



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

Application for a Permit to Store Water in a Reservoir

(Alternate Review)

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

Use a separate form for each reservoir

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a". A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

Applicant: City of Hillsboro Attn: Jeroen Kok
First Last
 Mailing Address: Parks and Recreation Department, 4400 NW 229th Ave.
Hillsboro Oregon 97214
City State Zip
 Phone: _____ 503-681-6120 _____
Home Work Other
 Fax: _____ E-Mail Address*: Jeroen.Kok@hillsboro.oregon.gov
 * 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.)

2. AGENT INFORMATION

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

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Agent: Theodore Ressler
First Last
 Mailing Address: GSI Water Solutions, Inc., 55 SW Yamhill Street, Suite 300
Portland Oregon 97204
City State Zip
 Phone: _____ 503-239-8799 _____
Home Work Other
 Fax: _____ E-Mail Address*: tressler@gsiws.com
 * 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.)

3. LOCATION AND SOURCE

A. Reservoir Name: Oak Island Marsh and Ash Slough at Jackson Bottom Wetlands Preserve

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.
 Source: Runoff Tributary to: Unnamed Stream (>Tualatin River)

C. County in which diversion occurs: Washington

App. No. <u>R-88582</u>	For Department Use	Permit No. _____	Date _____
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D. Reservoir Location

The table below describes the reservoir footprint.

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
1S	2W	6	SE NW, NW SW, NE SW	1000

E. Dam: Maximum height of dam: 9.0 feet. If excavated, write "zero feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List volume in acre-feet: 10.7

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars) Yes No

4. WATER USE

Indicate the proposed use(s) of the stored water. **NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement.** If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

Multipurpose/Wetland Enhancement

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5. PROPERTY OWNERSHIP

Please provide a copy of the recorded deed(s).

Do you own all the land where you propose to divert, transport, and use water?

Yes (please check appropriate box below then skip to section 5)

There are no encumbrances

This land is encumbered by easements, right of way, roads of way, roads or other encumbrances

No (Please check the appropriate box below)

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 irrigated and/or domestic use only (ORS 274.040).

(Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

6. ENVIRONMENTAL IMPACT

- A. **Channel:** Is the reservoir: in-stream or off channel?
- B. **Wetland:** Is the project in a wetland? Yes No Don't know
- C. **Existing:** Is this an existing reservoir? Yes No
If yes, how long has it been in place? _____ years.
- D. **Fish Habitat:** Is there fish habitat upstream of the proposed structure? Yes No Don't know
If yes, how much? _____ miles.
- E. **Partnerships:** Have you been working with other agencies? Yes No
Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

Oregon Department of Fish and Wildlife: Tom Murtagh, District Fish Biologist (971-673-6044) and Greg Apke, Fish Passage Coordinator (503-947-6228).

7. 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

8. DESCRIPTION

Provide a description of the design and operation of the proposed diversion, including a description of how live flow will be passed outside the authorized storage season. Use this space for narrative. You may also provide narrative and sketches on separate pages.

The design of the wetland includes perimeter berms and dividing levees for impounding water and controlling water flow in the wetland. Each of the levees are designed to allow flow to overtop the levee and flow downgradient through the wetland. An outlet on the downstream side of the facility releases water to a channel that conveys water to the Tualatin River.

Because the source of water is runoff, there will be no live flow to bypass outside of the storage season.

The boundary shown on the attached map shows the storage capacity of the reservoir. This boundary reflects the volume of water that will be retained for the start of the summer season. Any additional water that is present beyond the reservoir footprint during the winter months is in excess of the design storage capacity (natural flooding of the area), and is therefore not being intentionally impounded by the Applicant in this reservoir or for use under this water right application.

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If the diversion involves a dam, use this space for sketches of the diversion (e.g. cross-section of the dam with its dimensions, dimension and placement of outlet pipe, means of passing live flow outside of the authorized storage season, and means for providing fish passage).

See Attachment 1 for drawings.

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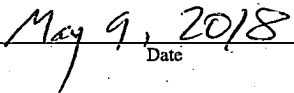
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9. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.



Landowner Signature



Date

- Before you submit your application be sure you have:**
- Answered each question completely.
 - Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
 - The map must meet map requirements to be accepted.
 - Included a land use form or receipt stub signed by a local planning official.
 - Included a check payable to Oregon Water Resources Department for the appropriate amount.

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Attachment 1
Preliminary Reservoir Design Information
Oak Island Marsh and Ash Slough

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Attachment 2
Application Map
Oak Island Marsh and Ash Slough

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Attachment 3
Watermaster Review
Oak Island Marsh and Ash Slough

R-88582

WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

The review of alternate reservoirs is limited to these criteria only.

Application #: R- Applicant's Name: City of Hillsboro

1) Does the proposed reservoir have the potential to injure existing water rights? NO YES

Explain: source of water is run-off, no live flow component

2) Can conditions be applied to mitigate the potential injury to existing water rights? NO YES

If YES, which conditions are recommended:

3) Did you meet with staff from another agency to discuss this application? NO YES

Who:	Agency:	Date:	RECEIVED MAY 16 2018 OWRD
Who:	Agency:	Date:	

Watermaster signature: John Cantor Date: 5/8/18

WRD Contact: Caseworker: Water Rights Division, 503-986-0900 / Fax 503-986-0901

NOTE: This completed form must be returned to the applicant

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Attachment 4

ODFW Review

Oak Island Marsh and Ash Slough

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ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name/Address/Phone/Email: City of Hillsboro Parks and Recreational Department

Attn: Jeroen Kok 503-681-6120

Reservoir Name: Oak Island Marsh and Ash Slough Source: Runoff Volume (AF): 22

Twp Rng Sec QQ: T1S, R2W, Sec 6, SENW, Basin Name: Tualatin in-channel
N1/2SW, NWSE, SWSE off-channel

Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommend making an appointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for contact information.

This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) District staff.

