

Application for a Permit to Use Ground Water



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME KARNILY Kalugin		PHONE (HM) 503-792-4514	
PHONE (WK)	CELL	FAX	
ADDRESS 10807. duckinn Rd. NE.			
CITY BROOKS	STATE OR	ZIP 97305	E-MAIL

Organization Information

NAME K. Kalugin FARMS.		PHONE 503-792-4514	FAX
ADDRESS		CELL 503-580-8566.	
CITY	STATE	ZIP	E-MAIL

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

AGENT / BUSINESS NAME		PHONE	FAX
ADDRESS		CELL RECEIVED	
CITY	STATE	ZIP	E-MAIL

Note: Attach multiple copies as needed

JUL 29 2011

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 use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get 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 get water to which they are entitled.



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

Karnily-Kalugin *Karnily Kalugin* *7-29-11*
Applicant Signature Print Name and title if applicable Date

Applicant Signature _____
Print Name and title if applicable _____
Date

For Department Use		
App. No. <u><i>6-17479</i></u>	Permit No. _____	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.
- This land is encumbered by easements, rights of way, roads or other encumbrances.

No

- I have a recorded easement or written authorization permitting access.
- I do not currently have written authorization or easement permitting access.
- 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).
- Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (attach additional sheets if necessary).

gas line easement

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
well 1	unknown		0.000'
			JUL 29 2011

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (attach additional sheets if necessary).

well 1 proposed

SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: alluvial (*Similar to mari 61563-copy attached)

Total maximum rate requested: 0.23 cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

b2ht1-D

Complete the table below. If this is an existing well, the following information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO * OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	<input checked="" type="checkbox"/>	<input type="checkbox"/>	n/a	<input type="checkbox"/>	8"					alluvial	150-160	1729 gpm 0.23 cfs	
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
 ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
 *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

* MARI 61563

STATE OF OREGON
WATER SUPPLY WELL REPORT
 (as required by ORS 537.765 & OAR 690-205-0210)

WELL LABEL # L 93526

START CARD # 190372

(1) LAND OWNER Owner Well I.D. _____
 First Name Dennis Last Name Barsukoff
 Company _____
 Address 6296 St. Louis Rd.
 City Gervais State OR Zip 97026

(2) TYPE OF WORK New Well Deepening Conversion
 Alteration (repair/recondition) Abandonment

(3) DRILL METHOD
 Rotary Air Rotary Mud Cable Auger Cable Mud
 Reverse Rotary Other _____

(4) PROPOSED USE Domestic Irrigation Community
 Industrial/ Commercial Livestock Dewatering
 Thermal Injection Other _____

(5) BORE HOLE CONSTRUCTION Special Standard (Attach copy)
 Depth of Completed Well 150 ft.

BORE HOLE			SEAL				
Dia	From	To	Material	From	To	Amt	sacks/ lbs
12	0	37	Bentonite	0	37	30	S
8	37	150					

How was seal placed: Method A B C D E

Other OAR 690-210-0340

Backfill placed from _____ ft. to _____ ft. Material _____

Filter pack from _____ ft. to _____ ft. Material _____ Size _____

Explosives used: Yes No Type _____ Amount _____

(6) CASING/LINER

Casing	Liner	Dia	From	To	Gauge	Std	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	8	2	141	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Shoe Inside Outside Other Location of shoe(s) 141

Temp casing Yes No Dia _____ From _____ To _____

(7) PERFORATIONS/SCREENS

Perforations Method Torch
 Screens Type _____ Material _____

Perf/ Screen	Casing/ Liner	Screen Dia	From	To	Scrns/slot width	Slot length	# of slots	Tele/ pipe size
	Liner	6	120.75	142				6
Perf	Liner	6	142	149	.25		6	110
	Liner	6	149	150				6

(8) WELL TESTS: Minimum testing time is 1 hour

Pump Bailer Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
300		148	5

Temperature 53 °F Lab analysis Yes No By _____

Water quality concerns? Yes (describe below)

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County MARION Twp 5 S N/S Range 2 W E/W WM
 Sec 33 SE 1/4 of the NE 1/4 Tax Lot 2900
 Tax Map Number _____ Lot _____
 Lat _____ or _____ DMS or DD
 Long _____ or _____ DMS or DD

Street address of well Nearest address

6296 St. Louis Rd. Gervais, OR 97026

(10) STATIC WATER LEVEL

Existing Well / Predeepening	Date	SWL (psi)	+ SWL (ft)
Completed Well	<u>03-14-2008</u>		<u>9.3</u>

Flowing Artesian? Dry Hole?

