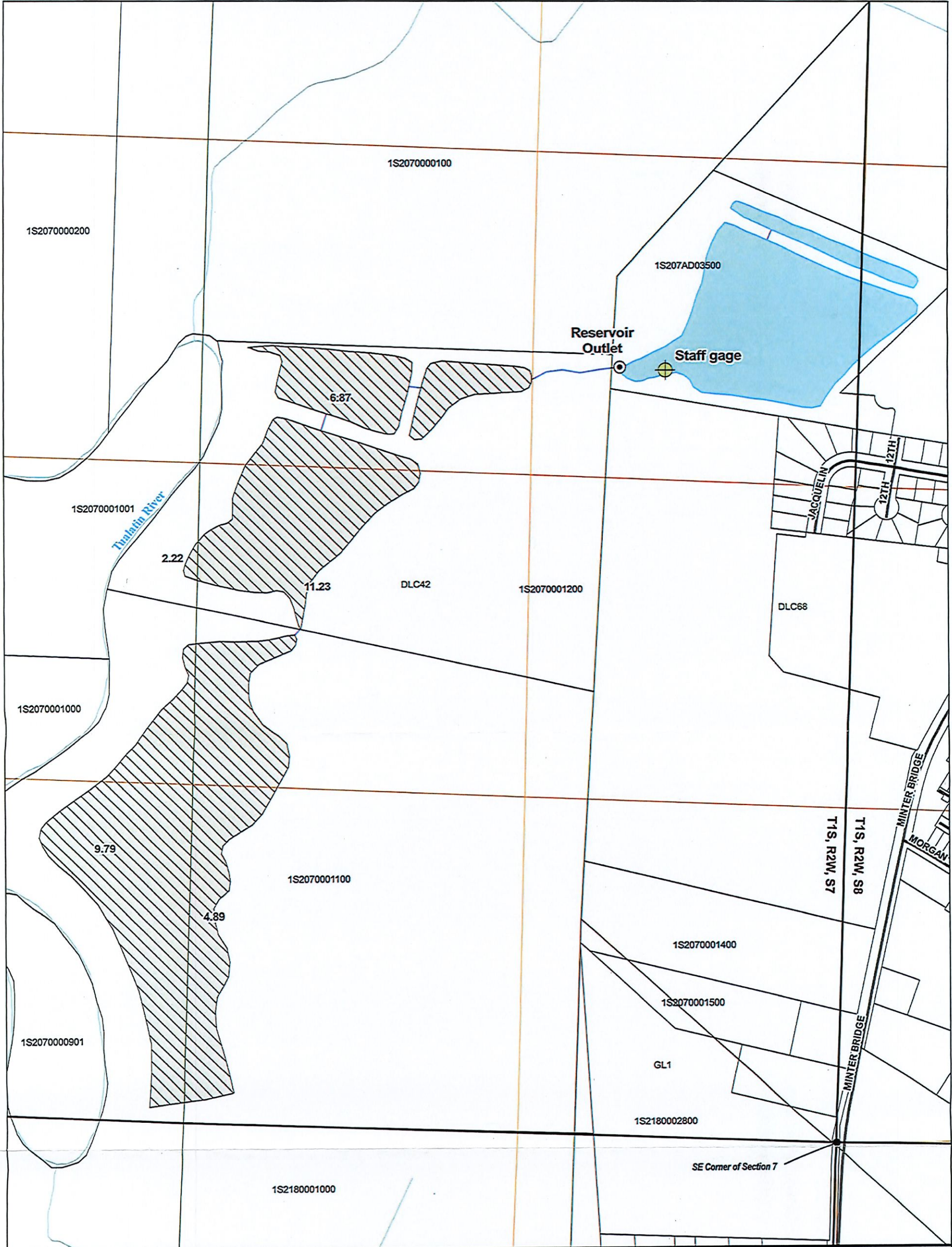
Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

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Claim of Beneficial Use

Permit S-52620, Application S-71647

A Water Right held by Hillsboro Landfill Inc.
Washington County



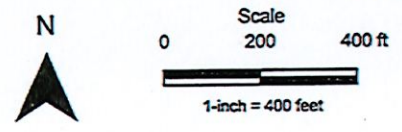
Project\Waste_Management\1_GIS\1_SWIR_Files\1_SWIR_Maps\Waste_Management_Map.qgz

- LEGEND**
- Point of Diversion
 - Place of Use
 - Conveyance Pipeline
 - Reservoir (Permit R-11928)
 - Streams
 - Tax Lots
 - Roads
 - Sections
 - QQ
 - Donation Land Claim
 - Government Lot

POD Location Description

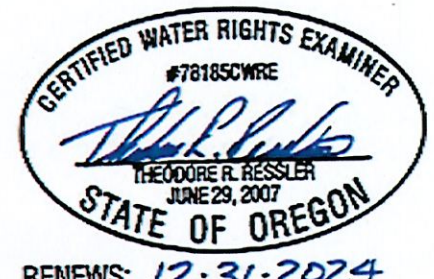
Reservoir Outlet
Located 3,169 feet North and 982 feet West from SE corner of Section 7, Township 1 South, Range 2 West, W.M.

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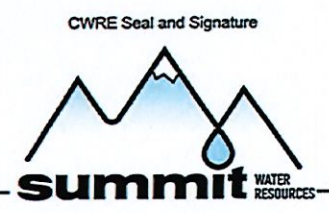


Date: 10/7/2023
Data Sources: BLM, OWRD, USGS, Metro.
Disclaimer: This map is not intended to provide legal dimensions or locations of property ownership lines.

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RENEWS: 12-31-2024



CWRE Seal and Signature



December 2, 2024

Ms. Katie Ratcliffe
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

Subject: Application for a Permanent to Use Surface Water (Stored Water Only)
Hillsboro Landfill Inc.

Ms. Ratcliffe:

On behalf of the applicant, Hillsboro Landfill Inc, please find enclosed an Application for a Permit to Use Surface Water accompanied by a check in the amount of \$2,166 for payment of the application filing fee.

There is an existing secondary right (Certificate 97682) associated with source of water identified for use (Victor S. Madsen Reservoir, storage under Certificate 97681, which is involved with Transfer T-14508). An Affidavit of Voluntary Cancellation for Certificate 97682 is included with the enclosed application. The applicant requests that the Department cancel Certificate 97682 simultaneously with the issuance of a permit resulting from this application.

If you have any questions regarding the enclosed application, you can reach me at 503-701-4535. Please copy me on any correspondence regarding this application.

Respectfully submitted,

Theodore Ressler, RG, CWRE
Summit Water Resources LLC.

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Cc: Nicholas Godfrey – Waste Management

Enclosures:

Application for a Permit to Use Surface Water (Stored Water Only)
Check # 82896 in the amount of \$2,166