AGENDA

JEFFERSON COUNTY BOARD OF COMMISSIONERS SPECIAL MEETING FEBRUARY 9, 2024 COMMISSION MEETING ROOM 8:15 AM

This meeting has the option of attending via teleconference. The meeting is open for onsite attendees. The teleconference allows for listening to the meeting, but will be muted for incoming participation, except during "citizen comments" that will occur at approximately 9:00am.

Pursuant to ORS 192.640, this agenda includes a list of the principal subjects anticipated to be considered at the above referenced meeting; however, the agenda does not limit the ability of the County Commission to consider additional subjects. Meetings are subject to cancellation without notice. Other than hearings, which are publicly noticed, the time schedule is approximate and may vary for individual agenda items. The Board reserves the right to place a time limit on public testimony on any agenda item. The meeting place is handicapped accessible. Those needing assistance should contact the Commission office two (2) days in advance of the meeting by calling (541) 475-2449.

All agenda items shall be taken up between scheduled (time specific) appointments, action items, or public hearings when time permits.

<u>CONFERENCE CALL LINE: (301) 715-8592 MEETING ID: 898 1666 4155 PASSCODE: 2449</u> https://us06web.zoom.us/j/89816664155?pwd=RkNKeTM0T1YvWDA3Q2U3QmIwMytGdz09

- 1. Call to Order/Pledge of Allegiance
- 2. Changes to the Agenda (Consideration of Submission of Late Items)
- 3. Scheduled Appointments, Action Items, and Public Hearings
 - 3.1 8:15 a.m. Public Hearing In the Matter of the Formation of the Madras Aquatic Center Recreation District.
- 4. Action Items
 - 4.1 Order In the Matter of the Formation of the Madras Aquatic Center Recreation District and Setting the Time and Place for a Final Hearing Pursuant to ORS 198.810 signed by Commission.
 - 4.1.pdf
- 5. Announcements/Notification of additional Commission Meetings
 - 5.1 Board of Commissioners Special Meeting, February 29, 2024 at 5:00 p.m.
- 6. Adjourn

BEFORE THE BOARD OF COMMISSIONERS FOR THE STATE OF OREGON FOR THE COUNTY OF JEFFERSON

IN THE MATTER OF THE FORMATION OF)
OF THE MADRAS AQUATIC CENTER)
RECREATION DISTRICT AND SETTING)
THE TIME AND PLACE FOR A FINAL)
HEARING PURSUANT TO ORS 198.810) ORDER

WHEREAS, the Jefferson County Board of Commissioners has initiated the formation of a park and recreation district pursuant to ORS 266 and 198.835, by Order No. O-004-24, adopted on January 10, 2024 and attached as Exhibit A; and,

WHEREAS, during the regular meeting of the Board of County Commissioners, the Board set a public hearing on the district formation to be held on February 9, 2024 at 8:15 a.m.; and,

WHEREAS, notice of the hearing held February 9, 2024 was published in the Madras Pioneer on January 24 and 31, 2024 and posted at the Madras Aquatic center located at 1195 SE Kemper Way, Madras, OR, the Board of Commissioners bulletin board located at 66 SE D Street, Suite A, Madras, OR, and the community notices bulletin board located at 66 SE D Street, Suite C, Madras, OR in accordance with ORS 198.730 and ORS 198.800(2); and,

WHEREAS, the Board of Commissioners has determined that the area could be benefited by the formation of the district, and considered local comprehensive planning for the area, in accordance with ORS 198.805;

NOW THEREFORE the Jefferson County Board of Commissioners makes the following findings:

- 1. Considering the Jefferson County Comprehensive Plan as it applies to the designated territory of the proposed district, including economic, demographic, and sociological trends and projections pertinent to the proposal, and the potential direct or indirect impact of the proposal on past and prospective physical development of land within the territory, the Board finds that the proposal is consistent with the Comprehensive Plan, and would have a predominantly positive effect on both existing and future development within the district boundaries.
- 2. Referencing the boundaries of the proposed district as contained in Exhibit B, there is no other territory that has been improperly omitted from the boundaries of the proposed district, and there is no territory that could benefit that has been excluded, nor any territory that would not benefit that has been included within the proposed boundaries.
- 3. The proposed permanent tax rate limit of \$1.24 per \$1000 of assessed value for operating taxes for the operation of the district will be referred to the voters at the May 21, 2024 election, along with the ballot measure approving formation of the district.

