

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

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OCT 22 2014

Water-Use Permit Application Processing

WATER RESOURCES DEPT
SALEM, OREGON

1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050 (www.oregon.gov/owrd/law). The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$200. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives public notice of the application in the weekly notice published by the Department at www.oregon.gov/owrd. The public comment period is 30 days from publication in the weekly notice.

4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$350.00 for the applicant and \$700.00 for non-applicants. Protests are filed on approximately 10% of Proposed Final Orders. If a protest is filed, the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME MICHAEL AND SUSAN FRANK		PHONE (WRD) 503.682.7052		FAX 503.936.8292	
ADDRESS 12489 SW KAME TERRACE COURT					
CITY SHERWOOD	STATE OR	ZIP 97140	E-MAIL* Msfrank82@gmail.com		

Organization Information

NAME		PHONE		FAX	
ADDRESS				CELL	
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 GREG KUPILLAS		PHONE 503.632.5016		FAX	
ADDRESS 18187 S. VALLEY VISTA ROAD				CELL 503.939.3167	
CITY MULINO	STATE OR	ZIP 97042	E-MAIL* PHGGEK@BCTONLINE.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 final order documents will also be mailed.)

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.

Applicant Signature

Applicant Signature

Print Name and title if applicable

Print Name and title if applicable

Date

Date

For Department Use

App. No. G-17948

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.

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

NA

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.

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
1	Little Hells Canyon Creek	~2,500 feet	~140 feet

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*).

None

SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 0.13 cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the 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 to obtain the necessary information.

6-17948
87671-2

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)
Well 1	☐	☒	L114518	☐	6" Csg 4" Liner	0-277 142-522	483-501 511-521	0-50 70-277	330 9/15/14	Basalt	522 ft	50	10.4
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									

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* 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.

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	March 1 to October 31	10.4

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: 10.4 Acres Supplemental: NA Acres

List the Permit or Certificate number of the underlying primary water right(s): NA

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 10.4

- 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: _____

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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

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☒ Pump (give horsepower and type): A submersible pump of horsepower yet to be determined

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be pumped from the well into a pressure tank, and thereafter conveyed directly through a mainline system to drip irrigation tape.

B. Application Method

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

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.

The nearest surface waters are located well over ¼ mile from the area proposed for irrigation. Best management practices, including the use of drip irrigation, will be used to conserve water and prevent negative impacts to surface water, aquatic life, and riparian habitat.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

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: NA Acreage inundated by reservoir: NA

Use(s): NA

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

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

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): NA

USE OF STORED GROUND WATER	PERIOD OF USE
NA	NA

SECTION 8: PROJECT SCHEDULE

Date construction will begin: Construction of Well 1 began 9/5/2014

Date construction will be completed: March 2015

Date beneficial water use will begin: March 2015

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SECTION 9: WITHIN A DISTRICT

☐ Check here if the point of diversion or place of use are located within or 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*).

None.

Date _____

(For staff use only)



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WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ SECTION 1: _____
- ☐ SECTION 2: _____
- ☐ SECTION 3: _____
- ☐ SECTION 4: _____
- ☐ SECTION 5: _____
- ☐ SECTION 6: _____
- ☐ SECTION 7: _____
- ☐ SECTION 8: _____
- ☐ SECTION 9: _____
- ☐ Land Use Information Form _____
- ☐ 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 _____

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MAP

- ☐ 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 well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- ☐ Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- ☐ 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)
- ☐ Other _____

Land Use Information Form



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

Applicant: Michael and Susan
First

Frank
Last

Mailing Address: 12489 SW Kame Terrace Court

Sherwood
City

OR
State

97140
Zip

Daytime Phone: 503.682.7052

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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 (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
3S	2W	10		3 2 10 1003	AFLH/ Ag/Forestry AF-20	☒ Diverted	☒ Conveyed	☒ Used	Irrigation
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

Yamhill County

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 ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

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

Estimated quantity of water needed: _____ ☐ 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:

Water will be pumped from a well and delivered to a drip irrigation system to water grape vines.

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

See bottom of Page 3. →

For Local Government Use Only

T.L. 3210-1003

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 uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 403 of the Yamhill Co. Zoning Ordinance.
- ☐ Land uses to be served by the 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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ 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.