- 1) Is the proposed project and AO¹ off channel? YES NO
 (if yes then proceed to #4; if no then proceed to #2)
- 2) Is the proposed project or AO located where NMF² are or were historically present?..... YES NO
 (if yes then proceed to #3; if no then proceed to #4)
- 3) If NMF are or were historically present:
 - a. Is there an ODFW-approved fish-passage plan?..... YES NO
 - b. Is there an ODFW-approved fish-passage waiver or exemption?..... YES NO

If fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be "Yes" to move forward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reservoir does not meet the requirements of Oregon Fish Passage Law and shall not be constructed as proposed.

- 4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?..... YES NO
 Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)

Any diversion or appropriation of water for storage during the period _____ through _____ poses a significant detrimental impact to existing fishery resources. (For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.) If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.

This proposed pond or reservoir contemplates impounding water in the Columbia Basin (above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

ODFW concludes that though OAK ISLAND MARSH and ASH SLOUGH are in the Tualatin RIVER floodplain and subject to →

¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

inundation every winter, that the levees and impoundments are constructed to allow water to drain towards the Tualatin River. This design allows any NMF or ESA fish that enters the impounded reaches of this floodplain to outmigrate as the flows drop in the Tualatin. ODFW approved of the design and outmigrant channel in 2017.

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?
 NO (explain) YES (select from Menu of Conditions on next page)

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ODFW Signature: Tom Murtagh

Print Name: Tom Murtagh

ODFW Title: Dist Fish Biologist

Date: 4-20-2018

NOTE: This completed form must be returned to the applicant.

Revised 10/4/12

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Use this menu to identify appropriate conditions to be included in the permit, and indicate the abbreviations on the review form:

fishpass: As required by ORS 509.585, a person owning or operating an artificial obstruction (AO) may not construct or maintain any AO across any waters of this state that are inhabited, or historically inhabited, by native migratory fish (NMF) without providing passage for NMF. A person owning or operating an AO shall, prior to construction, fundamental change in permit status or abandonment of the AO in any waters of this state, obtain a determination from ODFW as to whether NMF are or historically have been present in the waters. If ODFW determines that NMF are or historically have been present in the waters, the person owning or operating the AO shall either submit a proposal for fish passage to ODFW or apply for a waiver or exemption. Approval of the proposed fish-passage facility, waiver, or exemption must be obtained from the department prior to construction, permit modification or abandonment of the AO. Approved fish-passage plans, waivers, and exemptions shall maintain adequate passage of NMF at all times (ORS 509.601) as per the approved plan, waiver or exemption.

fishself: The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.

fishapprove: The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

fishdiv33: If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

fishmay: Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.

b52 Water may be diverted only when Department of Environmental Quality sediment standards are being met.

b5 The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.

b51a The period of use has been limited to _____ through _____.

b57 Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.

b58 Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I.

futile call: The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the _____ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

riparian: If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

wq: The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

fence: The stream and its adjacent riparian area shall be fenced to exclude livestock.

blv: Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

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Attachment 5

Land Use Form

Oak Island Marsh and Ash Slough

12-88582

Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

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) 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.

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NOTE TO LOCAL GOVERNMENTS

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The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form



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

Applicant(s): City of Hillsboro; Attn: Jeroen Kok

Mailing Address: Parks and Recreation Department, 4400 NW 229th Ave.

City: Hillsboro State: OR Zip Code: 97214 Daytime Phone: 503-681-6120

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:
<u>1S</u>	<u>2W</u>	<u>6</u>	<u>SE NW</u>	<u>1000</u>	<u>Heavy Industrial</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Wetland</u>
<u>1S</u>	<u>2W</u>	<u>6</u>	<u>NW SW</u>	<u>1000</u>	<u>Heavy Industrial</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Wetland</u>
<u>1S</u>	<u>2W</u>	<u>6</u>	<u>NE SW</u>	<u>1000</u>	<u>Heavy Industrial</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Wetland</u>

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

City of Hillsboro

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: 10.7
 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:

Runoff water will be impounded behind reservoir berms, creating wetlands. Water will be discharged to the Tualatin River.

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 4. →

Handwritten signature/initials

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 uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Policy NR 2.2
- 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:	
		<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.

none

Name: Sarah Bruce Title: Senior Planner

Signature: Sarah A. Bruce Phone: 503-681-6214 Date: 5/2/18

Government Entity: City of Hillsboro

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.

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Receipt for Request for Land Use Information

Applicant name: _____ MAY 16 2018

City or County: _____ Staff contact: _____ OWRD

Signature: _____ Phone: _____ Date: _____

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Attachment 6
Property Ownership
Oak Island Marsh and Ash Slough

R-88582

Tax Lot 1000

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2-88582

335-176

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MAY 16 2018
DWRD

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KNOW ALL MEN BY THESE PRESENTS, THAT ANNUNCIATA COMENI, a single person, grantor, in consideration of Sixteen Thousand Five Hundred Nineteen and 75/100 Dollars (\$16,519.75) to her paid by The City of Hillsboro, Oregon; a municipal corporation, grantees, does hereby grant, bargain, sell and convey unto the said grantees, to successors and assigns, all the following real property, with its appurtenances, hereditaments and appurtenances, situated in the County of Washington and State of Oregon, bounded and described as follows, to-wit:



