

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF MULTNOMAH

ENTERED IN JOURNAL AUG 1 1938

In the Matter of the Organization of
SAUVIE ISLAND DRAINAGE DISTRICT

No. 139-087
FINDINGS OF FACT
and
ORDER OF ORGANIZATION

The above entitled matter coming on regularly to be heard on the 5th day of July, 1938, being the date heretofore duly set by the Court for a hearing of the petition for the organization and incorporation of Sauvie Island Drainage District, and it appearing that due notice has been given thereof in the time and manner required by law, by publication of notice in statutory form, followed by, and as a part thereof, the petition in full, including the signatures thereto, which said notice was published four consecutive weeks, on May 21 and 28 and June 4, 11 and 18, 1938 in The Sunday Welcome, a newspaper published in Multnomah County, in which county are situate the larger portion of the lands of the District, and which notice was also published for four consecutive weeks, on May 19 and 26 and June 2, 9 and 16, 1938, in The Rainier Review, a newspaper published in Columbia County, in which county are situate approximately 594 acres of the lands of the district, the last insertion thereof having been made at least fifteen days prior to the date set for the hearing of said petition; and it then appearing to the Court that written objections to the organization of said District had been filed by two landowners, to-wit, Ernest John and Carl L. Schnable, and Robert S. Farrell of Everding & Farrell appearing in person and orally objecting, and said matter having been thereupon set for hearing on Monday, July 11, 1938, and said matter having thereupon come on for hearing before the undersigned judge, some of the petitioners appearing personally, and others through Albert B. Ridgway of attorneys for said petitioners, and objector Ernest John appearing personally and through his counsel, Emil P. Slovark, Esq., objector Carl L. Schnable appearing personally

and through his counsel, John D. Williams, Esq., and Robert S. Farrell appearing personally and through his counsel, Newton C. Smith and Robert S. Flegel, Jr., of Reynolds, Flegel & Smith, and no other one appearing in person or by counsel to object thereto, and the objections filed by Carl L. Schnable having been, pursuant to motion, withdrawn, and the Court having heard and considered the evidence submitted for the petitioners and that submitted by the above named objectors, and now being fully advised upon the facts alleged in the petition and other facts necessary and proper for the determination of the propriety of the organization of said district, now makes the following

FINDINGS OF FACT

I.

That on the 13th day of May, 1938, a petition was filed in this court by the persons shown by the records of Multnomah and Columbia Counties to be the owners of fifty (50%) per cent of the acreage in a contiguous body of swamp, wet or overflow land, waters from which contribute to the swamp, wet or overflow conditions of said lands, situate in said counties, that they may form a drainage district for the purpose of having such lands reclaimed and protected by drainage or otherwise from the effects of water, for agricultural purposes, that the same may be conducive to the public convenience and welfare, and of public utility and benefit, which said petition was in the statutory form, and contains all the matters and things required by law to be set forth therein.

II.

That thereafter a notice of the hearing on said petition in statutory form, followed by the petition in full, including the signatures thereof, was duly published in Multnomah and Columbia Counties, as required by law.

III.

That the name of such district is SAUVIE ISLAND DRAINAGE DISTRICT.

IV.

That the boundary lines of the district, and a description of all the lands included therein are as follows:

The Sauvie Island Drainage District being a tract of land situated on Sauvie Island in Multnomah and Columbia Counties, Oregon, described as follows:

Beginning at a point on the right or east bank of Multnomah Channel on the adopted low water line, which point is south 634.29 feet and east 285.82 feet from the witness corner (concrete monument) to the southwest corner of the Jacob Cline D.L.C. in Section 17, T. 2 N., R. 1 W., W.M., Multnomah County, Oregon; thence southeasterly along said right, or east, bank on the low water line to an intersection with the adopted low water line on the left, or west, bank of the Willamette river; thence northeasterly along said Willamette river low water line to an intersection with the adopted low water line on the left, or west, bank of the Columbia river; thence northerly along said Columbia river low water line to a point which is north 4671.89 feet and east 1096.72 feet from the witness corner (concrete monument) to the southeast corner of the Horace McIntire D.L.C. in Section 2, T. 2 N., R. 1 W., W.M., Multnomah County, Oregon; thence by metes and bounds as follows:

S. 66°16'15" W. 2740.33 feet to a point on the south boundary line of the Kitty Hutchinson property, which point is an 1-1/4" iron pipe north 3569.14 feet and west 1411.94 feet from the witness corner (concrete monument) to the southeast corner of the Horace McIntire D.L.C. in Section 2, T. 2 N., R. 1 W., W.M., Multnomah County, Oregon; thence S. 66°16'15" W. 889.37 feet to an intersection with the northerly right-of-way line of the proposed levee; thence on said right-of-way line as follows:

On a 1094.93 foot radius curve left (the long chord of which bears S. 82°00'40" W. 521.90 feet) 526.98 feet;

thence S. 68°13'24" W. 234.86 feet;
 " N. 21°46'36" W. 60.00 feet;
 " S. 68°13'24" W. 600.00 feet;
 " S. 21°46'36" E. 70.00 feet;
 " S. 68°13'24" W. 221.15 feet;

thence on a 2994.79 foot radius curve left (the long chord of which bears S. 60°09'51" W. 839.74 feet) 842.50 feet;

thence S. 52°06'17" W. 515.53 feet;

thence on a 5599.58 foot radius curve right
(the long chord of which bears S. 57°37'26" W.
1077.12 feet) 1078.79 feet;

thence S. 63°08'35" W. 282.09 feet;
" N. 26°51'25" W. 70.00 feet;

thence on a 3064.79 foot radius curve left
(the long chord of which bears S. 57°14'10" W.
630.82 feet) 631.92 feet;

thence S. 51°19'46" W. 124.62 feet;

