

Application for a Permit to Use Groundwater

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JUN 29 2020



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

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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME MERLE AND GRACE STUTZMAN			PHONE (HM)		
PHONE (WK)		CELL (503) 310-8295		FAX	
ADDRESS 11623 BROADACRES RD. NE					
CITY HUBBARD		STATE OR	ZIP 97032	E-MAIL*	

Organization

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

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

AGENT / BUSINESS NAME WILL MCGILL SURVEYING LLC			PHONE (503) 510-3026		FAX
ADDRESS 15333 PLETZER RD. SE					CELL (503) 931-0210
CITY TURNER		STATE OR	ZIP 97392	E-MAIL* WILLMCGILL.SURVEYING@GMAIL.COM	



Note: Attach multiple copies as needed

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

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.

	Merle L. Stutzman	Trustee	6/26/2020
Applicant Signature	Print Name and Title if applicable		Date
	GRACE E. STUTZMAN	TRUSTEE	6-26-2020
Applicant Signature	Print Name and Title if applicable		Date

SECTION 2: PROPERTY OWNERSHIP

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

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

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

Columbia Trust Company, Trustee of the Frank J. Bronec Qtip Trust
 PO Box 1012
 Salem, OR 97308

(NOTE: TL 1100 is in the closing phase of being purchased by the applicant from above landowner. Marion County assessors records do not indicate the change yet.)

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

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
WELL 1	MILL CREEK	1950'	45'
WELL 2	MILL CREEK	2440'	45'

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).*

SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 0.15 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.

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	<input type="checkbox"/>	<input checked="" type="checkbox"/>	NONE FOUND	<input type="checkbox"/>	6"					SAND AND GRAVEL	130' +/-		30.6
WELL 2	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	8"			18' MINIMUM		SAND AND GRAVEL	130' +/-		30.6
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.

*** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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For Department Use: App. Number: _____

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

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species if your proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters.

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

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

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

If you need help to determine in which area the proposed POA is located, please call the customer service desk at (503) 986-0801.

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

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Is the well or proposed well located in an area where the Upper Columbia Rules apply?

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Yes No

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

If yes, and if the Department determines that proposed groundwater use has the potential for substantial interference with nearby surface waters:

- I understand that the permit, if issued, will not allow use during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that the Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

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

Is the well or proposed well located in an area where the Lower Columbia rules apply?

Yes No

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as

appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

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

If yes, you will be required to provide the following information, if applicable.

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

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

Statewide - OAR 690-033-0330 thru -0340

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Is the well or proposed well located in an area where the Statewide rules apply?

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Yes No

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

SECTION 5: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	Mar. 1- Oct. 31	30.6

For irrigation use only:

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

Primary: 12.25 Acres Supplemental: Acres

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right(s):

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 30.6 AF

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: (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.)

- If the use is **mining**, describe what is being mined and the method(s) of extraction (*attach additional sheets if necessary*): _____

SECTION 6: WATER MANAGEMENT

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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): ¾ HP submersible
 Other means (describe): _____

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Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Pump to 4" above ground aluminum mainline.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) (*attach additional sheets if necessary*)
3" handlines

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 (*attach additional sheets if necessary*).

The amount of water requested is standard for irrigation. The system will be kept in good operating condition to prevent waste and run-off. A water use measuring device will be installed.

SECTION 7: PROJECT SCHEDULE

- Date construction will begin: Upon permit issuance
- Date construction will be completed: Request standard 5-year completion time
- Date beneficial water use will begin: 2021 irrigation season if permit is issued

SECTION 8: RESOURCE PROTECTION

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

- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
 Describe: Equipment will be kept in good operating condition and properly maintained.
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is greater than one acre, applicant should contact the Oregon Department of Environmental Quality to determine if a 1200C permit is required.
 Describe planned actions and additional permits required for project implementation: No excavation or clearing will be necessary for this project.
- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:
 List: _____

SECTION 9: WITHIN A DISTRICT

Check here if the point of appropriation (POA) or place of use (POU) 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*).

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Minimum Requirements Checklist

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

Include this checklist with the application

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

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

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

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Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$ 2,560
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- Map that includes the following items:
 - Permanent quality and drawn in ink
 - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - North Directional Symbol
 - Township, Range, Section, Quarter/Quarter, Tax Lots
 - Reference corner on map
 - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
 - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

Note: In addition to a groundwater application, a standard reservoir application is required to store groundwater in a reservoir. If an applicant proposes to divert water from a reservoir, a surface water application is also required.