- 4. The districts and territories in which the election will be held are: the City of Madras, the City of Metolius, Jefferson County School District #509J, portions of the Jefferson County Rural Fire Protection District, Jefferson County Library District, Jefferson County Education Service District, portions of the Deschutes Valley Water District, Canyon View Special Road District, Madras City Urban Renewal District, Madras City Housing Urban Renewal District, and the existing Madras Aquatic Center Recreation District.
- 5. Based on the testimony and evidence contained in the record, the Board concludes that the area described in Exhibit B would be benefited by the formation of the district.

The Board of Commissioners hereby ORDERS as follows:

- 1. The formation of the proposed district, including the proposed permanent rate limit is approved.
- 2. The boundaries of the proposed district will be as indicated in the legal description attached as Exhibit B.
- 3. A final hearing will be held on February 29, 2024 at 5:00 p.m. at the County Administration Building located at 66 SE D Street, Madras, to consider any final proposed changes to district boundaries or the rate limit. Notice of the final hearing shall be published twice in the Madras Pioneer and posted in three public places.
- 4. The district formation and permanent tax rate shall be referred as a ballot measure to be voted on by the electors in the district boundary in the May 2024 election.

DATED this 9^{th} day of February, 2024.

JEFFERSON COUNTY BOARD OF COMMISS	SIONERS
Wayne Fording, Commission Chair	
Kelly Simmelink, Commissioner	
Mark Wunsch, Commissioner	

EXHIBIT A ORDER OF BOARD OF COUNTY COMMISSIONERS INITIATING FORMATION OF MACRD

BEFORE THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON FOR THE COUNTY OF JEFFERSON

IN THE MATTER OF INITIATING THE

FORMATION OF A PARK AND RECREATION
DISTRICT WITH A PERMANENT TAX RATE
LIMIT AND SETTING A PUBLIC HEARING

ORDER NO.

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WHEREAS, ORS 198.835 authorizes the Jefferson County Board of Commissioners to initiate formation of a special district, including a park and recreation district organized under ORS chapter 266; and

WHEREAS, it is Board's intention to initiate formation of a special district for park and recreation purposes to replace the Madras Aquatic Center Recreation District, an existing park and recreation district located within the County, which existing district is simultaneously initiating dissolution proceedings contingent upon voter approval of the special district formation initiated by this Order; and

WHEREAS, the principal act for the proposed special district is ORS chapter 266; and

WHEREAS, the name of the proposed special district is Madras Aquatic Center and Recreation District ("MACRD"). MACRD's proposed legal boundary is substantially as legally described on the attached Exhibit A and depicted on the attached Exhibit B; and

WHEREAS, MACRD's proposed boundaries are located entirely within the County; and

WHEREAS, the Board is in receipt of certified copies of resolutions approving this Order (and initiating MACRD's formation) from the governing bodies of all cities included in the MACRD proposed boundary, which resolutions are attached as Exhibit C and Exhibit D; and

WHEREAS, the Board is in receipt of an economic feasibility study indicating that the MACRD, if funded, may improve and enhance park and recreation services to inhabitants located within MACRD's proposed boundary; and

WHEREAS, the existing district will no longer perform park and recreation services upon determination that a majority of eligible electors approved both the existing district dissolution and MACRD's formation; and

WHEREAS, if a majority of eligible electors approve the existing district's dissolution and MACRD's formation, MACRD will have all powers enumerated in ORS 266.410 within MACRD's proposed boundary identified in Exhibit B;

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NOW THEREFORE, it is hereby ORDERED by the Jefferson County Board of Commissioners as follows:

- 1. The Board of Commissioners is hereby initiating the formation of a park and recreation district under ORS 266.
- 2. The name of the proposed district is "Madras Aquatic Center and Recreation District" and the boundary for such district is substantially as legally described on the attached Exhibit A and depicted on the attached Exhibit B.
- 3. Jefferson County voters will be asked to establish a permanent property tax rate limit for the MACRD as authorized by ORS 266.410.
- 4. An initial hearing concerning MACRD's formation and permanent tax rate limit will be held at 8:15 a.m. on February 9, 2024 in the Board of Commissioners meeting room, 66 SE D Street, Suite A, Madras, Oregon 97741 where all interested persons may appear and comment on the proposal.
- 5. Notice of the hearing shall be provided to interested persons in accordance with ORS 198.800.