thence on a 372.96 foot radius curve right (the
long chord of which bears S. 88°36'42" W. 451.84
feet) 485.37 feet;

thence S. 35°53'38" W. 100.00 feet;
" N. 54°06'22" W. 710.51 feet;
" S. 35°53'38" W. 20.00 feet;
" N. 54°06'22" W. 1200.00 feet;
" N. 35°53'38" E. 70.00 feet;
" N. 54°06'22" W. 453.16 feet;

thence on a 1282.40 foot radius curve right (the
long chord of which bears N. 36°34'52" W. 772.32
feet) 784.49 feet;

thence N. 19°03'22" W. 270.59 feet;
" S. 70°56'38" W. 60.00 feet;
" N. 19°03'22" W. 2700.00 feet;
" N. 70°56'38" E. 5.00 feet;
" N. 19°03'22" W. 318.11 feet;

thence on a 2769.79 foot radius curve right (the
long chord of which bears N. 11°51'08" W. 694.67
feet) 696.50 feet;

thence N. 4°38'54" W. 7.56 feet;

thence on a 667.96 foot radius curve left (the
long chord of which bears N. 12°50'16" W. 190.28
feet) 190.95 feet;

thence S. 68°58'22" W. 15.00 feet;
" N. 21°01'38" W. 1257.64 feet;
" N. 21°06'07" W. 725.72 feet;

thence on a 1034.93 foot radius curve left (the
long chord of which bears N. 47°38'42" W. 928.18
feet) 962.50 feet;

thence N. 74°17'16" W. 96.95 feet;

thence on a 556.62 foot radius curve right (the
long chord of which bears N. 53°13'16" W. 400.16
feet) 409.32 feet;

1 thence N. 32°09'17" W. 175.58 feet;
2 thence on a 1225.92 foot radius curve left (the long
3 chord of which bears N. 87°33'27" W. 250.88 feet)
4 231.20 feet;
5 thence N. 42°57'37" W. 440.85 feet;
6 thence on a 874.83 foot radius curve right (the long
7 chord of which bears N. 81°11'23" W. 649.00 feet)
8 664.88 feet;
9 thence N. 0°54'50" E. 428.77 feet;
10 thence on a 1225.92 foot radius curve left (the long
11 chord of which bears N. 3°54'58" W. 191.91 feet)
12 192.11 feet;
13 thence N. 8°23'55" E. 292.00 feet;
14 " N. 81°43'07" E. 70.00 "
15 " N. 8°23'55" E. 600.00 "
16 " S. 81°36'07" W. 68.00 "
17 " N. 8°23'55" W. 191.19 "
18 thence on a 2948.75 foot radius curve left (the long
19 chord of which bears S. 19°25'43" W. 1135.92 feet)
20 1141.03 feet;
21 thence N. 20°33'42" W. 810.57 feet;
22 thence on a 501.20 foot radius curve left (the long
23 chord of which bears N. 44°02'15" W. 373.44 feet)
24 376.00 feet;
25 thence N. 57°30'50" W. 58.55 feet;
26 " N. 32°28'10" E. 15.00 "
27 " N. 57°30'50" W. 839.62 "
28 thence on a 472.98 foot radius curve right (the long
29 chord of which bears N. 41°21'50" W. 263.12 feet)
30 266.83 feet;
31 thence N. 25°12'50" W. 842.11 feet;
32 " S. 64°47'10" W. 30.00 "
33 thence N. 25°12'50" W. 1084.10 feet to an intersection
34 of the said right of way line with the adopted low water
35 line on the right or southerly bank of Multnomah Channel,
36 which intersection is south 289.88 feet and west 4124.97
37 feet from the northeast corner of Section 20, T. 3 N.,
38 R. 1 W., W.M., Columbia County, Oregon;
39 thence southwesterly along said Multnomah Channel
40 low water line to a point which is south 807.25 feet and
41 west 5328.17 feet from the southeast corner of the
42 Alexander McQuinn D.L.C. which is also the southwest
43 corner of the William Cooper D.L.C. in Section 5, T. 2
44 N., R. 1 W., W.M., Multnomah County, Oregon;
45 thence west a distance of 1301.18 feet to a point
46 on the 22 foot contour line (U.S. Coast and Geodetic
47 Survey datum);
48 thence on said 22 foot contour line as follows:
49 thence S. 50°38'20" E. 99.33 feet;
50 " S. 36°18'50" E. 125.40 "
51 " S. 73°15'00" E. 105.20 "
52 " S. 28°35'20" E. 164.30 "
53 " S. 60°12'00" E. 90.48 "
54 " S. 18°23'10" E. 77.80 "
55 " S. 34°18'30" E. 101.00 "
56 " S. 43°07'00" E. 175.40 "
57 " S. 52°47'30" E. 138.80 "
58 " S. 18°48'50" E. 186.70 "
59 " S. 50°49'50" E. 170.80 "
60 " S. 40°48'30" E. 194.00 "
61 " S. 25°13'50" E. 170.70 "