Being a portion of that tract of land conveyed to D. P. Corbett by deed as recorded in volume 120, page 322 of Washington County, Oregon, Deed Records, and more particularly described as follows: Beginning at a point on the south line of the official Sidney D.L.C. in T15S, R23E, W11W and which location point bears 228.20' E. 45.0' feet from a point where the south line of said Sidney D.L.C. intersects the range line between T24S, R23E, W11W and T15S, R23E, W11W, said location point also being a point on the north line of that tract conveyed to Washington County, Oregon, by deed as recorded in volume 130, page 244 of said Deed Records; thence from the described place of beginning S 70° 20' E along the east line of said Washington County tract 38.2' feet to a point on the south line of said Corbett tract and from which point a north-south line of said Corbett tract 139.6' feet to a line whose length at the northwest corner of that second tract conveyed to D. P. Corbett by deed as recorded in volume 255, page 455 of said Deed Records, thence N 20° 36' E along the north line of said Corbett tract 30.7' feet to an iron pin at the northwest corner thereof, a point on the south line of said Sidney D.L.C. thence N 29° 17' E along the south line of the official Sidney D.L.C. 148.8' feet to an iron pin at the southeast corner of that tract conveyed to V. J. Heinrich by deed as recorded in volume 224, page 423 of said Deed Records, thence along the east line of said Heinrich tract 122.5' feet to a point on the north line of said Heinrich tract, thence N 70° 51' W parallel to the south line of said Sidney D.L.C. 120.5' feet to an iron pin at the corner of that tract conveyed to the City of Hillsboro, Oregon, by deed as recorded in volume 159, page 191 of said Deed Records, thence along the north line of said City of Hillsboro tract 10.0' feet to the northeast corner of that tract conveyed to J. R. Burns by deed as recorded in volume 105, page 92 of said Deed Records, thence S 1° 11' E along the southeast corner thereof, thence continuing S 1° 11' E along the southerly extended east line of said Burns tract 94.4' feet to an iron pin, thence N 89° 47' W parallel to the south line of said Sidney D.L.C. 22.2' feet to a point on the southerly right-of-way line of the Hillsboro-Laurel Highway in Section 6, T15S, R23E, W11W, thence along the westerly right-of-way line of said highway to the north line of that tract conveyed to Washington County, Oregon, by deed as recorded in volume 110, page 244 of said Deed Records, thence east along the north line of said Washington County tract 28.2' feet to a point on the north line of said Washington County tract, thence S 88° 20' E along the east line of said Washington County tract 10.0' feet to the place of beginning, containing 0.823 acres more or less. The grantor reserves unto herself, her heirs and assigns, from the conveyed hereinafore made, all of the crops presently growing upon said lands together with the right of ingress and egress thereto for the purpose of harvesting said crops.

R-88502

6600

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That I, Kate M. Albers, formerly Kate M. Robertson, a single woman, grantor, in consideration of Thirteen Thousand Five Hundred and no/100 Dollars (\$13,500.00) to me paid by the City of Hillsboro, Oregon, grantee, do hereby grant bargain, sell and convey unto the said grantee, its successors and assigns, all the following real property, with the tenements, hereditaments and appurtenances, situated in the County of Washington, and State of Oregon, bounded and described as follows:

To-wit:
Being a portion of that first tract and all of Unit second tract of and conveyed to H. W. Currin by deed as recorded in Volume 226, page 659, of Washington County, Oregon, Deed Records, and more particularly described as follows: Beginning at an iron pipe at the southeast corner of the Wheelock-Simmons L.G. in T.15, R.2W, W.M., and running thence N 00° 10' E along the east line of said Currin tract 1627.0 feet to an iron pipe at the most southerly corner of that tract conveyed to Julius Christensen by deed as recorded in Volume 162, page 511, of said Deed Records; thence N 69° 01' W parallel to the south line of said Currin tract 813.7 feet to an iron pipe on the west line of said Currin tract; thence S 00° 30' W along the west line of said Currin tract 1627.0 feet to an iron pipe at the southwest corner of said Currin first tract; thence S 09° 36' W along the west line of said Currin second tract 307.7 feet to a sawn-log sapling at the southwest corner thereof; thence S 00° 10' E along the south line of said Currin second tract 807.7 feet to an iron pipe at the southeast corner thereof; thence N 00° 25' E along the east line of said Currin second tract 347.7 feet to the place of beginning, containing 37.492 acres.

SUBJECT to the agreement recorded in Washington County Miscellaneous Book C, Page 532; the Easements recorded in Washington County Deed Book 71, Page 312; and the Easement recorded in Deed Book 7, Page 159.

The grantee agrees to erect and maintain a fence along the North boundary line of the property above described, separating the said acrey from the remainder of grantor's property.

To have and to hold the above described and granted premises unto the said grantee, its successors and assigns forever.

And the grantor does covenant that she is lawfully seized in fee simple of the above granted premises free from all incumbrances, except 1952-53 taxes, and that she will and her heirs,



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MAY 16 2018

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6874
WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That VINCENT T. HEINRICH and MAUDIE V. HEINRICH, husband and wife, in consideration of Two Thousand Sixty-seven and 50/100 (\$2,067.50) Dollars, to them paid by THE CITY OF HILLSBORO, Oregon, a Municipal Corporation,

do hereby grant, bargain, sell and convey unto the said grantees and their successors the following real property, with the tenements, fixtures and appurtenances, situated in the County of Washington, State of Oregon, bounded and described as follows, to-wit:

Being a portion of the tract in and conveyed to V. T. Heinrich by deed as recorded in volume 221, page 123 of Washington County, Oregon, Deeds Records, and more particularly described as follows: Beginning at an iron pipe at the southeast corner of said Heinrich tract and which beginning point bears N 89° 01' W, 806.9 feet and N 88° 59' 21" W, 12' feet from the south-west corner of Fifth Wheelock Street D.L.O. in T15, N27, W.M., thence from the described place of beginning N 7° 30' E along the east line of said Heinrich tract 1229.6 feet to an iron pipe thence N 88° 59' 11" W parallel to the south line of said Heinrich tract 211.2 feet to an iron pipe on the west line of said tract thence S 71° 39' W along the west line of said Heinrich tract 1229.6 feet to an iron pipe at the southeast corner thereof thence S 88° 59' 11" W along the south line of said Heinrich tract 211.2 feet to the place of beginning, containing 6.593 acres.

To Have and to hold the above described and granted premises unto the said grantees and their successors lawfully heirs and assigns forever.

And the grantors do hereby covenant that they, their heirs, executors and administrators, shall warrant and defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever.

Witness my hand and seal this 31st day of July, 1952.

Vincent T. Heinrich (husb)
Maudie V. Heinrich (wife)

STATE OF OREGON, County of Washington, On this 31st day of July, 1952, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Vincent T. Heinrich and Maudie V. Heinrich.