WATER BEARING ZONES

Depth water was first found _____

SWL Date	From	To	Est Flow	SWL (psi)	+ SWL (ft)
<u>02-07-2008</u>	<u>68</u>	<u>105</u>	<u>30</u>		<u>12</u>
<u>02-13-2008</u>	<u>124</u>	<u>147.5</u>	<u>300</u>		<u>14</u>

(11) WELL LOG

Ground Elevation _____

Material	From	To
Topsoil	0	1
Clay gray	1	34
Clay blue	34	38
Clay gray	38	68
Sand & clay, cemented	68	74
Sand black, fine, and silt	74	76
Sand & silt gray	76	96
Sand	96	105
Clay sandy gray	105	107
Clay green, sticky	107	115
Clay, sandy silt gray	115	124
Cemented sand & gravel, trace clay	124	142
Gravel & sand	142	147.5
Clay green sticky	147.5	150

Date Started 01-24-2008

Completed 03-14-2008

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number 1704

Date 04-10-2008

Password: (if filing electronically) _____

Signed _____

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 783

Date 04-10-2008

Password: (if filing electronically) _____

Signed _____

Contact Info (optional) Grossen Well Drilling (503) 982-2060

RECEIVED

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT

WITHIN 30 DAYS OF COMPLETION OF WORK

Form Version: 0.88

APR 14 2008

WATER RESOURCES DEPT
 SALEM OREGON

G-17479

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
irrigation	3/1 - 10/31	46.6 AF

Exempt Uses: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.

For irrigation use only:

Please indicate the number of primary and supplemental acres to be irrigated (*must match map*)

Primary: 18.65 Acres Supplemental: _____ Acres

List the Permit or Certificate number of the underlying primary water right(s): _____ JUL 29 2011

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 n/a
- If the use is **domestic**, indicate the number of households: n/a
- If the use is **mining**, describe what is being mined and the method(s) of extraction: n/a

SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your well(s)?

Pump (give horsepower and type): 30-40 HP submersible

Other means (describe): _____

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

B. Application Method

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

wheel lines or sprinklers as appropriate

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 aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters.

water when crops require it

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR *no storage of Gw*

If you would like to store ground water in a reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Reservoir name: n/a Acreage inundated by reservoir: _____

Use(s): _____

Volume of Reservoir (acre-feet): _____ Dam height (feet, if excavated, write "zero"): _____

Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR *n/a*

If you would like to use stored ground water from the reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Annual volume (acre-feet): _____

USE OF STORED GROUND WATER	PERIOD OF USE

SECTION 8: PROJECT SCHEDULE

Date construction will begin: spring 2012 or when permit issued.
 Date construction will be completed: per permit
 Date beneficial water use will begin: 2012 irrigation season

SECTION 9: REMARKS

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

JUL 29 2011

G-17479



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; 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) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: KARNILY KALUGIN
First Last

Mailing Address: 10807, DUCKINN. RD, NE.

BROOKS ORE 97305. Daytime Phone: 503-580-8566.
City State Zip AM 503-792-4514

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. 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 (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
5S	2W	34	NESE	1500	primarily	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	irr
5S	2W	34	SESE	1500 (1400)	el	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	irr
5S	2W	35	NWSE	1500		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	irr
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

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

marion CO JUL 29 2011

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.23 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 _____

Briefly describe:

cane berries and other crops, 18.65 AC

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

State of Oregon Water
Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

G-17479

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 proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 17.136.020(a)

Land uses to be served by proposed water uses (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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

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

JUL 29 2011

Name: Brendan Reich Title: Assoc Planner
 Signature: [Signature] Phone: 588-038 Date: 6/7/2011
 Government Entity: Marion Co.