1	thence	S.	15° 43' 30"	E.	205.10	feet
2	S.	24° 37' 40"	E.	247.50		
3	S.	10° 04' 30"	E.	184.10		
4	S.	58° 18' 00"	E.	140.30		
5	S.	57° 18' 20"	E.	545.60		
6	S.	71° 00' 00"	E.	524.40		
7	S.	53° 38' 00"	E.	282.30		
8	S.	36° 37' 00"	E.	401.30		
9	S.	49° 10' 00"	E.	191.30		
10	S.	29° 56' 15"	E.	274.80		
11	S.	01° 35' 30"	E.	140.90		
12	S.	42° 12' 30"	E.	258.40		
13	S.	2° 18' 30"	E.	182.30		
14	S.	43° 12' 00"	E.	252.30		
15	S.	8° 10' 00"	E.	232.50		
16	S.	32° 38' 30"	E.	222.30		
17	S.	14° 40' 30"	E.	150.30		
18	S.	62° 17' 30"	E.	434.80		
19	S.	1° 55' 20"	E.	192.80		
20	S.	40° 47' 00"	E.	146.80		
21	S.	68° 10' 50"	E.	161.50		
22	S.	55° 43' 30"	E.	91.90		
23	S.	58° 42' 50"	E.	237.40		
24	S.	61° 18' 20"	E.	196.90		
25	S.	37° 51' 00"	E.	506.20		
26	S.	46° 11' 10"	E.	181.50		
27	S.	60° 04' 30"	E.	282.90		
28	S.	67° 28' 30"	E.	232.70		
29	S.	58° 46' 30"	E.	292.70		
30	S.	54° 37' 00"	E.	98.30		
31	S.	73° 18' 30"	E.	68.40		
32	S.	13° 19' 40"	E.	72.90		
33	S.	46° 45' 20"	E.	96.40		
34	S.	34° 03' 30"	E.	163.80		
35	S.	22° 46' 30"	E.	81.44		
36	S.	71° 23' 40"	E.	154.40		
37	S.	8° 01' 40"	E.	122.10		
38	S.	75° 52' 40"	E.	290.20		
39	S.	53° 16' 30"	E.	30.50		
40	S.	73° 11' 30"	E.	87.70		
41	S.	81° 47' 20"	E.	173.40		
42	S.	77° 23' 10"	E.	180.00		
43	S.	39° 46' 30"	E.	89.10		
44	S.	32° 01' 30"	E.	294.70		
45	S.	71° 58' 00"	E.	198.00		
46	S.	48° 37' 10"	E.	120.50		
47	S.	50° 53' 30"	E.	117.00		
48	S.	36° 12' 40"	E.	76.33		
49	S.	28° 46' 30"	E.	84.70		
50	S.	51° 10' 30"	E.	123.20		
51	S.	32° 51' 30"	E.	106.80		

thence S. 50° 53' 30" E. 106.80 feet to a point which is south 318.03 feet and west 149.06 feet from the angle corner (concrete monument) in the division line of the Jacob C. Cline D. & C. in Section 17, T. 2 N., R. 1 W., Multnomah County, Oregon;

thence S. 61° 37' 20" E. 143.30 feet;

thence S. 80° 54' 30" E. 116.50

	thence		
1	S. 56°50'10" E.	108.80	ft
2	S. 5°07'50" E.	121.28	
3	S. 38°16'20" E.	78.40	
4	S. 61°48'30" E.	118.00	
5	S. 61°58'20" E.	205.40	
6	S. 69°47'00" E.	151.40	
7	S. 4°00'50" E.	108.10	
8	S. 6°48'30" E.	143.70	
9	S. 62°12'20" E.	184.40	
10	S. 80°58'20" E.	109.80	
11	S. 85°53'40" E.	100.00	
12	S. 2°06'30" E.	119.50	
13	S. 75°02'50" E.	171.00	
14	S. 49°00'40" E.	168.80	
15	S. 9°30'30" E.	75.50	
16	S. 58°49'40" E.	62.70	
17	S. 57°08'00" E.	80.80	
18	S. 5°01'00" E.	144.00	
19	S. 58°28'40" E.	82.10	
20	S. 86°48'20" E.	173.30	
21	S. 54°30'00" E.	126.30	
22	S. 31°54'40" E.	110.00	
23	S. 35°18'10" E.	104.50	
24	S. 19°22'10" E.	117.30	
25	S. 68°00'30" E.	78.80	
26	S. 73°37'30" E.	86.10	
27	S. 15°14'00" E.	141.50	
28	S. 24°13'00" E.	99.10	
29	S. 74°08'00" E.	185.70	
30	S. 68°34'10" E.	117.14	
31	S. 47°16'20" E.	102.00	
32	S. 41°27'20" E.	75.80	
33	S. 60°17'10" E.	92.70	
34	S. 23°02'00" E.	101.20	
35	S. 8°26'40" E.	85.00	
36	S. 34°44'20" E.	318.40	
37	S. 81°17'30" E.	109.80	
38	S. 65°24'20" E.	159.00	
39	S. 79°41'30" E.	164.00	
40	S. 0°03'20" E.	163.00	
41	S. 63°43'20" E.	278.20	
42	S. 76°12'40" E.	204.10	
43	S. 26°45'00" W.	102.20	
44	S. 58°17'40" W.	176.20	
45	S. 5°36'50" W.	106.70	
46	S. 19°11'33" E.	179.00	
47	S. 85°57'10" E.	265.61	
48	S. 50°12'50" E.	179.78	
49	S. 47°03'30" E.	66.72	
50	S. 38°48'00" E.	123.12	
51	S. 76°39'50" E.	182.22	
52	S. 74°07'10" E.	86.70	
53	S. 72°18'40" E.	96.00	
54	S. 78°51'30" E.	99.20	
55	S. 89°23'20" E.	104.01	
56	S. 85°18'30" E.	104.41	
57	S. 68°46'50" E.	118.00	
58	S. 80°28'50" E.	73.40	
59	S. 56°41'00" E.	139.15	
60	S. 2°35'50" E.	76.95	
61	S. 59°37'50" E.	147.59	

57463 11- A parcel of land situated in Section 31, T. 5 N., R. 1 W., W.M.; Section 8, T. 2 N., R. 1 W., W.M.; Multnomah County, Oregon, described by notes and bounds as follows:

Beginning at a point on the 25 foot contour (U.S. Coast and Geodetic Survey datum) which is north 2,187.25 feet and west 2846.79 feet from the southeast corner of the Alexander Kichim D.I.C. (concrete monument) which is also the southwest corner of the William Cooper D.I.C. in Section 5, T. 2 N., R. 1 W., W.M., Multnomah County, Oregon; thence N. 12°30'40" W. 119.90 feet

of beginning.	to the point	1000	1000
28	54°18'30" E.	128.28	119.20
27	37°29'00" E.	83.50	97.38
26	25°34'00" E.	151.40	82.50
25	28°26'40" E.	355.51	104.90
24	32°27'20" E.	217.01	79.40
23	40°52'20" E.	152.30	120.50
22	37°50'10" E.	395.83	65.30
21	37°13'50" W.	145.69	113.25
20	18°17'20" W.	162.10	164.50
19	3°24'10" E.	171.32	156.50
18	37°50'10" E.	395.83	83.00
17	40°52'20" E.	152.30	198.70
16	32°27'20" E.	217.01	232.90
15	28°26'40" E.	355.51	163.70
14	25°34'00" E.	151.40	101.91
13	22°45'30" E.	131.40	84.91
12	19°08'50" W.	110.70	145.10
11	15°08'10" W.	262.59	132.50
10	12°57'50" W.	188.62	93.70
9	10°58'00" E.	163.70	163.70
8	8°41'10" W.	187.90	137.70
7	6°28'40" W.	253.90	140.30
6	4°11'10" W.	197.70	93.70
5	2°26'30" E.	163.70	163.70
4	0°01'40" W.	83.00	83.00
3	32°27'20" E.	217.01	217.01
2	40°52'20" E.	152.30	152.30
1	37°50'10" E.	395.83	395.83

Tract 2:- A parcel of land situated in Sections
 5 and 6, T. 2 N., R. 1 W., W.M., Multnomah County,
 Oregon, described by notes and bounds as follows:
 Beginning at a point on the 20 foot contour (U.S.
 Coast and Geodetic Survey datum) which is north 287.33
 feet and west 289.76 feet from the southeast corner
 (concrete monument) of the Alexander McQuinn D.L.G.
 which is also the southwest corner of the William
 Cooper D.L.G., in Section 5, T. 2 N., R. 1 W., W.M.,
 Multnomah County, Oregon;
 thence N. 77° 03' 10" E. 262.73 feet;
 " N. 4° 10' 40" E. 151.45
 " N. 12° 51' 00" W. 404.32
 " N. 58° 30' 40" W. 487.36
 " N. 48° 20' 00" W. 179.52
 " N. 42° 58' 00" W. 541.48
 " N. 42° 17' 40" W. 500.52
 " S. 9° 31' 00" W. 583.97
 " N. 48° 48' 10" W. 582.97
 " N. 54° 30' 30" W. 179.19
 " N. 40° 19' 00" W. 379.36
 " N. 63° 08' 50" W. 152.71
 " S. 55° 49' 00" W. 142.41
 " S. 14° 17' 20" W. 187.75
 " S. 15° 42' 50" E. 433.03
 " N. 52° 13' 10" W. 541.50
 " S. 12° 27' 10" E. 189.14
 " S. 40° 34' 30" E. 359.53
 " N. 64° 03' 10" W. 372.11
 " S. 32° 58' 40" E. 168.73
 " S. 57° 19' 10" E. 352.33
 " N. 53° 35' 30" W. 373.91
 " N. 60° 59' 40" W. 211.02
 " N. 11° 08' 10" W. 273.74
 " N. 39° 53' 10" E. 152.93
 " N. 69° 44' 10" E. 123.81
 " S. 18° 00' 50" E. 230.54
 " S. 23° 23' 10" E. 144.93
 " N. 54° 18' 50" W. 192.70
 " S. 41° 43' 40" E. 357.13
 " S. 43° 13' 50" E. 203.50
 " S. 42° 19' 20" E. 394.28
 " S. 61° 51' 10" E. 636.08
 " S. 71° 58' 20" E. 540.48
 " S. 54° 34' 50" E. 122.51
 " S. 3° 40' 30" W. 66.32
 " S. 74° 14' 00" E. 95.80
 " N. 67° 02' 50" E. 168.89
 " S. 59° 13' 00" E. 163.32
 " S. 54° 47' 20" E. 243.21
 " S. 70° 50' 50" E. 159.88
 " N. 63° 21' 50" E. 433.54
 to the point
 of beginning.

Tract 3:- A parcel of land situated in Sections 8 and 9, T. 2 N., R. 1 W., W.M., Multnomah County, Oregon, described by metes and bounds as follows:
Beginning at a point on the 20 foot contour (U.S. Coast and Geodetic Survey datum) which is north 1005.12 feet and east 19.10 feet from the angle corner (concrete monument) in the division line of the Jacob C. Cline D.L.C. in Section 17, T. 2 N., R. 1 W., W.M., Multnomah County, Oregon;