DATED this 10th day of January, 2024

JEFFERSON COUNTY BOARD OF COMMISSIONERS

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Kelly Smmelink, Commissioner

Mark Wunsch, Commissioner

EXHIBIT A

LEGAL DESCRIPTION

MADRAS AQUATIC CENTER AND RECREATION DISTRICT

Beginning in the middle of the channel of the Deschutes River opposite the Eastern termination of a range of highlands usually known as the Mutton Mountains;

Thence Westerly to the summit of said range;

Thence along the divide to its connection with the Cascade Mountains;

Thence Southerly to Mt. Jefferson;

Thence down the main branch of the Deschutes River heading in this peak known as Jefferson Creek to its junction with the Metolius River;

Thence down the middle of the channel of said river to its junction with the Deschutes River;

Thence Southerly along the center channel of the Deschutes River to its intersection with the East-West center line of Section 3, Township 12 South, Range 12 East of the Willamette Meridian;

Thence East through the centers of Sections 3, 2, and 1, in the Township 12 South, Range 12 East of the Willamette Meridian and through the center of Section 6 to the center of Section 5 in Township 12 South, Range 13 East of the Willamette Meridian;

Thence South 1/2 mile to the 1/4 Section comer on the South side of said Section 5;

Thence East 2.5 miles to the Southeast comer of Section 3, Township 12 South, Range 13 East of the Willamette Meridian;

Thence North 1 mile to the Northeast comer of Section 3, Township 12 South, Range 13 East of the Willamette Meridian;

Thence East on the South boundary of Sections 35 and 36 in Township 12 South, Range 13 East of the Willamette Meridian;

Thence along the South line of Section 31, Township 12 South, Range 14 East of the Willamette Meridian to Willow Creek:

Thence South along Willow Creek to the East line of Range 14 East of the Willamette Meridian;

Thence South to the Southwest comer of Section 31, Township 12 South, Range 15 East of the Willamette Meridian;

Thence East 8 miles to the Southeast comer of Section 32, Township 12 South, Range 16 East of the Willamette Meridian;

Thence North 6 miles to the Northeast comer of Section 5, Township 12 South, Range 16 East of the Willamette Meridian;

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Thence West 3 miles to the Southwest comer of Section 36, Township 11 South, Range 16 East of the Willamette Meridian;

Thence due North 11 miles to the Northwest comer of Section 12, Township 10 South, Range 15 East of the Willamette Meridian;

Thence West 2 miles to the Southwest comer of Section 3, said Township IO South, Range 15 East of the Willamette Meridian;

Thence North 2 miles to the Northwest comer of Section 34, Township 9 South, Range 15 East of the Willamette Meridian;

Thence due East 3 miles to the Southeast corner of Section 25, Township 9 South, Range 15 East of the Willamette Meridian;

Thence North 4 miles to the Northwest corner of Section 7, Township 9 South, Range 16 East of the Willamette Meridian;

Thence East 2 miles to the Northeast comer of Section 8, Township 9 South, Range 16 East of the Willamette Meridian;

Thence South 2 miles to the Southwest comer of Section 16, Township 9 South, Range 16 East of the Willamette Meridian;

Thence East 1 mile to the Southeast comer of Section 16, Township 9 South, Range 16 East of the Willamette Meridian;

Thence North 1 mile to the Northeast comer of Section 16, Township 9 South, Range 16 East of the Willamette Meridian;

Thence East 6 miles to the Northeast comer of Section 16, Township 9 South, Range 17 East of the Willamette Meridian;

Thence North 2 miles to the Northwest comer of Section 3, Township 9 South, Range 17 East of the Willamette Meridian;

Thence due East approximately 15.5 miles along the Northern County Line, to the point where said line intersects the John Day River;

Thence following the John Day River in a Northerly direction to its intersection with the North line of Section 16, Township 8 South, Range 19 East of the Willamette Meridian;

Thence West approximately 2.5 miles to the Southwest comer of Section 7, Township 8 South, Range 19 East of the Willamette Meridian;