Land Use Information Form



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

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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 groundwater registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for 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.oregon.gov/OWRD

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Applicant

NAME MERLE AND GRACE STUTZMAN			PHONE (HM)	
PHONE (WK)		CELL (503) 310-8295		FAX
ADDRESS 11623 BROADACRES RD. NE				
CITY HUBBARD		STATE OR	ZIP 97032	E-MAIL*

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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:
4S	1W	32	NESE	1200	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
4S	1W	32	NWSE	1100	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
4S	1W	32	NESE	1100	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Marion 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 Groundwater Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

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

Estimated quantity of water needed: 30.6 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:

It is proposed to irrigate crops in TL 1100 and 1200 with water from Wells 1 & 2.



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.

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): 17.130 EFCU
- 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
	RECEIVED	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	JUN 29 2020	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	OWRD	<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.

NAME: <u>Austin Barnes</u>	TITLE: <u>Asst. Planner</u>
SIGNATURE: <u>[Signature]</u>	PHONE: <u>503-588-5038</u> DATE: <u>6/26/2020</u>
GOVERNMENT ENTITY: <u>MCPWI Planning</u>	

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: _____

After recording return to:

Andrew K. Kauffman
P.O. Box 687
Canby, OR 97013

Mail tax statements to:

Merle and Grace Stutzman, Trustees
11623 Broadacres Rd., NE
Hubbard, OR 97032

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WARRANTY DEED

Merle L. Stutzman and Grace E. Stutzman, as tenants by the entirety, Grantor, conveys and warrants to Merle L. Stutzman and Grace E. Stutzman, Co-Trustees of the Grace Ellen Stutzman Revocable Trust U/T/A Sept. 17, 2003, as to a 50% undivided interest as tenant in common, AND to Merle L. Stutzman and Grace E. Stutzman, Co-Trustees of the Merle Leroy Stutzman Revocable Trust U/T/A Sept. 17, 2003, as to a 50% undivided interest as tenant in common, Grantee, the following described real property situated in Marion County, Oregon, free of encumbrances except as specifically set forth herein:

Beginning at a point on the East line of the Joseph Churchill Donation Land Claim in Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, 7.72 chains South 0' 15 minutes West from the quarter section corner between Sections 32 and 33; and proceeding thence North 88° 45 minutes West 17.195 chains; thence South 0' 15 minutes West 5.815 chains; thence South 88° 45 minutes East 17.195 chains to a point on line of Joseph Churchill Donation Land Claim; thence North 0' 15 minutes East 5.815 chains to the point of beginning.

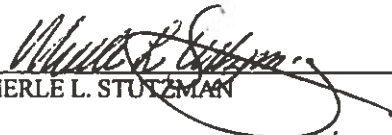
Subject to and excepting: Current taxes, assessments, reservations in patents, and all agreements, easements, right-of-way, encumbrances, liens, setback lines, reservations, powers of special districts, covenants, conditions and restrictions as may appear of record, if any.

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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

The true consideration for this conveyance is Snail. This document is given for estate planning purposes.

Dated: July 30, 2010

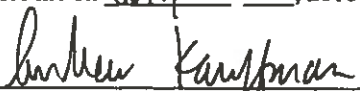
Grantors:


MERLE L. STUTZMAN


GRACE E. STUTZMAN

State of Oregon, County of Marion) ss.

This instrument was acknowledged before me on July 30, 2010 by MERLE L. STUTZMAN and GRACE E. STUTZMAN.


Notary Public for Oregon
My Commission Expires: 3/15/2014



REEL: 3201

PAGE: 179

August 03, 2010, 02:33 pm.

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CONTROL #: 276715

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**State of Oregon
County of Marion**

**I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:**

FEE: \$ 41.00

**BILL BURGESS
COUNTY CLERK**

THIS IS NOT AN INVOICE.

REEL 4012 PAGE 130
MARION COUNTY
BILL BURGESS, COUNTY CLERK
11-03-2017 02:48 pm.
Control Number 482613 \$
86.00
Instrument 2017 00057697

AFTER RECORDING RETURN TO:

Gretchen S. Barnes
Cable Huston LLP
1001 SW Fifth Avenue, Suite 2000
Portland, OR 97204

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

Columbia Trust Company
Trust Operations
P.O. Box 1012
Salem, OR 97308

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STATUTORY BARGAIN AND SALE DEED

COLUMBIA TRUST COMPANY, AS SUCCESSOR TO FRANK J. BRONEC AS TRUSTEE OF THE FRANK J. BRONEC TRUST UTD 09/12/05, Grantor, conveys to **COLUMBIA TRUST COMPANY, TRUSTEE OF THE FRANK J. BRONEC QTIP TRUST**, Grantee, the real property legally described in Exhibit A attached hereto and incorporated herein by reference (the "Property"). Grantor conveys the Property with all (and only) the warranties received by Grantor in the conveyance through which Grantor acquired title.