thence	N. 68°26'28"	E.	161.99	feet;
"	S. 61°47'07"	E.	133.89	"
"	S. 67°31'56"	E.	150.32	"
"	S. 68°50'59"	E.	161.96	"
"	S. 68°49'38"	E.	184.31	"
"	S. 73°37'18"	E.	660.68	"
"	S. 69°42'24"	E.	526.02	"
"	S. 67°54'24"	E.	118.94	"
"	S. 69°39'18"	E.	186.03	"
"	N. 73°43'21"	E.	108.83	"
"	S. 60°02'23"	E.	166.63	"
"	S. 65°22'53"	E.	88.20	"
"	N. 63°43'08"	E.	197.35	"
"	N. 46°42'22"	E.	128.26	"
"	N. 2°20'27"	E.	232.46	"
"	N. 60°31'56"	W.	84.60	"
"	N. 66°22'17"	W.	106.72	"
"	E. 67°45'37"	W.	167.19	"
"	N. 38°59'08"	W.	325.03	"
"	N. 68°05'35"	W.	148.70	"
"	N. 67°25'34"	W.	150.91	"
"	N. 71°13'28"	W.	87.30	"
"	S. 62°27'08"	W.	60.66	"
"	S. 43°43'38"	E.	460.67	"
"	N. 79°26'49"	W.	191.98	"
"	S. 70°31'00"	W.	147.27	"
"	S. 7°54'57"	E.	127.52	"
"	S. 27°57'32"	E.	215.40	"
"	S. 28°59'49"	W.	146.93	"
"	N. 62°17'35"	W.	274.61	"
"	N. 41°23'03"	W.	166.05	"
"	S. 78°50'36"	W.	252.36	"
"	N. 75°02'59"	W.	299.56	"
"	N. 79°17'23"	W.	217.76	"
"	N. 37°32'46"	E.	169.98	"
"	N. 54°38'03"	W.	166.12	"
"	N. 80°41'54"	W.	259.66	"
"	N. 74°41'03"	W.	143.49	"
"	S. 83°19'51"	W.	161.96	"
"	N. 79°08'09"	W.	197.59	"
"	S. 40°19'14"	E.	168.76	" to the point

of beginning.

Tract 4:- A parcel of land situated all in Section 21, T. 2 N., R. 1 W., W.M., Multnomah County, Oregon, described by metes and bounds as follows:

Beginning at a point on the 20 foot contour (U.S. Coast and Geodetic Survey datum) which is north 1970.53 feet and west 1,166.66 feet from the northeast corner of the James Menzie D.L.C. in Section 28, T. 2 N., R. 1 W., W.M., Multnomah County, Oregon;

1	thence	S. 68°51'20" W.	236.97	feet
"	"	S. 89°04'30" W.	271.12	"
2	"	E. 85°47'00" W.	165.27	"
"	"	N. 42°04'30" W.	189.03	"
3	"	N. 30°03'30" W.	278.27	"
"	"	N. 52°28'05" E.	349.32	"
4	"	N. 74°53'40" W.	259.55	"
"	"	N. 79°18'00" W.	198.46	"
5	"	S. 49°05'30" W.	298.17	"
"	"	N. 50°46'10" W.	351.74	"
6	"	N. 42°08'20" E.	315.73	"
"	"	E. 74°58'30" E.	183.94	"
7	"	S. 52°04'40" E.	187.53	"
"	"	N. 41°49'10" E.	139.87	"
8	"	S. 83°45'10" E.	327.79	"
"	"	N. 28°04'50" E.	171.89	"
9	"	N. 53°11'50" E.	258.33	"
"	"	N. 73°17'30" E.	522.77	"
10	"	S. 69°13'50" E.	233.00	"
"	"	S. 73°24'00" E.	452.00	"
11	"	S. 47°22'20" E.	255.44	"
"	"	S. 27°11'10" E.	175.43	"
12	"	S. 41°33'50" E.	96.72	"
"	"	S. 37°24'10" E.	282.00	"
13	"	S. 57°43'40" E.	124.34	"
"	"	S. 38°22'30" E.	275.23	"
14	"	S. 42°34'30" E.	212.94	"
"	"	S. 32°57'10" E.	371.26	"
15	"	S. 32°43'50" E.	271.35	"
"	"	S. 3°48'40" W.	112.51	"
16	"	N. 66°10'50" W.	137.18	"
"	"	S. 76°31'40" W.	121.69	"
17	"	S. 18°18'50" W.	94.51	"
"	"	S. 65°04'10" W.	113.29	"
18	"	S. 85°47'10" W.	86.69	"
"	"	N. 60°53'20" W.	95.98	"
19	"	N. 88°59'10" W.	172.65	"
"	"	S. 71°04'00" W.	131.87	"
20	"	N. 77°16'30" W.	160.97	"
"	"	N. 72°13'20" W.	189.76	"
21	"	N. 58°10'50" W.	168.67	"
"	"	N. 24°49'50" E.	139.40	"
22	"	N. 33°38'40" W.	192.27	"
"	"	S. 49°04'10" W.	204.94	"
23	"	N. 51°16'10" W.	178.57	"
"	"	N. 63°36'40" W.	98.55	"
24	"	S. 76°15'50" W.	64.18	" to the point
25	of beginning.			

26 The foregoing description lying and being all or
 27 part in Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15,
 16, 17, 21, 22, 23, 27, and 28, in T. 2 N., R. 1 W.,
 28 W.M., and Sections 28, 29, 30, 31, 32, 33, 34, and 35,
 in T. 3 N., R. 1 W., W.M., Multnomah County, Oregon;
 and Sections 19 and 20, in T. 3 N., R. 1 W., W.M.,
 Columbia County, Oregon.

containing 11.963 acres more or less, all in Multnomah and Columbia Counties, State of Oregon, and which lands constitute a contiguous body of swamp, wet or overflowed lands, or irrigated lands, the waters from which contribute to the swamp, wet or overflowed condition of said lands.

V.

That the total acreage included in the district is approximately 11,963 acres.

VI.