Thence North 1 mile to the Northwest comer of Section 7, Township 8 South, Range 19 East of the Willamette Meridian;

Thence West ½ mile to the middle of Section 12, Township 8 South, Range 18 East of the Willamette Meridian;

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Thence South ½ mile to the center of Section 12, Township 8 South, Range 18 East of the Willamette Meridian:

Thence West ½ mile to the middle of the West Section Line 12, Township 8 South, Range 18 East of the Willamette Meridian;

Thence South ½ mile to the Southeast comer of Section 11, Township 8 South, Range 18 East of the Willamette Meridian;

Thence West 4 miles to the Southwest comer of Section 8, Township 8 South, Range 18 East of the Willamette Meridian;

Thence South 1 mile to the Southeast comer of Section 18, Township 8 South, Range 18 East of the Willamette Meridian;

Thence West 1 mile to the Southwest comer of Section 18, Township 8 South, Range 18 East of the Willamette Meridian:

Thence South 1 mile to the Southeast comer of Section 24, Township 8 South, Range 18 East of the Willamette Meridian;

Thence West 1 mile to the Southwest comer of Section 24, Township 8 South, Range 17 East of the Willamette Meridian;

Thence North 3 miles to the Northwest comer of Section 12, Township 8 South, Range 17 East to the Willamette Meridian;

Thence West 2 miles to the Southwest comer of Section 3, Township 8 South, Range 17 East of the Willamette Meridian;

Thence North 3 miles to the Northeast corner of Section 28, Township 7 South, Range 17 East of the Willamette Meridian;

Thence West 1 mile to the Northwest comer of Section 28, Township 7 South, Range 17 East of the Willamette Meridian;

Thence North 2 miles to the Northeast comer of Section 17, Township 7 South, Range 17 East of the Willamette Meridian;

Thence West 2 miles to the Northwest comer of Section 18, Township 7 South, Range 17 East of the Willamette Meridian;

Thence South 1 mile to the Southwest comer of Section 18, Township 7 South, Range 17 East of the Willamette Meridian;

Thence West 4 miles to the Northwest comer of Section 21, Township 7 South, Range 16 East of the Willamette Meridian;

Thence South 1 mile to the Southwest comer of Section 21, Township 7 South, Range 16 East of the Willamette Meridian;

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Thence West 4 miles to the Northwest corner of Section 26 Township 7 South, Range 15 East of the Willamette Meridian;

Thence South 1 mile to the Southwest corner of Section 26, Township 7 South, Range 15 East of the Willamette Meridian:

Thence East 1 mile to the Southeast comer of section 26, Township 7 South, Range 15 East of the Willamette Meridian;

Thence South 5 miles to the Southwest comer of Section 24, Township 8 South, Range 15 East of the Willamette Meridian;

Thence West 5 miles to the Northwest comer of Section 30, Township 8 South, Range 15 East of the Willamette Meridian;

Thence South 2 miles to the Southwest corner of Section 31, Township 8 South, Range 15 East of the Willamette Meridian;

Thence West along the North county line to its intersection with the center of the channel of the Deschutes River;

Thence Northerly along the center of the Deschutes River to point of beginning.

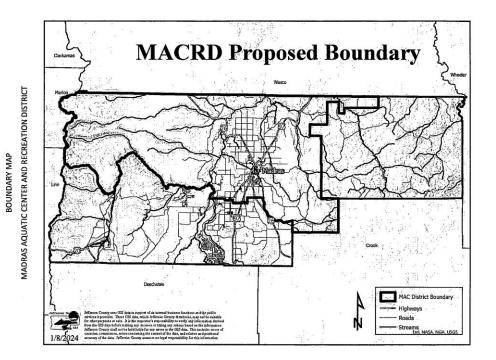
Excepting therefrom the South ½ of the Southwest ¼ of Section 3, Township 12 South, Range 13 East, W.M., lying East of the Easterly right of way of The Dalles-California Highway, (U.S. 97).