The true and actual consideration for this conveyance consists of or includes other property or other value given or promised, which is the whole consideration. The purpose of this conveyance is to vest title to the Property in the successor trustee of the herein described trust.

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.

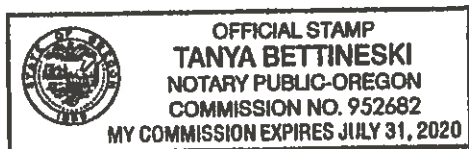
Dated October 31, 2017

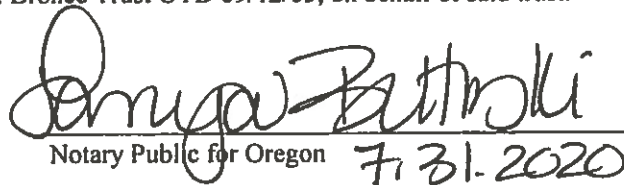
COLUMBIA TRUST COMPANY,
as Successor to Frank J. Bronec
as Trustee of the Frank J. Bronec Trust UTD 09/12/05

By: 
B. Edward Duvall, Senior Vice President

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

This instrument was acknowledged before me on October 31, 2017 by B. Edward Duvall, Senior Vice President of Columbia Trust Company, as Trustee of the Frank J. Bronec Trust UTD 09/12/05, on behalf of said trust.




Notary Public for Oregon 7.31.2020

**EXHIBIT A
LEGAL DESCRIPTION**

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Frank Bronec Properties – Marion County
[PRIOR DEEDS 2543/394 and 2543/395]

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1. TAX LOT 100, 76.87 ACRES, ACCOUNT R11419, MAP 041W33;
TAX LOT 100, 3.00 ACRES, ACCOUNT R11420, MAP 041W33
11984 BROADACRES RD NE, HUBBARD - FRANK'S PLACE

PARCEL I:

Beginning at a point 20.00 chains North and 11.60 chains East from the Southwest corner of Section 33 in Township 4 South, Range 1 West of the Willamette Meridian, in the County of Marion and State of Oregon, which point is in or near the center of Ferriers Creek, and 2.10 chains South of the line dividing the North and South half of the said claim, and running thence East 33.59 chains to within 30 feet of the center of the main tract of the O. & C. Railroad, thence Northeasterly along said tract parallel to and 30 feet from the center thereof to within 30 feet of the South line of Charles Hubbard Claim; thence West, parallel to and 30 feet from the South line of the said claim to a stake which stands 68 links Southwest from the Southwest corner of the said Hubbard claim; thence North parallel to the West line of said claim and 30 feet West therefrom 3.18 chains to a stake, thence East 30 feet to the West line of said claim; thence North along the said West line of the center of the county road, thence North 56.00° West 17.00 chains to where a soda bottle is deposited from which a fir tree 5 inches in diameter bears North 62½° East 40 links; thence North 76¾° West 2.25 chains to the center of Ferriers Creek; thence up said creek to point of beginning.

Except that particular tract which was formerly part of the above described premises, heretofore conveyed by Chas Lemboke and Elizabeth Lemboke, his wife, to Albert Johnson, recorded in Deed Book 95, Page 4, December 3, 1906, and described as follows: Beginning at the northwest corner of the J. H. Jessan two acre tract in Section 33, Township 4 South, Range 1 West of Willamette Meridian in the County of Marion, State of Oregon, thence running parallel with the Southern Pacific R. R. tract in a northeasterly direction 616 feet more or less to the Southeast corner of the Albert Jordan tract thence in a Westerly direction along the Southerly line of the said A. Jordan tract to the center of the county road leading from Hubbard, Oregon, to Woodburn, Oregon; thence, in a Southerly direction along center of said county road, to a point in the center of said county road, twenty feet West of a point of beginning, thence 20 feet East to point of beginning, all being situated in the County of Marion, State of Oregon.

PARCEL II:

Beginning at a point 6.59 chains South, 41 links West of the Northwest corner of the Ewing Purvine Donation Land Claim No. 55, Notification No. 1076, Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, at which said point is a post on the line of the Oregon and California railroad from which a fir tree 4" in diameter bears North 3½ degrees West 21 links; thence West 32.5 rods which is the place of beginning of the tract to be described; thence South 13 rods; thence East 19.5 rods; thence South 42 degrees 0 minutes West 7.0521 chains; thence West 28.53 chains to the North bank of Ferrier's Creek, where is set a stake from which an ash tree 20 inches in diameter bears South 65 degrees 0 minutes East 12 links; thence down said creek to the line between W. T. Grimm and S. R. T. Jones where is set a witness post 25 links East of the true corner in the center of said creek, from which an ash stump 10

inches in diameter bears 77 degrees 0 minutes East 33 links; thence East from the true corner 23.255 chains to the place of beginning.