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--

Name: Kenneth P. Fryd Title: P. D. M.
Signature: [Signature] Phone: 503-434-7516 Date: 10/9/2014
Government Entity: Yamhill County

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: _____
City or County: _____ Staff contact: _____
Signature: _____ Phone: _____ Date: _____

FIRST AMERICAN TITLE 2286636



After recording return to:
Michael D. Frank and Susan L Frank
12849 SW Kame Terrace Court
Sherwood, OR 97140

Until a change is requested all tax
statements shall be sent to the
following address:
Michael D. Frank and Susan L Frank
12849 SW Kame Terrace Court
Sherwood, OR 97140

File No.: 1032-2286636 (JW)
Date: July 14, 2014

THIS SPACE RESERVED FOR RECORDER'S USE

Yamhill County Official Records **201409504**
DMR-DDMR
Str=5 HOLLANDK 07/31/2014 01:32:44 PM
2Pgs \$10.00 \$11.00 \$5.00 \$20.00 **\$46.00**

I, Brian Van Bergen, County Clerk for Yamhill County, Oregon, certify
that the instrument identified herein was recorded in the Clerk
records.

Brian Van Bergen - County Clerk

STATUTORY WARRANTY DEED

Aitchison Bell Lot 2-7 LLC, an Oregon limited liability company, Grantor, conveys and warrants to
Michael D. Frank and Susan L. Frank, as tenants by the entirety, Grantee, the following
described real property free of liens and encumbrances, except as specifically set forth herein:

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

Lots 2 and 7, CHEHALEM HILL, Yamhill County, State of Oregon.

TOGETHER WITH a mutual access easement recorded June 25, 2013 as Instrument No.
201309678, and any amendments thereto.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in
the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$700,000.00**. (Here comply with requirements of ORS 93.030)

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WATER RESOURCES DEPT
SALEM, OREGON

G-17948

FIRST AMERICAN TITLE 2286636



After recording return to:
Michael D. Frank and Susan L Frank
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Sherwood, OR 97140

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

Lots 2 and 7, CHEHALEM HILL, Yamhill County, State of Oregon.

TOGETHER WITH a mutual access easement recorded June 25, 2013 as Instrument No. 201309678, and any amendments thereto.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$700,000.00**. (Here comply with requirements of ORS 93.030)

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WATER RESOURCES DEPT
SALEM, OREGON

G-17949

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, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. 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, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 30th day of July, 2014.

Aitchison Bell Lot 2-7 LLC, an Oregon limited liability company

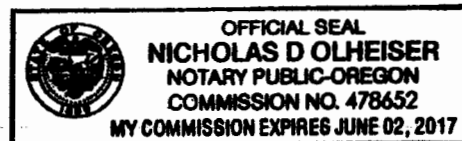
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SALEM, OREGON

By: Its member: Aitchison Investment, Inc.,
an Oregon corporation

Valerie A. Aitchison
By: Valerie A. Aitchison, President



STATE OF Oregon)
)ss.
County of ~~Washington~~)
Multnomah

This instrument was acknowledged before me on this 30 day of July, 2014 by Valerie A. Aitchison as President of Aitchison Investment, Inc., an Oregon corporation, Member of Aitchison Bell Lot 2-7, LLC, on behalf of the limited liability company.

Notary Public for Oregon
My commission expires:

6/28/2013

PARTITION PLAT NO. **2013-13**

A REPLAT OF A PORTION OF PARCEL 1 AND
ALL OF PARCELS 2 AND 3 "PARTITION PLAT 95-38"
IN THE EAST 1/2 OF SEC. 9 AND ALL 1/4'S OF SEC. 10,
TOWNSHIP 3 SOUTH, RANGE 2 WEST, WILLAMETTE MERIDIAN
YAMHILL COUNTY, OREGON
MAY 28, 2013

SHEET 4 OF 4

**CASWELL/
HERTEL**
SURVEYORS INC.
6150 S.W. 124th AVE.
BEAVERTON, OREGON 97008
(503) 644-3178

APPROVALS

William A. Allen 6/9/2013
YAMHILL COUNTY SURVEYOR DATE
Michael S. H 6/9/2013
YAMHILL COUNTY PLANNING DIRECTOR DATE
William A. Allen 6/9/2013
YAMHILL COUNTY ENGINEER DATE
Scott Rantall 6/9/2013
YAMHILL COUNTY ASSESSOR DATE