Who are known to me to be the identical individual described in and who executed the within instrument, and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Notary Public for Oregon
My Commission expires April 13, 1954

INDEXED
WARRANTY DEED
STATE OF OREGON
Washington County
I hereby certify that the within warranty deed was prepared for record by me, and recorded in book 335, page 440 of the Deeds Records of said County. Witness my hand and seal of this 31st day of July, 1952.
WARRANTY DEED CLERK
L. J. ...
City Hall

RECEIVED
MAY 16 2018
COURT

335

1937

KNOW ALL MEN BY THESE PRESENTS: That Walter Jarrell and Ethel V. Jarrell, husband and wife, as tenants by the entirety, in consideration of the sum of \$2067.00 and other good and valuable considerations to them paid by THE CITY OF HILLSBORO, grantees, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said grantees, its successors and assigns, all the following real property, with the tenements, hereditaments and appurtenances, situated in the County of Washington and State of Oregon, bounded and described as follows, to-wit:

Being a portion of that tract of land conveyed to W. Jarrell by deed as recorded in volume 236, page 491 of Washington County, Oregon, Deed Records, and more particularly described as follows: Beginning at an iron nail at the northeast corner of said Jarrell tract; a point on the north line of the Theobald Simeons D.L.C. in T15, R27, W12E, and which beginning point bears N 89° 01' W 806.7 feet from the southeast corner of said Simeons D.L.C.; thence from the described place of beginning N 0° 30' E along the east line of said Jarrell tract 1229.6 feet to an iron pipe; thence N 80° 59' W parallel to the south line of said Jarrell tract 211.2 feet to an iron pipe on the west line of said tract; thence S 0° 30' W along the west line of said Jarrell tract 1229.6 feet to an iron pipe at the southwest corner thereof; thence S 88° 59' E along the south line of said Jarrell tract 211.2 feet to the place of beginning, containing 6.893 acres.

The grantor reserves unto himself, his heirs, and assigns, the right to install and run tile 18 inches under ground for the purpose of draining surface waters of waters remaining tract, said tile to be laid along the following described line: Beginning at the N.E. corner of the tract conveyed, thence south along said east line to an intersection with an open ditch or drain tile to be constructed by grantees.

The grantor agrees to erect and maintain a fence along the north boundary of the above described property separating the said tract from the remainder of grantor's property, and also a fence along the following line: Beginning at the N.E. corner of the tract herein conveyed northerly to the N.W. corner of that certain tract of land conveyed to the City of Hillsboro from Kate M. Albore by deed recorded in Book 335 on page 311 of the Records of Deeds of Washington County, Oregon, to have and to hold the above described and granted premises unto the said grantees, its successors and assigns forever.

RECEIVED

MAY 16 2018

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Tax Lot 400

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MAY 16 2018
OWRD

20
11/16

Washington County, Oregon 2005-016652
02/16/2005 01:53:55 PM
D-DBS Crt=1 Stn=22 | REED
\$20.00 \$6.00 \$11.00 - Total = \$37.00



00729160200500166520040046

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

TAX STATEMENT ADDRESS:
City of Hillsboro
123 W. Main St.
Hillsboro, OR 97123

AFTER RECORDING, RETURN TO:

Joseph S. Voboril
Tonkon Torp LLP
1600 Pioneer Tower
888 SW Fifth Avenue
Portland, OR 97204

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MAY 16 2018

OWRD

BARGAIN & SALE DEED

FRED R. TEUFEL and JEAN M. TEUFEL, as tenants by the entirety, Grantors, convey to the CITY OF HILLSBORO, a municipal corporation, Grantee, that certain real property, together with improvements and appurtenances thereto, located in Washington County, Oregon, and more particularly described on Exhibit A attached hereto.

The actual consideration for this conveyance consists of value given other than money.

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.

CTIC #1050228

R-88582



DATED this 10th day of December, 2004.

GRANTORS:

Fred R. Teufel
FRED R. TEUFEL

Jean M. Teufel
JEAN M. TEUFEL

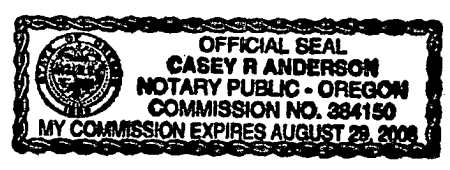
RECEIVED

MAY 16 2018

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STATE OF OREGON)
County of Washington) ss.

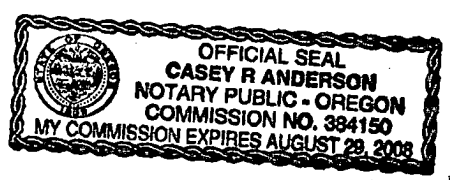
The foregoing instrument was acknowledged before me on
December 10th, 2004, by FRED R. TEUFEL.



Casey K. Anderson
Notary Public for Oregon
My commission expires: 08/29/08

STATE OF OREGON)
County of Washington) ss.

The foregoing instrument was acknowledged before me on
December 10th, 2004, by JEAN M. TEUFEL.



Casey K. Anderson
Notary Public for Oregon
My commission expires: 08/29/08

009744\00001\602912 V001



ACCEPTANCE OF DEED

The foregoing bargain and sale deed, from Fred R. Teufel and Jean M. Teufel to the City of Hillsboro, dated December 10, 2004 is accepted by the City of Hillsboro, by and through its Mayor, Tom Hughes.

DATED this 1st day of February, 2005.

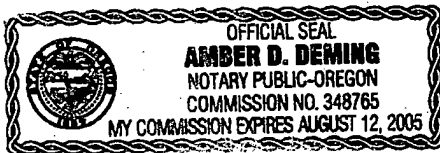
Tom Hughes
Tom Hughes
Mayor, City of Hillsboro

STATE OF OREGON)
)ss
County of Washington)

Subscribed to and sworn before me this 1st day of February, 2005.