That the names of the owners of land to be included in said district as shown by the records of Multnomah and Columbia Counties, and the acreage owned by each of said owners, respectively, within the boundaries of the district, according to the tax assessment rolls, are as follows, the description in all cases being by reference to the book and page of the Deed Records or of Probate Proceedings of Multnomah and Columbia Counties where the same is recorded or referred to:

1. ROBERT B. BRANDON, owns 159.31 acres as recorded in Book 308 of Deed Records of Multnomah County, Oregon, at page 343 thereof; planimetered acres within the district boundary 166.90;

2. JACOB BUSCH, owns 288.11 acres as recorded in Book 722 at page 108, and Book 727 at page 198, Deed Records of Multnomah County, Oregon; planimetered acres within the district boundary 216;

3. GEORGE L. and EDNA M. CASHDOLLAR own 139.09 acres, as recorded in Book 710 at page 334, and Book 809 at page 343, Deed Records of Multnomah County, Oregon; planimetered acres within the district boundary, 142.7;

4. HENRY CIELOHA, GEORGE CIELOHA, and LOUIS CIELOHA own a one-half interest jointly in 73.60 acres, as appears from Probate Proceeding #22065 in the Circuit Court of Multnomah County, Probate Department; planimetered acres within the district boundary 60;

- 1 5. WM. D. and JOSEPHINE CHARLTON, own 128.85 acres
2 as recorded in Book 299, page 467, Deed Records of
3 Multnomah County, Oregon; planimetered acres within
4 the district 325;
- 5 6. G. M. CHARLTON and OPAL CHARLTON, own an un-
6 divided one-third of 254.32 acres, and ROBERT CHARLTON
7 and INA L. MENZEL (heirs of Mary Charlton) own an un-
8 divided two-thirds of said 254.32 acres, as recorded
9 in Book 106, page 183, Deed Records of Multnomah County,
10 Oregon, and Probate Proceeding No. 30121 in the Circuit
11 Court of Multnomah County, Probate Department; plani-
12 metered acres within the district boundary 224;
- 13 7. BEATRICE CLARK, owns 6.88 acres as recorded
14 in Book 51, at page 106, and Book 382 at page 456, Deed
15 Records of Multnomah County, Oregon; planimetered acres
16 within the district boundary 7;
- 17 8. KENNETH L. COOPER, owns 140.10 acres as recorded
18 in Book 411, page 317, Deed Records of Multnomah County,
19 in Multnomah County, Oregon, and owns 407.76 acres as
20 recorded in Book 51 at pages 105-106, Deed Records of
21 Columbia County, Oregon, in Columbia County; planimetered
22 acres within the district 152.6 in Multnomah County and
23 357 in Columbia County;
- 24 9. IRVING E. COVELAND, owns 120.27 acres as record-
25 ed in Book 72 at page 71, Deed Records of Multnomah County,
26 Oregon; planimetered acres within the district 120.6;
- 27 10. W. J. DERTHICK and C. A. HUDNUT own jointly
28 225.17 acres as recorded in Book 331 at page 64, Deed
29 Records of Multnomah County; planimetered acres within
30 the district boundary 259.2;
11. MARY DONKER owns a one-sixth interest and
EVA DRISCOLL owns a one-third interest in 73.60 acres
as shown by Probate Proceeding No. 22065 of the Circuit
Court for Multnomah County, Probate Department (remain-
ing one-half owned jointly by Henry, George and Louis
Cieloha heretofore named); planimetered acres within the
district boundary 60;
12. JAMES DUNE, owns 31.62 acres as recorded in
Book 1029 at page 339, Deed Records of Multnomah County,
Oregon; planimetered acres within the district boundary 5;
13. W. G. KENNEDY, owns 115.87 acres as recorded in
Book 1049 at page 112, Deed Records of Multnomah County,
Oregon; planimetered acres within the district boundary 103;
14. EVENING FARRILL, owns 539.55 acres as recorded
in Book 331 at page 88, Book 240 at page 338, and Book 293
at page 14, Deed Records of Multnomah County, Oregon;
planimetered acres within the district boundary 133;
15. JACOB and ELEANOR FELDMAN (also named Eleanor M.
Feldman) own 129.18 acres as recorded in Book 243 at page
107, Deed Records of Multnomah County, Oregon; planimetered
acres within the district boundary 191.22;
16. WM. M. and MARIE S. FRASER, own 456.28 acres as
recorded in Book 249 at page 310, Deed Records of Multnomah
County, Oregon; planimetered acres within the district
boundary 423.67;
17. C. W. and HERILLA GARDNER, own 233.17 acres as
recorded in Book 359 at page 489, Deed Records of Multnomah
County, Oregon; planimetered acres within the district
boundary 232.9;

- 1 18. HEIRS OF JOHN T. GILLIHAN, own 73.04 acres
2 as shown in Probate Proceeding No. 37840 in the Circuit
3 Court of the State of Oregon for Multnomah County,
4 Probate Department; planimtered acres within the
5 district boundary 74.38;
- 6 19. PRESLEY, RAMSEY and RENEGGA GILLIHAN, own life lease
7 2 acres as shown and recorded in Book 398 at page 580,
8 Deed Records of Multnomah County, Oregon;
- 9 20. GEORGE GRAVELL owns 59.41 acres as recorded
10 in Book 129 at page 37, Deed Records of Multnomah County;
11 planimtered acres within the district boundary 69.13;
- 12 21. HEIRS OF HARRY E. HADLEY, own 128.37 acres as
13 shown in Probate Proceeding No. 38278 in the Circuit
14 Court of Multnomah County, Probate Department; plani-
15 metered acres within the district boundary 55;
- 16 22. ALBERT S., EMEL K., SYLVESTER B., and EDNA M.
17 HALL, own jointly 582.01 acres as recorded in Book 398
18 of Deed Records of Multnomah County, Oregon, at pages
19 555, 543, 550, 585, and 587 thereof; planimtered acres
20 within the district boundary 597.9;
- 21 23. R. L. HENRIOT, owns 4.88 acres as recorded in
22 Book 428 at page 515, Deed Records of Multnomah County,
23 Oregon; planimtered acres within the district boundary 5;
- 24 24. HEIRS OF EVA E. HOWELL, owns 575.04 acres as
25 shown in Probate Proceeding No. 35032 in the Circuit
26 Court for Multnomah County, Probate Department; plani-
27 metered acres within the district boundary 590;
- 28 25. JOHN BENJAMIN HOWELL, owns 1060.58 acres as
29 recorded in Book 354 at page 478, and Book 648 at page 238,
30 Deed Records of Multnomah County, Oregon; planimtered
acres within the district boundary 995;
- 26 26. KITTY T. HUTCHINSON, owns 118.55 acres, as
recorded in Book 345 at page 238, Deed Records of
Multnomah County, Oregon; planimtered acres within the
district boundary 19;
- 27 27. ISLAND FARMS CO., owns 94.80 acres, as recorded
in Book 1184 at page 252, Deed Records of Multnomah
County, Oregon; planimtered acres within the district
boundary 96;
- 28 28. EDITH JACKSON, owns 376.10 acres, as recorded
in Book 271 at page 37, Deed Records of Multnomah County,
Oregon; planimtered acres within the district boundary
357;
- 29 29. RICHARD RAY KING, owns 403.08 acres, as recorded
in Book 158 at page 371, Deed Records of Multnomah County,
Oregon; planimtered acres within the district boundary
268.8;
- 30 30. FRANCIS C. LEONARD, owns 59.02 acres in Multnomah
County as recorded in Book 580 at page 21, Deed Records of
Multnomah County, Oregon, and 214 acres in Columbia County,
as recorded in Book 21 at page 80, Deed Records of
Columbia County, Oregon; planimtered acres within the
district boundary 207.6;
- 31 31. JOHN P. LEONARD, owns 216.87 acres, as recorded
in Book 180 at pages 514 and 515, Deed Records of Multnomah
County, Oregon; planimtered acres within the district
boundary 199.9;
- 32 32. ANDREW LEONARD, owns 4.28 acres, as recorded in
Book 207 at page 433, Deed Records of Multnomah County,
Oregon; planimtered acres within the district boundary 4.3;

