

W.14.C

**SUPPLEMENTAL MATERIAL  
SUPPLEMENTAL  
AGENDA COVER MEMO**



**DATE:** June 14, 2006  
**TO:** BOARD OF COUNTY COMMISSIONERS  
**FROM:** BILL VANVACTOR, COUNTY ADMINISTRATOR  
KENT HOWE, PLANNING DIRECTOR  
**RE:** In the Matter of Considering a Ballot Measure 37 Claim and Deciding Whether to Modify, Remove or Not Apply Restrictive Land Use Regulations in Lieu of Providing Just Compensation (PA 05-6580, Howarth).

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The attached letter from Lloyd Holtcamp was received by fax on June 13. It concerns the Howarth M37 claim.



FERN RIDGE LIBRARY DISTRICT

Phone: (541) 935-7512  
Fax: (541) 935-8013  
e-mail: [staff@fernridgelibrary.org](mailto:staff@fernridgelibrary.org)

88026 Territorial Road  
PO Box 397  
Veneta, OR 97487

FACSIMILE TRANSMISSION COVER SHEET

TO: Steve Hopkins FAX 682-3947  
Case Co. Planner Tel. 682-3159

FROM: Lloyd Helcamp

The following fax transmission contains 4 pages, including this cover sheet.

DATE 6/13/06

TIME 2:20pm

REPLY TO: Facsimile number (541) 935-8013

COMMENTS:

Attached are my comments  
on PA 05-6580 for tomorrow's  
hearing.

- (1) cover letter
- (4) Purchase option

June 13, 2006

To: Steve Hopkins, Lane County Land Use Planner/  
Lane County Board of Commissioners.

From: Lloyd Holtcamp

Subject: Comments on PA 05-6580 Ballot Measure 37 Claim by Terry, Lynn and Royanna Howarth. Hearing scheduled for June 14, 2006.

Attached is a four page copy of an option to purchase subject property dated April 25, 2005 prior to submittal of applicant's Measure 37 claim. The option agreement (recording # 2005-047490) is between Owners-Optionors Terry, Lynn, and Royanna Howarth as well as Clarence Parr. Optionee is Greg Demers of Fern Hollow Farms Inc.

I'm looking for clarification from the Board on the County's Measure 37 claim process. Specifically, can purchase options such as this one be employed prior to or after submittal of the claim to obtain County approval for Measure 37 claim? I'd appreciate a copy of the Board Order on the outcome of this claim.

Sincerely,

Lloyd Holtcamp  
24325 Vaughn Rd.  
Veneta, OR 97487



RPR-NT Cnt=1 Str=10 CASHIER 05  
\$20.00 \$10.00 \$11.00

06/28/2005 03:37:01 PM

After recording return to:

Larry O. Gildea  
P.O. Box 518  
Creswell, OR 97426

### NOTICE OF OPTION

NOTICE IS HEREBY GIVEN that Fern Hollow Farms, Inc. has an option to purchase the real property described on the attached Exhibit A by virtue of an Option Agreement between Terry C. Howarth and Lynn K. Howarth, Royanna B. Howarth, and Clarence A. Parr, Owner-Optionor, and Fern Hollow Farms, Inc., Optionee, of even date. Reference is made to the Option Agreement for its terms and provisions.

Date: April 25<sup>th</sup>, 2005.

TERRY C. HOWARTH

LYNN K. HOWARTH

ROYANNA B. HOWARTH

CLARENCE A. PARR

FERN HOLLOW FARMS, INC.

By:

\*\* Notaries on next pages \*\*

STATE OF OREGON )  
 ) ss.  
County of Lane )

The foregoing instrument was acknowledged before me this 25<sup>th</sup> day of April, 2005, by TERRY C. HOWARTH.



Deborah L. Rodriguez  
Terry C. Howarth de  
Notary Public for Oregon  
My Commission Expires: March 21, 2009

STATE OF OREGON )  
 ) ss.  
County of Lane )

The foregoing instrument was acknowledged before me this 25<sup>th</sup> day of April, 2005, by LYNN K. HOWARTH.



Deborah L. Rodriguez  
Notary Public for Oregon  
My Commission Expires: March 21, 2009

STATE OF OREGON )  
 ) ss.  
County of Lane )

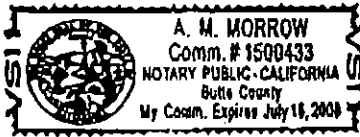
The foregoing instrument was acknowledged before me this 25<sup>th</sup> day of April, 2005, by ROYANNA B. HOWARTH.



Deborah L. Rodriguez  
Notary Public for Oregon  
My Commission Expires: March 21, 2009

CALIFORNIA  
STATE OF OREGON )  
County of Butte ) ss.  
~~Lane~~ )

28th The foregoing instrument was acknowledged before me this day of April, 2005, by CLARENCE A. PARR.



[Signature]  
Notary Public for Oregon CALIFORNIA  
My Commission Expires: 7-18-08

STATE OF OREGON )  
County of Lane ) ss.

The foregoing instrument was acknowledged before me this 25th day of April, 2005, by Shea Lemus as President of FERN HOLLOW FARMS, INC.



Deborah L. Rodriguez  
Notary Public for Oregon  
My Commission Expires: March 21, 2009

EXHIBIT "A"

**PARCEL I:**

All of the Henry B. Smith Donation Land Claim No. 37, in Township 18 South, Range 6 West of the Willamette Meridian, lying South and West of the Crow-Vaughn Highway, in Lane County, Oregon.

**PARCEL II:**

The Northwest quarter of the Northwest quarter; the Northwest quarter of the Northeast quarter of the Southwest quarter; and Lots 3 and 4 of Section 23, Township 18 South, Range 6 West of the Willamette Meridian, in Lane County, Oregon.

**PARCEL III:**

The Southwest quarter of the Northwest quarter; the Northeast quarter of the Northwest quarter of the Southwest quarter of Section 23, in Township 18 South, Range 6 West of the Willamette Meridian, in Lane County, Oregon.