Amber D. Deming
Notary Public for Oregon

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R-00582



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MAY 16 2018

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**EXHIBIT A
Legal Description**

TRACT "A" - PROPOSED OREGON ROSES PARTITION

A PORTION OF THE MICHEAL MOORE DLC NO. 41, LOCATED IN THE SOUTH 1/2 OF SECTION 6, TOWNSHIP 1 SOUTH, RANGE 2 WEST, WILLAMETTE MERIDIAN, CITY OF HILLSBORO, COUNTY OF WASHINGTON, STATE OF OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 3 1/4-INCH DISK INSCRIBED "WASHINGTON COUNTY SURVEYOR 1994" MARKING THE SOUTHWEST CORNER OF THE MICHEAL MOORE DLC NO. 41; THENCE ALONG THE WEST LINE OF SAID MOORE DLC, NO. 1°59'13"E, 305.58 FEET TO THE MOST WESTERLY NORTHWEST CORNER OF THE WILLIAM E. THORNE TRACT OF LAND AS DESCRIBED IN DEED, RECORDED IN BOOK 31, PAGE 403, WASHINGTON COUNTY DEED RECORDS; THENCE ALONG THE MOST WESTERLY NORTH LINE OF SAID TRACT OF LAND, BEING ALSO THE SOUTH LINE OF THE COMMONWEALTH PROPERTIES, INC. TRACT OF LAND AS DESCRIBED IN DEED, RECORDED IN DOCUMENT NUMBER 78055903, SAID RECORDS, S86°45'17"E, 435.66 FEET TO AN ANGLE POINT; THENCE CONTINUING ALONG SAID LINE, S 86°51'15"E, 558.71 FEET TO AN ANGLE POINT; THENCE ALONG THE MOST NORTHERLY WEST LINE OF SAID THORNE TRACT OF LAND, BEING ALSO THE MOST EASTERLY LINE OF THE CITY OF HILLSBORO TRACT OF LAND AS DESCRIBED IN DEED, RECORDED IN DOCUMENT NUMBER 99073131, SAID RECORDS, N01°00'38"E, 475.44 FEET TO AN ANGLE POINT; THENCE ALONG THE MOST NORTHERLY LINE OF SAID THORNE TRACT OF LAND, BEING ALSO THE MOST SOUTHERLY LINE OF THE LINDA J. LAPP MURRAY AND IRENE E. WEST TRACT OF LAND AS DESCRIBED IN DEED, RECORDED IN DOCUMENT NUMBER 99073129, SAID RECORDS, N73°41'38"E, 95.45 FEET; THENCE LEAVING SAID LINE, S45°43'12"W, 71.70 FEET; THENCE S08°33'00"E, 83.00 FEET; THENCE S30°53'50"E, 104.50 FEET; THENCE S34°59'45"E, 208.00 FEET; THENCE S16°37'37"E, 109.18 FEET; THENCE S24°56'32"E, 209.80 FEET TO A POINT OF CURVATURE; THENCE 101.21 FEET ALONG THE ARC OF AN 80.00 FOOT RADIUS CURVE CONCAVE TO THE NORTHEAST THROUGH A CENTRAL ANGLE OF 72°29'05" (THE CHORD OF WHICH BEARS S61°11'04"E, 94.59 FEET) TO A POINT OF TANGENCY; THENCE N82°34'23"E, 13.52 FEET; THENCE S57°19'49"E, 16.66 FEET; THENCE S02°34'32"E, 61.11 FEET; THENCE S38°09'16"E, 43.67 FEET TO THE NORTH LINE OF "SMITH'S FIR GROVE", A PLAT OF RECORD, BEING ALSO THE SOUTH LINE OF THE MICHEAL MOORE DLC NO. 41; THENCE ALONG THE SOUTH LINE OF SAID MOORE DLC, N86°51'15"W, 1068.10 FEET TO THE NORTHWEST CORNER OF THE SEIGLER DLC NO. 42; THENCE CONTINUING ALONG THE SOUTH LINE OF SAID MOORE DLC, N86°41'17"W, 431.33 FEET TO THE POINT OF BEGINNING.

CONTAINING 11.28 ACRES.

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MAY 16 2018

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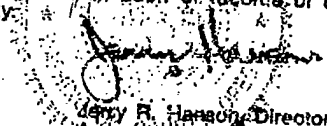
Tax Lot 1200

R-88582

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 : 99082667

Rect: 235471

0.00

07/12/1999 04:22:27pm

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1-5

R-88592

I, Jerry P. Hanson, Director of Assessment and Taxation and 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.

[Signature]

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

Doc : 99073131
Rect: 23375# 26.00
06/16/1999 10:19:04am

This document is being re-recorded to add signatures from the City of Hillsboro. Previously recorded as document # 99073131 June 16, 1999.

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

City of Hillsboro
123 West Main Street
Hillsboro, Oregon 97123
Attention: Tim Erwert

After recording, return to:

City of Hillsboro
123 West Main Street
Hillsboro, Oregon 97123
Attention: Tim Erwert

OREGON TITLE INS. CO. 210248710

BARGAIN AND SALE DEED—STATUTORY FORM

LINDA J. LAPP MURRAY and IRENE E. WEST, collectively Grantor, convey to the City of Hillsboro, Grantee, the real property located in Washington County, Oregon, and described in Exhibit A attached hereto (the "Property") and by this reference incorporated herein, subject, however, to the restrictive covenant contained in Exhibit B attached hereto and by this reference incorporated herein.

The true consideration for this conveyance is other property or value given or promised.

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 14 day of June, 1999.

RECEIVED

MAY 16 2018

OWRD

[Signature]
Linda J. Lapp Murray

[Signature]
Irene E. West

RECORDED BY OREGON TITLE AS AN ACCOMMODATION ONLY NO LIABILITY IS ACCEPTED FOR THE CONDITION OF TITLE OR FOR THE VALIDITY, SUFFICIENCY, OR EFFECT OF THIS DOCUMENT.

1-4 2

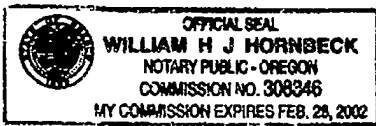
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MAY 16 2018

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STATE OF OREGON)
County of Multnomah) ss.

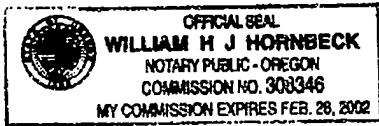
The foregoing instrument was acknowledged before me this 23 day of April, 1999, by LINDA J. LAPP MURRAY.



[Signature]
Notary Public for Oregon
My commission expires:

STATE OF OREGON)
County of Multnomah) ss.

The foregoing instrument was acknowledged before me this 14 day of June, 1999, by IRENE E. WEST.



[Signature]
Notary Public for Oregon
My commission expires:

THIS CONVEYANCE IS ACCEPTED BY THE CITY OF HILLSBORO.

DATED this 6th day of July, 1999.