Also Excepting the following described property:

Beginning at the Southeast corner of the Northeast quarter of Section 6, Township 12 South, Range 13 East of the Willamette Meridian; thence Westerly along the South boundary of the said Northeast quarter to the intersection thereof, with the centerline of North Unit Irrigation District irrigation lateral M-43; thence Northerly along the centerline of said lateral M-43 to the intersection thereof with the centerline of North Unit Irrigation District lateral M-43-12; thence northeasterly along centerline of said lateral M-43-12 to the intersection thereof with the East boundary of said Section 6; thence Southerly along the East boundary of said Section 6 to the point of beginning.

Also excepting therefrom that portion lying within Wasco County.

EXHIBIT B



RESOLUTION NO. 01-2024

A RESOLUTION OF CITY OF MADRAS APPROVING FORMATION OF A NEW SPECIAL DISTRICT.

WHEREAS, Jefferson County ("County") proposes to form a new park and recreation special district ("District") and establish a new permanent tax rate; and

WHEREAS, certain parts of the territory subject to County's proposed order for District's formation are within the incorporated limits of City of Madras ("City"); and

WHEREAS, pursuant to ORS 198.835, if a part of the territory subject to formation of a district is within a city, the order must be accompanied by a resolution of the governing body of the city approving the order; and

WHEREAS, City finds it is in City's best interest to approve District's formation.

NOW, THEREFORE, BE IT RESOLVED, by and through the Madras City Council meeting in regular session, as follows:

- 1. <u>Findings</u>. The above-stated findings contained in this Resolution No. 01-2024 (this "Resolution") are hereby adopted.
- <u>District Formation</u>. Pursuant to ORS 198.835, City supports and approves
 County's order to form District. A certified copy of this Resolution will be delivered to County to accompany the order.
- 3. <u>Interpretation, Severability; Errors.</u> The provisions of this Resolution are severable. If any section, subsection, sentence, clause, and/or portion of this Resolution is for any reason held invalid, unenforceable, and/or unconstitutional, such invalid, unenforceable, and/or unconstitutional section, subsection, sentence, clause, and/or portion will (a) yield to a construction permitting enforcement to the maximum extent permitted by applicable law, and (b) not affect the validity, enforceability, and/or constitutionality of the remaining portion of this Resolution. Any reference to a federal, state, and/or local law means the federal, state, and/or local law as now existing and/or hereafter amended. This Resolution will be in full force and effect from and after its approval and adoption.

ADOPTED by the City Council of the City of Madras and signed by the mayor this <u>9</u>th day of January 2024.

Ayes:	3
Nays:	
Abstentions:	
Absent:	1
Vacancies:	Ø

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Resolution No. 01-2024

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Mike Lepin, Mayor

ATTEST

Keli Pollock, City Recorder

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Resolution No. 01-2024

RESOLUTION NO. 2024-01

A RESOLUTION OF CITY OF METOLIUS APPROVING FORMATION OF A NEW SPECIAL DISTRICT.

WHEREAS, Jefferson County ("County") proposes to form a new park and recreation special district ("District") and establish a new permanent tax rate; and

WHEREAS, certain parts of the territory subject to County's proposed order for District's formation are within the incorporated limits of City of Metolius ("City"); and

WHEREAS, pursuant to ORS 198.835, if a part of the territory subject to formation of a district is within a city, the order must be accompanied by a resolution of the governing body of the city approving the order; and

WHEREAS, City finds it is in City's best interest to approve placement of the issue of the District's formation on the soonest legally available ballot.

NOW, THEREFORE, BE IT RESOLVED, by and through the Metolius City Council meeting in special session, as follows:

- 1. <u>Findings.</u> The above-stated findings contained in this Resolution No. 2024-01 (this "Resolution") are hereby adopted.
- 2. <u>District Formation</u>. Pursuant to ORS 198.835, City supports and approves County's order to place on the next legally available ballot the issue of formation of a new park and recreation special district. A certified copy of this Resolution will be delivered to County to accompany the order of the County.
- 3. Interpretation; Severability; Errors. The provisions of this Resolution are severable. If any section, subsection, sentence, clause, and/or portion of this Resolution is for any reason held invalid, unenforceable, and/or unconstitutional, such invalid, unenforceable, and/or unconstitutional section, subsection, sentence, clause, and/or portion will (a) yield to a construction permitting enforcement to the maximum extent permitted by applicable law, and (b) not affect the validity, enforceability, and/or constitutionality of the remaining portion of this Resolution. Any reference to a federal, state, and/or local law means the federal, state, and/or local law as now existing and/or hereafter amended. This Resolution will be in full force and effect from and after its approval and adoption.