Together with the following described property:

Beginning at a point 6.59 chains South, 41 links West of the Northwest corner of the Ewing Purvine Donation Land Claim No. 55, Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; running thence South 42 degrees West 17 rods 2½ feet; thence West 19½ rods; thence North 13 rods; thence East along the North line of said claim 32½ rods to the place of beginning.

Excepting therefrom the above described Parcels I and II, that portion deeded to Marion County, a political subdivision of the State of Oregon by Deed Recorded September 29, 1966 in Volume 591, Page 723.

2. TAX LOT 300, 20.04 ACRES, ACCOUNT R11393, MAP 041W33;
TAX LOT 300, 19.81 ACRES, ACCOUNT R11394, MAP 041W33
11484 BROADACRES RD NE, HUBBARD;
TAX LOT 400, 26.60 ACRES, ACCOUNT R12703, MAP 041W33;
TAX LOT 400, 18.00 ACRES, ACCOUNT R12702, MAP 041W33
17629 FRONT ST, NE, HUBBARD, FRANK'S PLACE

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Beginning at the Southwest corner of Section 33 in Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence East along the South boundary of Section 33, to its intersection with the West boundary of the Southern Pacific Railroad track, 2680 links; thence North 42 degrees East along the said Railroad boundary 888 links; thence West 2848 links to the center of Farrier Creek; thence following center of channel to the intersection of the creek with the West boundary of aforesaid Section 33; thence South 368 links to the place of beginning.

Beginning at the Southwest corner of Section 33 in Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence East 26.94 chains to the West boundary of the right of way of the Oregon and California Railroad; thence South 41 degrees 15 minutes West along the boundary of said right of way, 5.74 chains; thence West 23.23 chains; thence North 4.38 chains to the point of beginning, being situated in Section 4, Township 5 South, Range 1 West of the Willamette Meridian in Marion County, Oregon.

Beginning at a point 6.06 chains North of the Southeast corner of the Donation Land Claim of Joseph Churchill and wife in Townships 4 and 5 South Range 1 West of the Willamette Meridian in Marion County, Oregon; thence North 8.54 chains; thence North 84 degrees 45 minutes West, 5.40 chains; thence South 30 degrees 0 minutes West, 10.30 chains; thence East 8.39 chains to the point of beginning.

Beginning in the center of County Road leading to Hubbard at a point 5.50 chains South from the Northeast corner of Joseph Churchill Donation Land Claim No. 56, Notification No. 798; thence South along the East line of said Claim No. 56, 19.15 chains; thence North 89 degrees 15 minutes West parallel with the North line of said Claim, 18.50 chains to the center of a County Road leading from Woodburn to Boone's Ferry; thence North 37 degrees 15 minutes East along the center of said road 25.10 chains to the center of a County Road leading from the above said road to Hubbard; thence South 72 degrees East 3.55 chains to the place of beginning, and being a part of the Joseph Churchill Donation Land Claim No. 56 in Section 32, Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon.

Beginning in the center of the County Road leading from Thomas Hunt's place to Pudding River; said road being the road leading West from the Town of Hubbard and past the South side of the Hubbard Cemetery at a point where said road crosses the East line of the Joseph Churchill Donation Land Claim No. 56 in Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South along the East line of said Donation Land Claim, 97 rods to the most Westerly Northwest corner of a tract of land conveyed by David E. McArthur and Ida E. McArthur, husband and wife, to James L. Hopkins and Mable Hopkins, husband and wife, said deed being dated February 7, 1934, recorded in Volume 218, Page 163, Deed Records for Marion County, Oregon; thence South 69 degrees 46 minutes East 495 feet to a stone which is the inner angle of Hopkins' land; thence North 1 degree 34 minutes East 1600.5 feet along Hopkins' West line to an iron pipe in the center of the road running between Hubbard and St. Paul; thence Westerly along the center of said road, 36 rods, more or less, to the place of beginning.

SAVE AND EXCEPT that portion conveyed to Marion County, a political subdivision of the State of Oregon, by deed recorded September 29, 1964, in Volume 591, Page 721, Deed Records for Marion County, Oregon.

And further covenants that grantor is the owner of the above described property free of all encumbrances except:

The existence of public roads across the herein described premises;

The lawful consequences of the fact that Parcel #4 of the above described premises is bounded on its Northwesterly side by Ferrier Creek;

Life estate of Joseph H. Bronec in Parcel #5 reserved in deed recorded May 5, 1959, in Volume 403, Page 533, Deed Records for Marion County, Oregon, and subsequent recorded Correction Deed.