CITY OF HILLSBORO

By: [Signature]

Name: Gordon Faber

Title: Mayor

ATTEST: [Signature]
City Recorder

2 3

R88582

EXHIBIT A

[LEGAL DESCRIPTION
OF PROPERTY TO BE DONATED]

A tract of land in Section 6, Township 1 South, Range 2 West of the Willamette Meridian, in Washington County, Oregon, further described as follows:

beginning at the most southerly corner of that tract of land described in deed to John W. West, Trustee of the John W. West Revocable Living Trust, recorded 03/02/1994 as Document 94020188 in deed records of said county;

thence northwesterly, along the southwest boundary thereof, 10.47 chains to the most westerly corner thereof;

thence northeasterly, along the northwest boundary thereof (called, in error, North 61 degrees, 16' East in said deed, but called North 51 degrees, 16' East in deed to West, in Deed Book 285, page 79, which is the basis of bearings for this description), 183.29 feet;

thence South 54 degrees, 31' East 100.00 feet to an iron rod with an aluminum cap stamped HILLSBORO ENGR. DEPT.;

thence continuing on a projection of the previous bearing an additional 100.00 feet to a similar iron rod;

thence continuing on a further projection of said bearing to the east boundary of said tract described in deed to John W. West, Trustee;

thence southerly, along said east boundary, through an angle in said boundary, to the most southerly corner of said West tract, and the point of beginning of the tract herein described.

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MAY 16 2018

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EXHIBIT B

[RESTRICTIVE COVENANT]

The use of the Property shall be subject to the restrictive covenant contained herein, which is for the benefit of Grantor, the Jackson Bottom Wetlands Preserve Board (or any successor group or organization established for the purpose of conserving the Jackson Bottom wetlands area), and their successors and assigns.

1. **Use Restriction.** The use of the Property shall be perpetually limited to use as a nature preserve, together with related uses incidental to and directly related to the use and maintenance of a nature preserve. Grantee, its employees, contractors, successors and assigns shall have the right to engage in wetlands and other habitat enhancements to the Property, and to access the Property as reasonably necessary in connection therewith.
2. **Injunctive Relief.** In event of any violation of the restrictive covenant contained herein, it is acknowledged that Grantor (and its successors and assigns) will suffer damage that would be irreparable and not fully compensable by damage recovery. Consequently, in such event, Grantor, the Jackson Bottom Wetlands Preserve Board (or any successor group or organization established for the purpose of conserving the Jackson Bottom wetlands area), their successors and assigns shall have the right, following reasonable written notice to Grantee, to enjoin such violation or threatened violation in a court of competent jurisdiction.
3. **Attorney Fees.** If legal action is commenced in connection with this restrictive covenant, the prevailing party in such action shall be entitled to recover its reasonable attorney fees and costs incurred in the trial court and any appeal therefrom. The reference to "costs" includes, but is not limited to, witness fees (expert and otherwise), out-of-pocket costs, title search and report expenses, survey costs, and any other reasonable expenses.
4. **Prior Agreements.** This restrictive covenant constitutes the entire, final and complete agreement of the parties pertaining to the subject hereof, and supersedes and replaces all other written and oral agreements heretofore made or existing by and between the parties or their representatives insofar as the restrictive covenant contained herein is concerned.
5. **Nonwaiver.** Failure by either party at any time to require performance by the other party of any of the provisions hereof shall in no way affect the party's rights hereunder to enforce the same, nor shall any waiver by a party of the breach hereof be held to be a waiver of any succeeding breach or a waiver of this nonwaiver clause.

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MAY 16 2018

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2-88582

Tax Lot 1300

RECEIVED

MAY 16 2018

OWRD

15
6
20N15

Washington County, Oregon 2003-105687
06/30/2003 10:55:25 AM
D-DBS Crnt=1 Str#4 A DUYCK
\$15.00 \$6.00 \$11.00 \$20.00 - Total = \$52.00



After recording return to:
June Wells Nevling
1091 SE 7th Avenue
Hillsboro, OR 97123

Until a change is requested all tax statements
shall be sent to the following address:
June Wells Nevling
1091 SE 7th Avenue
Hillsboro, OR 97123

File No.: 7011-192456 (LS)
Date: June 18, 2003

THIS SP



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 Hanson

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



STATUTORY BARGAIN AND SALE DEED

June Wells Nevling, Grantor, conveys to June Wells Nevling and Thomas W. Nevling, Trustees of the Nevling Family Revocable Trust, Grantee, the following described real property:

Beginning at an iron pipe set at a point which is 1039 feet East of a point 1349.67 feet North of the Southwest corner of the Michael Moore Donation Land Claim in Section 6, Township 1 South, Range 2 West, of the Willamette Meridian, in the County of Washington and State of Oregon, being a point on the West line of the tract described in Deed to Frederick Geisler, et ux, recorded in Book 81, page 113, Washington County Deed Records; thence South 24°24' West 257.6 feet along said Westerly line to an iron bar at an angle corner of said tract; thence South 51°16' West 410.5 feet to an iron bar at the most Westerly corner of Corrieri lands; thence North 33°35' West 461.5 feet to an iron bar at an angle corner on the East line of the tract described in Deed to W.J. Enschede, et ux, recorded in Book 279, page 108, said Deed Records; thence North 39°41' East 594.0 feet along said Easterly line to an iron pipe on the West side of Seventh Street in HIGHLANDS ADDITION TO HILLSBORO; thence following said West line of Seventh Street South 23°02' East 218.0 feet to an iron pipe; thence South 53°21' East 201.5 feet to an iron pipe; thence South 62°31' East 62.9 feet to the place of beginning.

EXCEPT that portion thereof described as follows:

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MAY 16 2018

OWRD

R-88582



APN: R0322788

Bargain and Sale Deed
- continued

File No.: 7011-192456 (LS)
Date: 06/18/2003

Beginning at a point on the Northeasterly line of said Wells Tract, which bears South 23°02' East 78.76 feet from the iron pipe marking the initial point of CREST VIEW PLACE, a plat of record in said county, and running thence South 39°41' West 207.70 feet, parallel to the Southeasterly line of Lot 16, said CREST VIEW PLACE, to a point; thence South 23°02' East 106.87 feet to a point; thence North 48°10' East 195.00 feet to an iron rod on the Southerly line of S.E. Hollow Street, on the Northeasterly line of said Wells Tract; thence following said Northeasterly line, North 23°02' West 139.24 feet to the place of beginning.