ADOPTED by the City Council of the City of Metolius on January 9, 2024 and signed by the Mayor and attested by the Recorder this 10th day of January 2024.

Ayes: D
Nays: Abstentions:

Absent: 2

Vacancies:

Mayor, Joseph Smietane

MA

City Recorder, Tasha Alegre

1 - RESOLUTION NO. 2024-01 {2303057006-01657808;2}

EXHIBIT B LEGAL DESCRIPTION

MADRAS AQUATIC CENTER AND RECREATION DISTRICT

Beginning at the intersection of the middle of the channel of the Deschutes River and the North boundary line of Jefferson County, Oregon in Section 5, Township 9 South Range 14 East of the Willamette Meridian;

Thence Westerly along the north boundary of Jefferson County to the summit of the Cascade Range;

Thence southerly along summit of the Cascade Range to the intersection with Jefferson Creek in Section 4 Township 11 South Range 8 East of the Willamette Meridian;

Thence easterly down Jefferson Creek to its junction with the Metolius River in Section 35 Township 11 South Range 9 East of the Willamette Meridian;

Thence down the middle of the channel of Metolius River to its junction with the old channel of the Deschutes River in Section 22 Township 11 South Range 12 East of the Willamette Meridian;

Thence Southerly along the center channel of the Deschutes River to its intersection with the East-West center line of Section 3, Township 12 South, Range 12 East of the Willamette Meridian;

Thence East through the centers of Sections 3, 2, and 1, in the Township 12 South, Range 12 East of the Willamette Meridian and through the center of Section 6 to the center of Section 5 in Township 12 South, Range 13 East of the Willamette Meridian;

Thence South 1/2 mile to the 1/4 Section comer on the South side of said Section 5;

Thence East 2.5 miles to the Southeast corner of Section 3, Township 12 South, Range 13 East of the Willamette Meridian;

Thence North 1 mile to the Northeast comer of Section 3, Township 12 South, Range 13 East of the Willamette Meridian;

Thence East on the South Boundary of Sections 35 and 36 in Township 11 South, Range 13 East of the Willamette Meridian;

Thence along the South line of Section 3 1, Township 11 South, Range 14 East of the Willamette Meridian to Willow Creek;

Thence South along Willow Creek to the East line of Township 12 South, Range 14 East of the Willamette Meridian;

Thence South to the Southwest corner of Section 31, Township 12 South, Range 15 East of the Willamette Meridian;

Thence East 8 miles to the Southeast corner of Section 32, Township 12 South, Range 16 East of the Willamette Meridian;

Thence North 6 miles to the Northeast corner of Section 5, Township 12 South, Range 16 East of the Willamette Meridian;

Thence West 3 miles to the Southwest corner of Section 36, Township 11 South, Range 15 East of the Willamette Meridian;

Thence North 11 miles to the Northwest corner of Section 12, Township 10 South, Range 15 East of the Willamette Meridian;

Thence West 2 miles to the Southwest corner of Section 3, said Township 10 South, Range 15 East of the Willamette Meridian;

Thence North 2 miles to the Northwest corner of Section 34, Township 9 South, Range 15 East of the Willamette Meridian;

Thence East 3 miles to the Southeast corner of Section 25, Township 9 South, Range 15 East of the Willamette Meridian;

Thence North 4 miles to the Northwest corner of Section 7, Township 9 South, Range 16 East of the Willamette Meridian;

Thence East 2 miles to the Northeast corner of Section 8, Township 9 South, Range 16 East of the Willamette Meridian;

Thence South 2 miles to the Southwest corner of Section 16, Township 9 South, Range 16 East of the Willamette Meridian;

Thence East 1 mile to the Southeast corner of Section 16, Township 9 South, Range 16 East of the Willamette Meridian;

Thence North 1 mile to the Northeast corner of Section 16, Township 9 South, Range 16 East of the Willamette Meridian;

Thence East 6 miles to the Northeast corner of Section 16, Township 9 South, Range 17 East of the Willamette Meridian;

Thence North 2 miles to the Northwest corner of Section 3, Township 9 South, Range 17 East of the Willamette Meridian;

Thence East approximately 15.5 miles along the Northern County Line, to the point where said line intersects the John Day River;