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

*** Receipt for Request for Land Use Information**

Applicant Name: Karnily Kalugin
 City or County: Brooks, Marion Co Staff Contact: _____
 Signature: _____ Phone: _____ Date: _____

Water Availability Analysis

PUDDING R > MOLALLA R - AB MILL CR
WILLAMETTE BASIN

Water Availability as of 7/29/2011

Watershed ID #: 151
Date: 7/29/2011

Exceedance Level: 80%
Time: 10:17 AM



Limiting Watersheds

Complete Water Availability Analysis

Text

Water Availability

Select any Watershed for Details

	Nesting Order	Watershed ID #	Stream Name	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
Select	1	181	WILLAMETTE R> COLUMBIA R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Select	2	69796	MOLALLA R> WILLAMETTE R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
Select	3	69998	PUDDING R> MOLALLA R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
Select	4	151	PUDDING R> MOLALLA R- AB MILL CR	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes

[Return to Search Page](#) | [Return to Main Menu](#) | [Download Data \(Text - Formatted, Text - Tab Delimited, Excel \)](#)



JUL 29 2011

G-17479

1/8 @ 2 1/2 - Basin 2.



After recording return to:
Karnily Kalugin and Agafia Kalugin
10807 Duck Inn Rd NE
Brooks, OR 97305

Until a change is requested all tax statements
shall be sent to the following address:
Karnila Kalugin and Agafia Kalugin
10807 Duck Inn Rd NE
Brooks, OR 97305

File No.: FirstAmerican300.gif (mh)
Date: June 03, 2011

THIS SPACE RESERVED FOR RECORDER'S USE

Reel Page
3291 142

057

JUL 29 2011

10807 DUCK INN RD NE
BROOKS, OR 97305

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE made this **Third day of June, 2011** by and between **Jesse L. Fraser** the duly appointed, qualified and acting personal representative of the estate of **Richard B. Carskadon**, deceased, hereinafter called the first party and **Karnily Kalugin and Agafia Kalugin, as tenants by the entirety**, hereinafter called the second party; WITNESSETH:

For value received and the consideration hereinafter stated, the first party has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the second party and second party's heirs, successors and assigns all the estate, right and interest of the estate of the deceased, whether acquired by operation of the law or otherwise, in that certain real property situated in the County of **Marion**, State of Oregon, described as follows, to-wit:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

TO HAVE AND TO HOLD the same unto the second party, and second party's heirs, successors-in-interest and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is **\$400,000.00**.

IN WITNESS WHEREOF, the first party has executed this instrument; if first party is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

G-17479

FATCO 177222

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, OF CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, OF CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

Dated this 8th day of June, 20 11.

Jesse L. Fraser

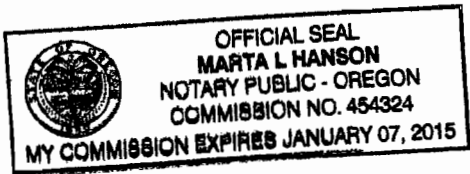
Jesse L. Fraser, Personal Representative

STATE OF Oregon)
)ss.
County of Marion)

This instrument was acknowledged before me on this 8th day of June, 20 11
by Jesse L. Fraser, personal representative

Marta Hanson

Notary Public for Oregon
My commission expires: 1-7-15



JUL 29 2011

G-17479

JUL 29 2011

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Marion, State of Oregon, described as follows:

PARCEL I:

THAT TRACT OF LAND SITUATE IN THE CHARLES RONDEAU DONATION LAND CLAIM NO. 47, SECTIONS 34 AND 35, TOWNSHIP 5 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON, WHICH IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FIVE-EIGHTHS INCH IRON ROD WITH AN ALUMINUM CAP AT THE INTERSECTION OF THE NORTHERLY BOUNDARY LINE OF THE CHARLES RONDEAU DONATION LAND CLAIM NO. 47, TOWNSHIP 5 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON AND THE WESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY 99 EAST, SAID NORTHERLY DONATION LAND CLAIM BOUNDARY LINE BEING ALSO THE NORTHERLY BOUNDARY LINE OF THAT TRACT OF LAND CONVEYED TO J. AND E. CARSKADON BY DEED RECORDED IN VOLUME 467, PAGE 388, MARION COUNTY RECORD OF DEEDS, SAID FIVE-EIGHTHS INCH IRON ROD WITH AN ALUMINUM CAP BEARS SOUTH 84 DEGREES 01 MINUTES 55 SECOND EAST 6002.66 FEET FROM A ONE AND ONE-HALF INCH IRON PIPE MARKING THE NORTHEASTERLY CORNER OF SAID RONDEAU DONATION LAND CLAIM, AND RUNNING THENCE FROM THE TRUE POINT OF BEGINNING;

SOUTH 38 DEGREES 27 MINUTES WEST 775.36 FEET ALONG SAID WESTERLY HIGHWAY RIGHT OF WAY LINE TO A FIVE-EIGHTHS INCH IRON ROD WITH AN ALUMINUM CAP MARKING THE POINT OF BEGINNING OF A 34,417.47 FOOT RADIUS CURVE TO THE RIGHT;

THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE TO A FIVE-EIGHTHS INCH IRON ROD WITH AN ALUMINUM CAP, THE LONG CHORD BEARS SOUTH 38 DEGREES 10 MINUTES WEST 309.10 FEET;

THENCE NORTH 83 DEGREES 37 MINUTES 58 SECONDS WEST 937.62 FEET TO A FIVE-EIGHTHS INCH IRON ROD WITH AN ALUMINUM CAP;

THENCE NORTH 83 DEGREES 27 MINUTES EAST 1077.74 FEET PARALLEL TO THAT PORTION OF SAID WESTERLY HIGHWAY RIGHT OF WAY LINE JUST NORTHERLY OF THE 34,417.47 FOOT RADIUS CURVE TO A FIVE-EIGHTHS INCH IRON ROD WITH AN ALUMINUM CAP ON THE NORTHERLY BOUNDARY LINE OF SAID CARSKADON TRACT;

THENCE SOUTH 84 DEGREES 01 MINUTES 55 SECONDS EAST 939.85 FEET ALONG SAID NORTHERLY BOUNDARY LINE TO THE POINT OF BEGINNING

SAVE AND EXCEPT THAT PORTION OF THE ABOVE DESCRIBED TRACT CONVEYED TO R. B. AND R. L. CARSKADON BY DEED RECORDED IN VOLUME 517, PAGE 608, MARION COUNTY RECORD OF DEEDS.

PARCEL II:

G-17479

BEGINNING AT THE IRON PIPE SET IN THE WEST RIGHT-OF-WAY LINE OF THE PACIFIC HIGHWAY U.S. 99E, AS SAID HIGHWAY IS NOW LOCATED, WHICH POINT IS SOUTH 38°27' WEST 371.08 FEET FROM THE INTERSECTION OF THE SAID WESTERLY RIGHT-OF-WAY LINE AND THE NORTH LINE OF THE CHARLES RONDEAU DONATION LAND CLAIM NUMBER 47 IN TOWNSHIP 5 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON;

AND RUNNING THENCE SOUTH 38°27' WEST 210.00 FEET ALONG THE SAID WEST RIGHT-OF-WAY LINE TO AN IRON PIPE;

THENCE NORTH 51°33' WEST 208.00 FEET TO AN IRON PIPE;

THENCE NORTH 38°27' EAST 210.00 FEET TO AN IRON PIPE;

THENCE SOUTH 51°33' EAST 208.00 FEET TO THE POINT OF BEGINNING.

NOTE: This Legal Description was created prior to January 01, 2008.

JUL 29 2011
RECORDED
CLERK OF COUNTY