AND EXCEPT that portion described as follows:

Beginning at the most Northerly corner of said Wells Tract at an iron pipe marking the initial point of CREST VIEW PLACE, a plat of record in said County, being also the Northeasterly corner of Lot 16, CREST VIEW PLACE, and running thence South 39°41' West 594.00 feet along the Easterly line of said Lot 16 and the Northwesterly line of said Wells Tract, to an iron bar at the most Westerly corner thereof; thence South 33°35' East 119.99 feet, along the Southwesterly line of said Wells Tract, to an iron rod; thence North 48°10' East 339.47 feet to a point; thence North 23°02' West 106.87 feet to a point; thence North 39°41' East 207.70 feet, parallel with the Easterly line of said Lot 16, to a point on the Northeasterly line of said Wells Tract; thence along said Northeasterly line, North 23°02' West 78.76 feet to the place of beginning.

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 \$1.00. (Here comply with requirements of ORS 93.030)

RECEIVED

Jane Wells Neuling

MAY 16 2018

OWRD

STATE OF Oregon)
County of *Mult*) ss.
Washington)

This instrument was acknowledged before me on this 23 day of June, 2003
by Jane Wells Neuling



L.E. Sorrell
Notary Public for Oregon

My commission expires: 11-16-03



APN: R0322788

Affidavit - continued

File No.: 7011-192456 (LS)

Date: June 18, 2003

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

This instrument was acknowledged before me on this 23 day of June, 2003
by as of, on behalf of the .

[Handwritten signature]
[Handwritten signature]

Notary Public for Oregon

My commission expires: 11-16-03

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MAY 16 2018

OWRD

R-00502

Tax Lot 1500

RECEIVED

MAY 16 2018

OWRD

R-00502

10-6
445
11

Pacific NW Title
04259279-W
SRM

Title Order No. 04259279
Escrow No. 04259279

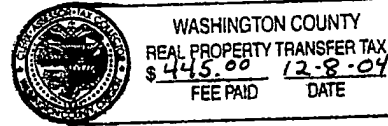
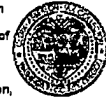
After Recording Return To:
William E. Schultz and Isabelita S. Schultz
1031 SE 7th Avenue
Hillsboro, OR 97123

Until a change is requested all tax statements shall be sent to
the following address:
William E. Schultz and Isabelita S. Schultz
1031 SE 7th Avenue
Hillsboro, OR 97123

Washington County, Oregon 2004-139776
12/08/2004 02:27:20 PM
D-DW Cnt=1 Stn=7 K GRUNEWALD
\$10.00 \$8.00 \$11.00 \$445.00 - Total = \$472.00



Jerry R. 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



STATUTORY WARRANTY DEED

Jay Lawlor and Connie Lawlor, as Tenants in Common, Grantor, conveys and warrants to William E. Schultz and Isabelita S. Schultz, Husband and Wife, 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 hereof.

This property is free from encumbrances, EXCEPT: The herein described premises are within the boundaries of and subject to the statutory powers, including the power of assessment, of Clean Water Services.

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 \$445,000.00. (Here comply with the requirements of ORS 93-030)

RECEIVED

Dated this December 7, 2004.

MAY 16 2018

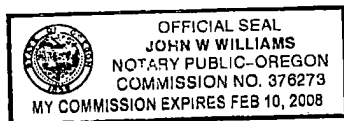
x Jay Lawlor
Jay Lawlor

x Connie Lawlor
Connie Lawlor

OWRD

STATE OF OREGON } ss
County of Washington

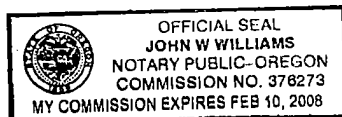
On this December 7, 2004, before me, the undersigned, personally appeared the within named Jay Lawlor known to me to be the identical individual who executed the within instrument and acknowledged to me that he executed the same freely and voluntarily.



John W. Williams
Notary Public for the State of Oregon
My commission expires: 2/10/08

STATE OF OREGON } ss
County of Washington

On this December 7, 2004, before me, the undersigned, personally appeared the within named Connie Lawlor known to me to be the identical individual who executed the within instrument and acknowledged to me that she executed the same freely and voluntarily.



John W. Williams
Notary Public for the State of Oregon
My commission expires: 2/10/08



Exhibit A

PARCEL I:

A portion of that certain tract of land in Section 6, Township 1 South, Range 2 West, of the Willamette Meridian, in the City of Hillsboro, County of Washington and State of Oregon, conveyed to Geneva Wells by Deed recorded in Book 560, Page 185, Washington County Deed Records, said portion being more particularly described as follows:

BEGINNING at a point on the Northeasterly line of said Wells Tract, which bears South 23°02' East 78.76 feet from the iron pipe marking the initial point of CREST VIEW PLACE, a plat of record in said county; and running thence South 39°41' West 207.70 feet, parallel to the Southeasterly line of Lot 16, said CREST VIEW PLACE to a point; thence South 23°02' East 106.87 feet to a point; thence North 48°10' East 195.00 feet to an iron rod on the Southerly line of SE Hollow Street on the Northeasterly line of said Wells Tract; thence following said Northeasterly line, North 23°02' West, 139.24 feet to the place of beginning.

PARCEL II:

A portion of that certain tract of land in Section 6, Township 1 South, Range 2 West, of the Willamette Meridian, in the City of Hillsboro, County of Washington and State of Oregon, conveyed to Geneva Wells by Deed recorded in Book 560, Page 185, Washington County Deed Records, said portion being more particularly described as follows:

BEGINNING at the most Northerly corner of said Wells Tract at an iron pipe marking the initial point of CREST VIEW PLACE, a plat of record in said county, being also the Northeasterly corner of Lot 16, CREST VIEW PLACE; and running thence South 39°41' West 594.00 feet along the Easterly line of said Lot 16 and the Northwesterly line of said Wells Tract to an iron bar at the most Westerly corner thereof; thence South 33°35' East 119.99 feet, along the Southwesterly line of said Wells Tract, to an iron rod; thence North 48°10' East 339.47 feet to a point; thence North 23°02' West 106.87 feet to a point; thence North 39°41' East 207.70 feet parallel with the Easterly line of said Lot 16, to a point on the Northeasterly line of said Wells Tract; thence along said Northeasterly line, North 23°02' West 78.76 feet to the place of beginning.