Thence, following the John Day River in a Northerly direction to its intersection with the North line of Section 16, Township 8 South, Range 19 East of the Willamette Meridian;

Thence West approximately 2.5 miles to the Southwest comer of Section 7, Township 8 South, Range 19 East of the Willamette Meridian;

Thence North 1 mile to the Northwest comer of Section 7, Township 8 South, Range 19 East of the Willamette Meridian;

Thence West 1/2 mile to the middle of Section 12, Township 8 South, Range 18 East of the Willamette Meridian;

Thence South 1/2 mile to the center of Section 12, Township 8 South, Range 18 East of the Willamette Meridian;

Thence West 1/2 mile to the middle of the West Section Line 12, Township 8 South, Range 18 East of the Willamette Meridian;

Thence South 1/2 mile to the Southeast comer of Section 11, Township 8 South, Range 18 East of the Willamette Meridian;

Thence West 4 miles to the Southwest comer of Section 8, Township 8 South, Range 18 East of the Willamette Meridian;

Thence South 1 mile to the Southeast corner of Section 18, Township 8 South, Range 18 East of the Willamette Meridian;

Thence West 1 mile to the Southwest corner of section 18, Township 8 South, Range 18 East of the Willamette Meridian;

Thence South 1 mile to the Southeast comer of Section 24, Township 8 South, Range 18 East of the Willamette Meridian;

Thence West 1 mile to the Southwest corner of Section 24, Township 8 South, Range 17 East of the Willamette Meridian;

Thence North 3 miles to the Northwest corner of Section 12, Township 8 South, Range 17 East of the Willamette Meridian;

Thence West 2 miles to the Southwest comer of Section 3, Township 8 South, Range 17 East of the Willamette Meridian;

Thence North 3 miles to the Northeast comer of Section 28, Township 7 South, Range 17 East of the Willamette Meridian;

Thence West 1 mile to the Northwest comer of Section 28, Township 7 South, Range 17 East of the Willamette Meridian;

Thence North 2 miles to the Northeast comer of Section 17, Township 7 South, Range 17 East of the Willamette Meridian;

Thence West 2 miles to the Northwest comer of Section 18, Township 7 South, Range 17 East of the Willamette Meridian;

Thence South 1 mile to the Southwest comer of Section 18, Township 7 South, Range 17 East of the Willamette Meridian;

Thence West 4 miles to the Northwest comer of Section 21, Township 7 South, Range 16 East of the Willamette Meridian;

Thence South 1 mile to the Southwest comer of Section 21, Township 7 South, Range 16 East of the Willamette Meridian;

Thence West 4 miles to the Northwest comer of Section 26, Township 7 South, Range 15 East of the Willamette Meridian;

Thence South 1 mile to the Southwest corner of Section 26 Township 7 South Range 15 East of the Willamette Meridian;

Thence East 1 mile to the Southeast comer of Section 26, Township 7 South, Range 15 East of the Willamette Meridian;

Thence South 5 miles to the Southwest comer of Section 24, Township 8 South, Range 15 East of the Willamette Meridian;

Thence West 5 miles to the Northwest comer of Section 30, Township 8 South, Range 15 East of the Willamette Meridian;

Thence South 2 miles to the Southwest corner of Section 31, Township 8 South, Range 15 East of the Willamette Meridian;

Thence West along the North county line to point of beginning.

Excepting therefrom the South ½ of the Southwest ¼ of Section 3, Township 12 South, Range 13 East, W.M., lying East of the Easterly right of way of The Dalles-California Highway, (U.S. 97).

Also Excepting the following described property:

Beginning at the Southeast corner of the Northeast quarter of Section 6, Township 12 South, Range 13 East of the Willamette Meridian; thence Westerly along the South boundary of the said Northeast quarter to the intersection thereof, with the centerline of North Unit Irrigation District irrigation lateral M-43; thence Northerly along the centerline of said lateral M-43 to the intersection thereof with the centerline of North Unit Irrigation District lateral M-43-12; thence northeasterly along centerline of said lateral M-43-12 to the intersection thereof with the East boundary of said Section 6; thence Southerly along the East boundary of said Section 6 to the point of beginning.

Also excepting therefrom that portion lying within Wasco County.