PURSUANT TO O.R.S. 92.085, TAXES HAVE BEEN
PAID OR BOND POSTED TO THIS

DATE: June 20, 2013
Scott Rantall 6/9/2013
YAMHILL COUNTY TAX COLLECTOR DATE

OFFICIAL YAMHILL COUNTY RECORDS 201309680
JERRAN VAN BERGEN COUNTY CLERK



\$76.00

06/26/2013 09:41:38 AM
PR:PARRE C:\JST\BIN\2 AMTA
645 08 65 00 511 05 516 00

DECLARATION

KNOW ALL PEOPLE BY THESE PRESENTS THAT WILLIAM B. ATCHISON AND
VALERIE A. ATCHISON ARE THE OWNERS OF THE LAND REPRESENTED ON THE
ANNEXED MAP, AND MORE PARTICULARLY DESCRIBED IN THE ACCOMPANYING
SURVEYOR'S CERTIFICATE AND HAVE CAUSED THE SAME TO BE PARTITIONED
INTO PARCELS AS SHOWN ON THE ANNEXED MAP

William B. Atchison Valerie A. Atchison
WILLIAM B. ATCHISON VALERIE A. ATCHISON

ACKNOWLEDGMENT

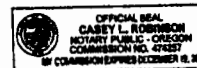
STATE OF OREGON

COUNTY OF Washington

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON 21 May
2013, BY WILLIAM B. ATCHISON AND VALERIE A. ATCHISON.

Cassey L. Robinson
NOTARY SIGNATURE
Cassey L. Robinson
NOTARY PUBLIC - OREGON

COMMISSION No. 479257
MY COMMISSION EXPIRES: 12/19/2016



PLAT NOTES & RESTRICTIONS

1. THIS PROPERTY LINE ADJUSTMENT AND THIS PARTITION PLAT IS
SUBJECT TO YAMHILL COUNTY PLANNING DEPARTMENT CASE FILE
NO. P-10-12
2. PARCELS 1, 2 AND 3 ARE SUBJECT TO A ROAD MAINTENANCE
AGREEMENT AS RECORDED IN YAMHILL COUNTY RECORDS AS
INSTRUMENT NO. 2013-13

SURVEYORS' CERTIFICATE

I, ALBERT HERTEL, A REGISTERED LAND SURVEYOR IN THE STATE OF OREGON, CERTIFY THAT I HAVE
CORRECTLY SURVEYED AND MARKED WITH PROPER MONUMENTS, AS NOTED, THE LAND REPRESENTED
ON THIS PARTITION PLAT, SAID LAND DESCRIBED AS FOLLOWS:

BEING A REPLAT OF A PORTION OF PARCEL 1 AND ALL OF PARCELS 2 AND 3 "PARTITION PLAT
95-38", LOCATED IN THE NE AND SE 1/4'S OF SEC. 9, AND THE NW AND SW 1/4'S OF SEC. 10, T.
3S, R. 2W, YAMHILL COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE INITIAL POINT, SAID POINT BEING A 5/8 INCH IRON ROD WITH A YELLOW
PLASTIC CAP INSCRIBED "D.COOLEY LS 1898" MARKING THE SOUTHEAST CORNER OF LOT 7 "MCKAY
MEADOW", A DULY RECORDED PLAT IN YAMHILL COUNTY PLAT RECORDS; THENCE N00°21'55"E, ALONG
THE EAST LINE OF SAID "MCKAY MEADOWS", A DISTANCE OF 1607.11 FEET TO THE NORTHWEST
CORNER OF "PARTITION PLAT 95-38" BEING A POINT ON THE NORTH LINE OF THE HEATER D.L.C. NO.
50, FROM WHICH A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED "SPRINGER LS 1102"
BEARS N00°21'55"E 0.17 FEET; THENCE N85°55'38"E, ALONG THE NORTH LINE OF SAID D.L.C. NO. 50,
A DISTANCE OF 1020.57 FEET TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED
"HERTEL PLS 1898"; THENCE S00°04'24"E, A DISTANCE OF 237.19 FEET TO A 5/8 INCH IRON ROD
WITH A YELLOW PLASTIC CAP INSCRIBED "HERTEL PLS 1898"; THENCE S44°52'38"E, A DISTANCE OF
894.90 FEET TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED "HERTEL PLS 1898";
THENCE S85°52'13"E, PARALLEL TO THE SOUTH LINE OF PARCEL 1 AS DESCRIBED IN YAMHILL COUNTY
DEED DOCUMENT 2012-02871, A DISTANCE OF 730.31 FEET TO A 5/8 INCH IRON ROD WITH A
YELLOW PLASTIC CAP INSCRIBED "HERTEL PLS 1898" MARKING A POINT ON THE EAST LINE OF PARCEL
2 AS DESCRIBED IN SAID DOCUMENT 2012-02871; THENCE S00°00'09"W, ALONG THE EAST LINE OF
SAID PARCEL 2, A DISTANCE OF 824.81 FEET TO A ONE (1) INCH SQUARE IRON BAR MARKING THE
SOUTHEAST CORNER OF SAID PARCEL 2 OF DOCUMENT NO. 2012-02871; THENCE N89°48'50"W, ALONG
THE SOUTH LINE OF SAID PARCEL 2, A DISTANCE OF 1231.22 FEET TO A ONE (1) INCH IRON PIPE;
THENCE S45°21'03"W, A DISTANCE OF 18.88 FEET TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC
CAP INSCRIBED "HERTEL PLS 1898" MARKING A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF
THE PAW RAILROAD; THENCE N81°21'37"W, ALONG SAID RAILROAD RIGHT-OF-WAY LINE, A DISTANCE OF
268.18 FEET TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED "HERTEL PLS 1898";
THENCE ALONG A NO. 2 7/8 CENTERLINE RAILROAD TAPER CURVE OFFSET, TAPER CHORD BEARS
N84°17'34"W 123.84 FEET, TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED
"HERTEL PLS 1898"; THENCE 43.98 FEET ALONG THE ARC OF A 528.06 FOOT RADIUS RAILROAD CURVE
TO LEFT TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED "HERTEL PLS 1898"; SAID
CURVE HAVING A CENTRAL ANGLE OF 0°45'40", AND A LONG CHORD WHICH BEARS N71°14'24"W
43.95 FEET; THENCE 435.80 FEET ALONG THE ARC OF A COMPOUND 500.53 FOOT RADIUS RAILROAD
CURVE TO THE LEFT TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED "HERTEL PLS
1898"; SAID CURVE HAVING A CENTRAL ANGLE OF 48°48'00", AND A LONG CHORD WHICH BEARS
S81°58'47"W 413.54 FEET; THENCE 101.83 FEET ALONG THE ARC OF A COMPOUND 483.28 RADIUS
RAILROAD CURVE TO THE LEFT TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED
"HERTEL PLS 1898"; SAID CURVE HAVING A CENTRAL ANGLE OF 12°04'17", AND A LONG CHORD WHICH
BEARS S51°32'38"W 101.83 FEET; THENCE 3.24 FEET ALONG THE ARC OF A NON-TANGENT 888.78
FOOT RAILROAD CURVE TO LEFT TO A 5/8 INCH IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED
"HERTEL PLS 1898"; SAID CURVE HAVING A CENTRAL ANGLE OF 00°16'42", AND A LONG CHORD WHICH
BEARS S45°22'08"W 3.24 FEET; THENCE ALONG A NO. 7.818 CENTERLINE RAILROAD SPIRAL CURVE
OFFSET, THE SPIRAL OFFSET CHORD BEARS S55°02'17"W 58.88 FEET, TO A 5/8 INCH IRON ROD WITH
A YELLOW PLASTIC CAP INSCRIBED "HERTEL PLS 1898"; THENCE S54°34'23"W, A DISTANCE OF 99.29
FEET TO THE INITIAL POINT. THE ABOVE DESCRIBED TRACT OF LAND CONTAINS 80.00 ACRES, MORE OR
LESS.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

ALBERT HERTEL
OREGON
JAN 24, 1988
1898

EXPIRES 8/30/2013

I CERTIFY THAT THIS IS A TRUE
AND EXACT COPY OF THE ORIGINAL
PLAT.

Albert Hertel 5-29-13
OREGON
JAN 24, 1988
1898

6-17940

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WATER RESOURCES DEPT
SALEM, OREGON