- 1 33. W. A. and MAGGIE LONG, own 76.38 acres, as
2 recorded in Book 1096 at page 438, Deed Records of
3 Multnomah County, Oregon; planimetered acres within
4 the district boundary 68.1;
- 5 34. JOHN LINDER, JR., owns 278.27 acres, as
6 recorded in Book 308 at page 533, Deed Records of
7 Multnomah County, Oregon; planimetered acres within
8 the district boundary 257.1;
- 9 35. ALBERT and LENA E. LINDER, own jointly 126.06
10 acres, as recorded in Book 308 at page 535, Deed
11 Records of Multnomah County, Oregon; planimetered
12 acres within the district boundary 107;
- 13 36. MCINTYRE FARME, INC., owns 542.64 acres, as
14 recorded in Book 486 at page 1, Deed Records of
15 Multnomah County, Oregon; planimetered acres within the
16 district boundary 258.3;
- 17 37. INA L. KENZEL (See Heirs of Mary Charlton)
18 38. MORGAN HOLDING CO., owns 545.55 acres, as
19 recorded in Book 72 at page 60, Deed Records of Multnomah
20 County, Oregon; planimetered acres within the district
21 boundary 541;
- 22 39. ALMA R. MORGAN, owns 208.26 acres, as recorded
23 in Book 72 at page 68, Deed Records of Multnomah County,
24 Oregon; planimetered acres within the district boundary
25 208;
- 26 40. JONATHAN JR. and BETHER MOAR, own jointly 276.62
27 acres as recorded in Book 528 at page 108, Deed Records
28 of Multnomah County, Oregon; planimetered acres within
29 the district boundary 132;
- 30 41. JONATHAN MOAR and MARGARET ANN WILSON, own
jointly 0.85 acres, as recorded in Book 340 at page 284,
Deed Records of Multnomah County, Oregon; planimetered
acres within the district boundary, none;
42. JOSEPH WEBSTER REVELL, owns 20.55 acres, as
recorded in Book 391 at page 10, Deed Records of
Multnomah County, Oregon; planimetered acres within the
district boundary 18;
43. CARL S. NICKLIN (Island Tracts), owns 37.64
acres as recorded in Book 457 at page 288, Deed Records
of Multnomah County, Oregon; planimetered acres within
the district boundary 5;
44. LAK RIDGE GUN CLUB, owns 275.84 acres, as
recorded in Book 1058 at page 17, Deed Records of
Multnomah County, Oregon; planimetered acres within the
district boundary 224;
45. ROSE CITY DUCK CLUB, owns 89.62 acres, as
recorded in Book 96 at pages 114 and 116, Deed Records
of Multnomah County, Oregon; planimetered acres within
the district boundary 219;
46. C. A. RUDEEN (See Derthick and Rudeen)
47. JAMES L. SMITH and wife HELLIE VOSPER SMITH,
own 359.61 acres, as recorded in Book 380, at page 527,
in Book 284 at page 112, in Book 263 at page 283, in
Book 284 at page 112, in Book 141 at page 342, in Book
224 at page 418, Deed Records of Multnomah County, Oregon;
planimetered acres within the district boundary 226.4;
48. SCHOOL DISTRICT NO. 12, owns 3.73 acres, as
recorded in Book 156 at page 94, Deed Records of
Multnomah County, Oregon; planimetered acres within
the district boundary 4;