Easement and/or right of way on Parcel #5 granted to Portland General Electric Company, an Oregon Corporation, by instrument recorded April 24, 1952, in Volume 439, Page 196, Deed Records for Marion County, Oregon.

3. TAX LOT 500, 3.19 ACRES, ACCOUNT R11417, MAP 041W33

Beginning at a point which is 6.59 chains South and 0.41 chains West and 11.34 chains South 41 degrees 15 minutes West and 9.553 chains South 89 degrees 47 minutes West from the Northwest corner of the Ewing Purvine Donation Land Claim No. 55 in Township 4 South, Range 1 West of the Willamette Meridian, Marion County, Oregon; thence South 4.873 chains to the North line of land conveyed to Mike and Mary E. Bronec on the 8th day of September, 1942, by deed recorded in Volume 276, Page 501, Deed Records for Marion County, Oregon; thence South 80 degrees 47 minutes West 7.186 chains; thence North 4.873 chains; thence North 89 degrees 47 minutes East 7.186 chains to the place of beginning.

SAVE AND EXCEPT: Beginning at a point which is 6.59 chains South and 0.41 chains West and 11.34 chains South 41 degrees 15 minutes West and 9.553 chains South 89 degrees 47 minutes West from the Northwest corner of the E. Purvine Donation Land Claim in Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South 111.49 feet; thence South 89 degrees 47 minutes West 122.97 feet; thence North 111.49 feet; thence North 89 degrees 47 minutes East 122.97 feet to the place of beginning.

SUBJECT TO the rights of the public in and to all roads and roadways.

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4. TAX LOT 100, 100.72 ACRES, ACCOUNT R12692, MAP 051W05
17273 FRONT ST NE, WOODBURN 97071 - GRIMPS

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Beginning at the Northwest corner of the John Purvine Donation Land Claim in Township 5 South, Range 1 West of the Willamette Meridian, Marion County, Oregon; thence running East 84.84 rods to an iron pipe on the line of the right-of-way of the Southern Pacific Railroad Company; thence in a Northeasterly direction along the right-of-way of the said Southern Pacific Railroad Company 101.81 rods, more or less, to an iron pipe or peg at the Southeast corner of the 2nd parcel described in deed to Mike Bronec, et ux, recorded in Volume 276, Page 501, Deed Records of Marion County, Oregon; thence West along the line of the Bronec land 129.09 rods to an iron pipe on the East line of a tract conveyed to George Grimps et ux by deed recorded in Volume 214, Page 489, Deed Records of Marion County, Oregon; thence South 16 degrees, 15minutes West 74.42 rods to the point of beginning

Beginning at the Northwest corner of the Donation Land Claim of John Purvine and wife, Notification No. 1075, Claim No. 60, Township 5 South, Range 1 West of the Willamette Meridian, running thence North 16 degrees and 15 minutes East 19.06 chains; thence West 1.73 chains; thence South 30 degrees West 7 chains; thence West 10.79 chains; thence South 46 degrees West 16 chains to the North boundary line of P. M. Gleason Donation Land Claim; thence East 18.25 chains to the Northeast corner of said P. M. Gleason Donation Land Claim; thence South 13.50 chains; thence East 4.15 chains; thence North 17.95 chains to the place of beginning.

Beginning at a point on the West line of the John Purvine Donation Land Claim in the County of Marion, State of Oregon, where the North line of the right-of-way of the Southern Pacific Railroad intersects said West line of said Donation Land Claim, said beginning point being 100 feet from and perpendicular to the center of the main tract of said railroad; thence North along the West line of the said Purvine Claim 322 feet to a stake; thence West 272 feet to the East line of the Donation Land Claim of Patrick M. Gleason; thence South along the West line of said Gleason Claim, 631 feet to the North line of the right-of-way of the Southern Pacific Railroad said North line of right-of-way being 100 feet perpendicular from the center of the main track of said railroad; thence along said North line of Southern Pacific right-of-way parallel with said track and 100 feet from the center thereof about 810 feet to the place of beginning. ALSO beginning on the West line of the Donation Land Claim of Rosaline Purvine in Township 5 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, and at the Southwest corner of a tract of land deeded to William H. Goudy and Rosaline Goudy, his wife, to John Knowles on November 19, 1935, deed recorded in Volume 24 of Deeds, Page 387, running thence East along the South line of the above named tract of land to the right-of-way of the Oregon and California Railroad Company; thence Southwesterly along said right-of-way to the intersection of said right-of-way with the West boundary line of the Rosaline Purvine Donation Land Claim; thence North along West line of said Donation Land Claim to the place of beginning.