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MAY 16 2018
OWRD

Tax Lot 1600

RECEIVED

MAY 16 2013

OWRD

OK

BARGAIN AND SALE DEED

87033679

KNOW ALL MEN BY THESE PRESENTS, That GENEL COMPANY, INC., an Oregon corporation, successor in interest to Commonwealth Properties, Inc., an Oregon corporation, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto City of Hillsboro

hereinafter called grantees, and unto grantees's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Washington, State of Oregon, described as follows, to-wit:

See Exhibit A attached hereto.

*corporation.

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(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantees's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$-0-

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which). (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 30th day of June, 1987; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

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.

GENEL COMPANY, INC., an Oregon corporation
By: Thomas D. Pomeroy, III
Its Vice President

(If the signer of the above is a corporation, use the form of acknowledgment opposite.)

(ORS 194.570)

STATE OF OREGON, County of Clackamas, ss.
The foregoing instrument was acknowledged before me this June 30, 1987, by Thomas D. Pomeroy, III, Vice president, and by Secretary of Genel Company, Inc., an Oregon corporation, on behalf of the corporation.

STATE OF OREGON, County of Clackamas, ss.
The foregoing instrument was acknowledged before me this June 30, 1987, by Thomas D. Pomeroy, III, Vice president, and by Secretary of Genel Company, Inc., an Oregon corporation, on behalf of the corporation.

(SEAL) Notary Public for Oregon
My commission expires:

(SEAL) Notary Public for Oregon
My commission expires: 4/27/90

GENEL COMPANY, INC.
19200 Von Karman Avenue, Suite 600
Irvine, CA 92715
Tim Erwert, ASST. CITY MANAGER
City of Hillsboro
205 SE Second
Hillsboro, OR 97123

After recording return to:
Mr. Tim Erwert, Asst. City Manager
City of Hillsboro
205 SE Second, Hillsboro, OR 97123

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

STATE OF OREGON, County of Clackamas, ss.
I certify that the within instrument was received for record on the day of June, 1987, at 10:00 o'clock A.M., and recorded in book/reel/volume No. on page or as fee/title/instrument/microfilm/reception No. Record of Deeds of said county.
Witness my hand and seal of County affixed.

By: Deputy

RECORDED BY OREGON TITLE AS AN ACCOMMODATION ONLY. NO LIABILITY IS ACCEPTED FOR THE CONDITION OF TITLE OR FOR THE VALIDITY, SUFFICIENCY, OR EFFECT OF THIS DOCUMENT.

R-88882

000396

JUN 30 1987

OTIC 18706082

000397

JUN 30 1987

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Situate in Section 6, Township 1 South, Range 2 West, Willamette Meridian, and also being a portion of the Michael Moore, DLC No. 41, City of Hillsboro, Washington County, Oregon and being described as follows:

Beginning at a point on the west line of said Moore DLC No. 41, said point also being the southeast corner of the W. Simmon DLC No. 44, a 1 1/2 inch iron pipe found; thence leaving said southeast corner and running N 0°00'47" W, on the west line of said Moore DLC No. 41, a distance of 944.07 feet to the southwest corner of the plat of Enschede Estates; thence leaving said southwest corner and running S 64°48'00" E, on the south line of said Enschede Estates and the plat of Crest View Place, a distance of 621.34 feet to the most southerly southeast corner of said Crest View Place; thence leaving said southeast corner and running S 39°41'00" W, a distance of 318.98 feet; thence S 33°35'00" E, a distance of 1152.50 feet; thence N 88°43'53" W, a distance of 994.36 feet to a point on the west line of said Moore, DLC No. 41; thence N 0°11'35" W, on said west line a distance of 504.07 feet to the point of beginning

STATE OF OREGON }
County of Washington } SS

I, Donald W. Mason, 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.

Donald W. Mason, Director of Assessment and Taxation, Ex-Officio County Clerk

EXHIBIT A

2

1987 JUN 30 AM 10:53



Water Solutions, Inc.

May 14, 2018

ATTN: Water Right Application Submittal
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

RE: Application for a Permit to Store Water in a Reservoir (Alternate Review)

Application Caseworker:

On behalf of the applicant, the City of Hillsboro, please find enclosed an Application for a Permit to Store Water in a Reservoir and a check in the amount of \$1,315 for payment of the necessary filing fees for the application. The application proposes to store 10.7 AF of water in Oak Island Marsh and Ash Slough at Jackson Bottom Wetlands Preserve.

Please send copies of all correspondence relating to this application to both the applicant and to my attention. If you have any questions regarding the enclosed application or the information contained therein, please call me at (503) 239-8799 x106. Thank you for your assistance and I look forward to hearing from you soon.

Sincerely,

Theodore R. Ressler, RG, CWRE
GSI Water Solutions, Inc.

Enclosures: Application for a Permit to Store Water in a Reservoir (Alternate Review)
Check #273729 in the amount of \$1,315

CC: Jeroen Kok – City of Hillsboro
Kristel Griffith – City of Hillsboro

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MAY 16 2018

OWRD

R-88582



Oregon Water Resources Department
Permit to Appropriate Surface Water for Storage - Alternate Reservoir Application

- [Main](#)
- [Help](#)
- [Return](#)
- [Contact Us](#)

For impoundments less than 10 feet in height or storing less than 9.2 acre feet of water.

Today's Date: Wednesday, May 16, 2018

Base Application Fee for Storage of Surface Water.		\$410.00
Proposed Dam Height in feet.	9	
Proposed Reservoir volume in Acre Feet.	10.7	\$385.00
Permit Recording Fee. ***		\$520.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$1,315.00

OWRD Fee Schedule

Fee Calculator Version: B20170117

R 88182