- 1 49. GEORGE S. SHEPHERD, owns 11 acres, as
2 recorded in Book 158 at page 218, Deed Records of
3 Multnomah County, Oregon; planimetered acres within
4 the district boundary 11;
5 50. OMAR C. and LAURA V. SPENGLER, own jointly
6 188.30 acres, as recorded in Book 239 at page 180,
7 Deed Records of Multnomah County, Oregon; planimetered
8 acres within the district boundary 188;
9 51. STATE OF OREGON, owns 138.98 acres, as recorded
10 in Book 418 at page 587, Deed Records of Multnomah
11 County, Oregon; planimetered acres within the district
12 boundary 138;
13 52. MARIE J. STEELMAN, owns 161.36 acres, as
14 recorded in Book 37 at page 374, Deed Records of Columbia
15 County, Oregon; planimetered acres within the district
16 boundary 16;
17 53. LOUIS STREICHER, owns 32.22 acres, as recorded
18 in Book 238 at page 28, Deed Records of Multnomah County,
19 Oregon; planimetered acres within the district boundary,
20 none;
21 54. JOSEPH and PAULA TICHEY, own jointly 5.75 acres,
22 as recorded in Book 151 at page 447 and in Book 317 at
23 page 190, Deed Records of Multnomah County, Oregon;
24 planimetered acres within the district boundary, none;
55. MARY CLEMENTINE TAYLOR, owns 311.30 acres, as
recorded in Book 182, at pages 585, 587, and 588, Deed
Records of Multnomah County, Oregon; planimetered acres
within the district boundary 214.01;
56. UKASE INVESTMENT CO., owns 880.64 acres, as
recorded in Book 649 at page 247, Deed Records of Multnomah
County, Oregon; planimetered acres within the district
boundary 640.76;
57. U. S. GOVERNMENT, (Last Recorded Owner probably
J. S. CRUMBLEY), owns 16.38 acres, as recorded in Book
732 at page 272, Deed Records of Multnomah County, Oregon;
planimetered acres within the district boundary 26.56;
58. MARGARET ANN WILSON (See Hoar and Wilson)
59. FORSTER W. LATTY, owns 213.22 acres, as recorded
in Book 160, at pages 561 and 563, and in Book 119 at
pages 92 and 145, Deed Records of Multnomah County, Oregon;
planimetered acres within the district boundary 249.69;
60. MELINDA K. ZUMWALT, owns 212.37 acres, as recorded
in Book 119 at page 345, in Book 174 at page 508, and
in Book 160 at page 565, and as appears from Probate
Proceeding No. 31901 in the Circuit Court of Multnomah
County, Probate Department; planimetered acres within the
district boundary 269.83.

VII.

That the proposed reclamation or protection is for agricultural purposes, and such proposed reclamation or protection will be conducive to the public welfare and of public utility and benefit.

VIII.

That all of the lands included in said district are properly included therein, and will be beneficially affected by the operations of the district.

IX.

That the benefits of such proposed reclamation or protection will exceed the damages to be done, and the best interests of the lands included, and of the owners of such land as a whole, and of the public at large, will be promoted by the formation and proposed operation of such district.

X.

That the formation of a drainage district under the provisions of an act entitled

"An Act to provide for the organization of Drainage District(s) for the construction, operation, and maintenance of drainage systems, for the payment of the cost of said systems and expenses incidental thereto"

and filed in the office of the Secretary of State February 26, 1915, the same being Chapter 340 of the General Laws of Oregon of 1915, and amendments thereof, is a proper and advantageous method of accomplishing the reclamation and protection of the lands included therein.

XI.

That the following is a brief, general, informal statement of the proposed plan of reclamation or protection, and such general facts as will enable the Court to determine that there is a reasonable probability that the objects sought by the formation of the district may be accomplished,

to-wit:

Findings of Fact and
Order of Organization - 18

To construct levees around the district connecting at each end with the high ground lying on the west side of Sauvie Island; to construct rock revetments at necessary places along the Willamette and Columbia rivers to provide protection from current erosion; to drain by means of interconnecting ditches with the Gilbert River, leading to a common pumping plant, and to construct adequate tide boxes, so that drainage will be handled without pumping when river conditions permit.

XII.

That it is proposed that the reclamation of said land will be accomplished by use of funds made available under the provisions of the Flood Control Act of January 22, 1936, - 49 Stat. 1570, Ch. 688; 33 U.S.C.A. 701 (a) - without cost to the district or to the landowners therein, except that the district shall provide all lands, easements and rights of way necessary for construction of the project, hold and save the United States free from damages due to the construction works, and maintain and operate all the works after completion in accordance with requirements prescribed by the Secretary of War.

Based upon the above Findings, it is, therefore, hereby

CONSIDERED, ORDERED AND ADJUDGED that the foregoing Findings shall be entered on the Journal of the Court; and it is further

CONSIDERED, ORDERED AND ADJUDGED that the prayer of the petition should be granted; and it is further

CONSIDERED, ORDERED AND ADJUDGED, and the Court by this, its order, duly entered of record, does hereby

declare and decree Sauvie Island Drainage District duly organized; subject, however, to the provision that the reclamation of the land in said district will be accomplished as alleged in said petition by use of funds made available under the provisions of the Flood Control Act of ^{June} ~~January~~ 22, 1936, 49 Stat. 1570, Ch. 688; 33 U.S.C.A. 701 (a), or acts amendatory thereof or supplemental thereto, or under the provisions of any subsequent Congressional act, and without cost to the District or to the landowners therein, except that the District shall at its own cost provide all lands, easements and rights of way necessary for the construction of said project, and pay the expenses incurred or to be incurred in organizing and operating said district, and necessary costs of maintenance and operation of the works after completion in accordance with the requirements prescribed by the Secretary of War; and it is further

CONSIDERED, ORDERED AND ADJUDGED that the objections to the organization of said district filed by the above named landowners be and the same are hereby overruled.

Done in open court, and dated this ^{1st} ~~22nd~~ day of ^{August} ~~July~~, 1938.

Ernest P. Hewitt
Circuit Judge

Approved as to form:

Of Attorneys for Everding
and Farrell

*Due service accepted this
16th day of July, 1938*

Ernest P. Sharp

Of Attorneys for Ernest Johr

*Due service acknowledged
this 15 day of July 1938
Reynolds Hiegel Smith
Atty for Everding & Farrell*

John L. Schnable
Attorney for Carl L. Schnable

Findings of Fact and