SAVE AND EXCEPT: Beginning at a point in the center of the road leading from Hubbard to Woodburn along the Westerly line of the Southern Pacific Railroad right-of-way, said point being the most Southerly point of the lands described in that certain warranty deed, dated October 27, 1932, recorded December 6, 1932, Page 489, Volume 214, Deed Records of Marion County, wherein certain lands were deeded by C. W. Gillette and Eva Gillette to George Grimps and Louisa M. Grimps; thence running in a Northeasterly direction along the center of the said county road and parallel with the Southern Pacific Railroad Company right-of-way 766 feet; thence in a Westerly direction 514 feet, more or

less, to an iron pipe on the West line of the Grimps lands as described in deed hereinbefore mentioned; thence in a Southerly direction along the Westerly line of said Grimps land 569 feet to the point of beginning.

Beginning at the Northwest corner of the John Purvine Donation Land Claim, in Township 5 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South 89 degrees 22 minutes East along the North line of said Claim a distance of 20.39 chains to an iron rod in the West line of the county road; thence South 41 degrees 59 minutes West, along the West line of said road 13.64 chains to an iron bar which is 10.25 chains South of when measured at right angles from the North line of said Donation Land Claim; thence North 89 degrees 22 minutes West 11.27 chains to an iron pipe in the West line of said claim; thence North 10.25 chains to the point of beginning.

SUBJECT TO:

- (1) The rights of the public in the existing road over and along the Southeasterly boundary;
- (2) Assessments, levies and easements of the Woodburn-Hubbard Drainage District; and
- (3) Easement and or right of way set forth in instrument to Portland General Electric Company, a corporation, dated March 28, 1952, recorded April 2, 1952, in Volume 438, Page 369, Deed Records of Marion County.

5. TAX LOT 1300, 17.50 ACRES, ACCOUNT R11383, MAP 041W32D
NEZHODA- BOONES FERRY ROAD

Beginning at a point 13.535 chains South 0 degrees 15 minutes West from the quarter section corner between Sections 32 and 33 in Township 4 South, Range 1 West of the Willamette Meridian, in Marion County, Oregon; and on the East line of Joseph Churchill Donation Land Claim No. 56; thence North 88 degrees 45 minutes West 27.71 chains to the center of the county road; thence South 37 degrees 15 minutes West 6.3314 chains along the center of said county road; thence South 88 degrees 45 minutes East 31.79 chains to a point on the East line of the Joseph Churchill Donation Land Claim 18.56 chains from the quarter section corner between Sections 32 and 33; thence North 0 degrees 15 minutes East 5.025 chains to the place of beginning.

All of the South half of the following described tract of land, to-wit:

Beginning at a point North 88 degrees 45 minutes West 17.195 chains from a point on the East line of the Joseph Churchill Donation Land Claim in Township 4 South, Range 1 West of the Willamette Meridian, in Marion County, Oregon, and 7.72 chains South 15 minutes West from the quarter section corner between Sections 32 and 33 in Township 4 South, Range 1 West of the Willamette Meridian; thence North 88 degrees 45 minutes West 6.515 chains to the center of the County Road; thence South 37 degrees 15 minutes West 7.0586 chains along the center of the county road to a tract of land deeded by A. M. Berry to E.W. Wallace, thence South 88 degrees 45 minutes East 10.515 chains; thence North 15 minutes East 5.815 chains to the place of beginning; Save and Except therefrom a strip of land along the Northerly side of said tract 10 feet wide for road purposes.

6. TAX LOT 600, 58.55 ACRES, ACCOUNT R11027, MAP 041W21-PARDEY

A tract of land located in Sections 21 and 22, Township 4 South, Range 1 West of the Willamette Meridian, being a part of the Daniel St. John Claim No. 50; and being a part of the land described in a bargain and sale deed from Marvin O. Bolland et ux to Henry F. Pardey et ux, dated May 26, 1965, and recorded September 27, 1965, in Book 607 Page 202 of Record in Marion County, Oregon, Instrument No. 762751, more particularly described as follows: Beginning at a point on the South boundary line of the John W. Grim Claim No. 49, Township 4 South, Range 1 West of the Willamette Meridian from which point the Southwest corner thereof bears North 89 degrees 50 minutes West 1013.24 feet distant; thence along said South boundary line South 89 degrees 50 minutes East 2365.53 feet to an iron rod; thence South 00 degrees 17 minutes East 566.85 feet to an iron rod; thence North 89 degrees 50 minutes West 483.00 feet to an iron rod; thence South 00 degrees 17 minutes East 643.40 feet to an iron rod on the North right of way line of County Road No. 433; thence along said North right of way line North 89 degrees 47 minutes West 1882.53 feet to an iron rod; thence North 00 degrees 17 minutes West 1208.57 feet to the place of beginning.

An easement including the terms thereof, dated March 11, 1952 and recorded March 13, 1952 in Book 437, page 582, Deed Records, in favor of Portland General Electric Company for utility purposes over a 10 foot strip; except any liens or encumbrances made or permitted to be made by grantees herein subsequent to and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

7. TAX LOT 100, 13.36 ACRES, ACCOUNT R11388, MAP 041W32D - 17880
BOONES FERRY RD NE, HUBBARD;
TAX LOT 200, .05 ACRES, ACCOUNT R11391, MAP 041W32D;
TAX LOT 1100, 2.25 ACRES, ACCOUNT R11386, MAP 041W32D-FAGG

Beginning at a point on the East line of the Joseph Churchill Donation Land Claim in Township 4 South, Range 1 West of the Willamette Meridian, 45.00 links South 0 degrees 15 minutes West from the quarter section corner between Sections 32 and 33; thence North 89 degrees West 18.44 chains along the division line of the Joseph Churchill Claim to the center of the County Road; thence South 37 degrees 15 minutes West 8.90 chains along the center of said County Road; thence South 88 degrees 45 minutes East 23.71 chains to a point on the East line of the Joseph Churchill Claim 7.72 chains from the quarter section corner between Sections 32 and 33; thence North 0 degrees 15 minutes East 7.27 chains to the place of beginning, being situated in Marion County, Oregon.

SAVE AND EXCEPT: Beginning at a point in the center of the County Road (Boones Ferry Rd) in Township 4 South, Range 1 West of the Willamette Meridian, Marion County, Oregon; said point being 29.70 feet South 0 degrees 15 minutes West and North 89 degrees West 1217.04 feet from the quarter section corner between Sections 32 and 33; thence South 89 degrees 00 minutes 00 seconds East 319.00 feet to a 5/8" iron rod; thence South 01 degrees 00 minutes 00 seconds West 209.00 feet to a 5/8" iron rod; thence North 89 degrees 00 minutes 00 seconds West 209.00 feet West to a 5/8" iron rod; thence North 63 degrees 01 minutes 42 seconds West 215.82 feet to a point in the centerline of said County Road; thence North 37 degrees 16 minutes 30 seconds East along said centerline 142.00 feet to the place of beginning and containing 1.613 acres of land.

SUBJECT TO the rights of the public in and to that portion lying within the County Road.

All of the Northern half of the following described tract of land: Beginning at a point North 88 degrees 45 minutes West 17.195 chains from a point on the East line of the Joseph Churchill Donation Land Claim in Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, and 7.72 chains South 15 degrees West from the quarter section corner between Sections 32 and 33 in Township 4 South, Range 1 West of the Willamette Meridian; thence North 88 degrees 45 minutes West 6.515 chains to the center of the County Road; thence South 37 degrees 15 minutes West 7.0586 chains along the center of the County Road to a tract of land deeded by A. M. Berry to E. W. Wallace; thence South 88 degrees 45 minutes East 10.515 chains; thence North 15 degrees East 5.815 chains to the place of beginning.

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SUBJECT TO:

1. As disclosed by the assessment and tax roll, the premises herein have been specially assessed for farm use. If the land becomes disqualified for this special assessment under the statutes, an additional tax, plus interest and penalty, will be levied for the number of years in which this special assessment was in effect for the land.

2. The rights of the public in and to that portion of the above property lying within the limits of roads and roadways.

SUBJECT TO AND EXCEPTING encumbrances incurred by act of Grantee subsequent to Grantee's possession of this real property.

8. TAX LOT 900, .99 ACRES, ACCOUNT R48643, MAP 051W04;
TAX LOT 1001, 30.76 ACRES, ACCOUNT R12600, MAP 051W04 -HWY 99E NE,
WOODBURN

Beginning 6.67 chains North 89° 22' West from the Southwest corner of the Ewing Purvine Donation Land Claim in Township 5 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, thence South 32°35' West along the West line of the State Highway 12.075 chains to an iron pipe; thence North 89°22' West 32.06 chains to an iron pipe in the East line of the right of way of the Southern Pacific Railroad Company, thence North 41°59' East along said East line 13.64 chains to an iron bar in the North line of the John Purvine Donation Land Claim; thence South 89°22' East along the North line of said John Purvine Donation Land Claim 29.42 chains to an iron rod in the point of beginning; in the John Purvine Donation Land Claim in Township 5 South, Range 1 West, Marion County, Oregon.

EXCEPTING THEREFROM: Beginning at an iron rod 440.22 feet North 89 degrees 22 minutes West from the Southwest corner of the Ewing Purvine Donation Land Claim in Township 5 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South 32 degrees 35 minutes West along the West line of the State Highway 505.87 feet; thence North 89 degrees 24 minutes 35 seconds West 260.00 feet; thence South 02 degrees 03 minutes 29 seconds West 188.71 feet; thence South 61 degrees 39 minutes 11 seconds East 125.00 feet to an iron pipe; thence North 89 degrees 22 minutes West 2115.96 feet to an iron pipe in the East line of the right of way of the Southern Pacific Railroad Company; thence North 41 degrees 59 minutes East along the East line of said right of way 900.24 feet to an iron bar in the North line of the John Purvine Donation Land Claim; thence South 89 degrees 22 minutes East along the North line of said John Purvine Donation Land Claim 1941.72 feet to an iron rod in the point of beginning; in the John Purvine Donation Land Claim in the Township 5 South, Range 1 West, Marion County, Oregon.

ALSO INCLUDING, Beginning 25 feet South of the Southwest corner of the Ewing Purvine Donation Land Claim in Township 5 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South 89°22' East parallel to the South line of said Purvine Donation Land Claim 21.60 chains to an iron pipe; thence South 28 feet West 9.88 chains to an iron pipe; thence North 89°22' West 33.62 chains to an iron pipe in the East line of the Pacific Highway; thence North 32°35' East along said East line 11.62 chains to an iron pipe; thence South 89°22' East 5.87 chains to the point of beginning, in the John Purvine Donation Land Claim in Township 5 South, Range 1 West, Marion County, Oregon.

The above described tract includes Lot 1 of Goudy Gardens, Marion County, Oregon.

SUBJECT TO: The rights of the public in and to that portion of the herein described property lying within the limits of public roads, streets or highways.

9. TAX LOT 600, .31 ACRES, ACCOUNT R11418, MAP 041 W33
17625 FRONT ST NE, HUBBARD, OR 97032 / SIMONSEN

Beginning at a point which is 6.59 chains South and 0.41 chains West and 11.34 chains South 41°15' West and 9.553 chains South 89°47' West from the Northwest corner of the E. Purvine Donation Land Claim in Township 4 South, Range 1 West of the Willamette Meridian Land Claim in Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South 111.49 feet; thence South 89°47' West 122.97 feet; thence North 111.49 feet; thence North 89°47' East 122.97 feet to the place of beginning.

10. TAX LOT 700, 3.12 ACRES, ACCOUNT R11416, MAP 041W3300700
17621 FRONT ST NE, HUBBARD, OR 97032 / GRIMM

Approximately three acre tract of land. The East one-half of the following described premises: Beginning at a point on the West boundary of the Southern Pacific Company's railway right of way in Section 33, in Township 4 South, Range 1 West of Willamette Meridian, Marion County, Oregon, and which point bears East 26.80 chains and North 42° East 8.88 chains from the SW corner of said Sec. 33; thence West 28.48 chains to the center of Ferrier's Creek; thence down said creek to the South boundary of a piece of land deeded by Samuel R. T. Jones and wife to Elizabeth Eberhard; thence East 28.53 chains to aforesaid West boundary of the Southern Pacific Railway Co., right-of-way; thence South 42° West along said boundary to place of beginning, Marion County, State of Oregon,

Save and Except the following, to-wit: Beginning at a point which is 6.59 chains South and 0.41 chains West and 11.34 chains South 41°15' West and 9.553 chains South 89° 47' West from the Northwest corner of the Ewing Purvine Donation Land Claim #55 in T.4 S., R. 1 W. of the W.M., Marion County, Oregon; thence South 4.873 chains to the North line of land conveyed to Mike Bronec and Mary E. Bronec on the 8th day of September, 1942 by deed recorded in Vol. 276, Page 501 of Marion County, Oregon Deed Records; thence South 89° 47' West 7.186 chains; thence North 4.873 chains; thence North 89° 47' East 7.186 chains to the place of beginning, as described in deed given by Elmer E. Swearingen, a single man, and O. W. Swearingen, a single man, to Clarence G. Schneider and Mary E. Schneider, husband and wife, dated January 28, 1948 and recorded March 26, 1948 in Volume 385, Page 463, Deed Records for Marion County.

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JUN 29 2020

OWRD

REEL: 4012

PAGE: 130

November 03, 2017, 02:48 pm.

CONTROL #: 482613

State of Oregon
County of Marion

I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:

FEE: \$ 86.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.