

MAR 13 2003

000045

SCANNED

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON
FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Ordinance establishing)
Ambulance Service Areas; assigning)
Emergency Ambulance Service Providers;)
creating an Ambulance Service Area) ORDINANCE 723
Advisory Committee; Providing Penalties;)
Prescribing Effective Date of October 1, 2003.)

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of county business in formal session on March 6, 2003, commissioners Leslie Lewis, Kathy George and Mary P. Stern being present.

THE BOARD MAKES THE FOLLOWING FINDINGS:

A. ORS 682.205 provides as follows:

"(1) Each county shall develop a plan for the county . . . relating to the need for and coordination of ambulance services and establish one or more ambulance service areas consistent with the plan for the efficient and effective provision of ambulance services.

...

"(4) Any plan developed and any service area established pursuant to subsection (1) of this section shall be submitted to the Department of Human Services."

B. Yamhill County does not have a plan required by ORS 682.205. This ordinance is necessary to adopt a plan for Yamhill County relating to the need for and coordination of ambulance services. This ordinance is also necessary to establish ambulance service areas consistent with the plan for the efficient and effective provision of ambulance services. NOW, THEREFORE,

THE YAMHILL COUNTY BOARD OF COMMISSIONERS ORDAINS AS FOLLOWS:

Section 1 TITLE This Ordinance shall be known as the Yamhill County Ambulance Service Ordinance, and may be so cited and pled.

Section 2 AUTHORITY

This Ordinance is enacted pursuant to ORS 682.205, 682.275 and ORS 203.035.

B.O.03-127 ✓

Section 3 POLICY AND PURPOSE; FUTURE ADOPTION OF PLAN

1. Policy and Purpose. The Yamhill County Board of Commissioners finds:
 - a. That ORS 682.205 requires Yamhill County to develop and adopt a plan for the county relating to the need for a coordination of emergency ambulance services and to establish Ambulance Service Areas (ASAs) consistent with the plan to provide efficient and effective emergency ambulance services.
 - b. That this Ordinance together with the Yamhill County Ambulance Service Area Plan (ASA Plan) make up the complete plan for emergency ambulance services for Yamhill County because it establishes Ambulance Service Areas, methods for selecting an emergency ambulance provider for Ambulance Service Areas and the Ambulance Service Area Advisory Committee.
 - c. That state law requires Yamhill County to develop and adopt a plan for emergency ambulance services that recognizes the authority of cities and rural fire protection districts to operate and regulate emergency ambulance services within their own territories subject to the ASA Plan. That the provision of effective and efficient emergency ambulance services pursuant to the Yamhill County ASA Plan within cities and rural fire protection districts must be accomplished primarily on a cooperative basis. Yamhill County will employ formal sanctions and litigation to enforce the provisions of the Yamhill County ASA Plan when voluntary compliance cannot be obtained.
2. Future adoption of ASA Plan. The intent of the Board following approval of this Ordinance by the Oregon Department of Human Services, Health Division, is to refer the draft Yamhill County Ambulance Service Area Plan (ASA Plan) to the Ambulance Service Area Advisory Committee created under Section 20 of this Ordinance. Upon receipt of the Committee's recommendation regarding the ASA Plan, the Board intends to adopt a final version of ASA Plan and forward the Plan to the Oregon Department of Human Services, Health Division, for approval.

Section 4 DEFINITIONS The words and phrases in this Ordinance shall have the meaning provided in ORS Chapter 682 and OAR Chapter 333, Divisions 250, 255, 260, and 265, unless specifically defined herein to have a different meaning. Other specific definitions for words and phrases in this Ordinance include:

1. "Administrator" means a person designated by order of the Board to administer this Ordinance and the duly authorized deputy or assistant of such person.
2. "Ambulance Service Area (ASA)" means a geographical area that is served by one ambulance service provider, and may include all or a portion of a county, or all or portions of two or more contiguous counties.

3. "Ambulance Service Area Advisory Committee" or "Committee" means a committee appointed by the Board to advise the Board on requirements of this Ordinance and the ASA Plan.
4. "Board" means the Board of County Commissioners for Yamhill County, Oregon.
5. "Franchise" means a franchise to provide emergency & non-emergency ambulance service issued by the Board pursuant to this Ordinance.
6. "Persons" means and includes individuals, corporations, associations, firms, partnerships, joint stock companies, cities, rural fire protection districts, and special service districts formed and existing pursuant to Oregon Revised Statute.

Section 5 EXEMPTIONS This Ordinance shall not apply to:

1. Ambulance services and ambulances owned or operated under the control of the United States Government;
2. Vehicles and aircraft being used to render temporary assistance in the case of a major catastrophe or emergency with which the ambulance services of the surrounding locality are unable to cope, or when directed to be used to render temporary assistance by an official at the scene of an accident;
3. Vehicles operated solely on private property or within the confines of institutional grounds, whether or not the incidental crossing of any public street, road or highway through the property or grounds is involved; and
4. Ambulances or vehicles transporting patients from outside the county to a health care facility within the county, or which are passing through without a destination in the county.

Section 6 ADMINISTRATION The Administrator, under the supervision of the Board and with the assistance of the Committee, shall be responsible for the administration of this Ordinance. In order to carry out the duties imposed by this Ordinance, the Administrator, or persons authorized by the Administrator, are hereby authorized to enter on the premises of any person regulated by this Ordinance at reasonable times and in a reasonable manner to determine compliance with this Ordinance and regulations promulgated pursuant thereto. The Administrator shall also have access to records pertaining to ambulance service operations of any person regulated by this Ordinance. These records shall be made available within five (5) working days to the Administrator at the person's place of business, or copies made and provided as requested by the Administrator.

Section 7 AMBULANCE SERVICE AREAS

1. For the efficient and effective provision of emergency ambulance services in accordance with the ASA Plan, the Ambulance Service Areas shown on the map attached hereto as Exhibit "A" and

described in the legal descriptions attached hereto as Exhibit "B," and incorporated herein by this reference, are hereby adopted as the Ambulance Service Areas for Yamhill County. In the event of a conflict between Exhibits "A" and "B," Exhibit "B" shall control.

2. The Board, after notice to the affected ASA provider and by the adoption of an order, may adjust the boundaries of an ASA from time to time as necessary to provide efficient and effective emergency ambulance services.

Section 8 AMBULANCE SERVICE PROVIDERS REGULATED

1. Beginning October 1, 2004, no person shall provide emergency ambulance services in Yamhill County, Oregon, unless such person is franchised in accordance with the applicable provisions of this Ordinance.

2. Ambulance Service providers franchised under this Ordinance shall comply with the terms of any Ambulance Service Area Plan adopted by the Board of Commissioners following review by the Ambulance Service Advisory Committee established under this Ordinance.

Section 9 APPLICATION FOR AMBULANCE SERVICE FRANCHISE

1. Any person desiring to provide ambulance service within Yamhill County shall submit an application to be assigned an ASA within one hundred eighty (180) days of the effective date of this ordinance. The application shall be submitted to the Board of Commissioners.

2. Applications for franchises shall be on forms provided by the Board. In addition to information required on the forms, the Board may require additional information it deems necessary to insure compliance with this Ordinance.

3. The applicant shall provide the following information:

a. The name and address of the person or agency applying for an ambulance service franchise.

b. The ASA the person desires to serve, the location(s) from which ambulance services will be provided, and the level of service to be provided.

c. A statement as to whether or not the person will subcontract for any service to be provided. If some service will be provided by subcontract, a copy of that subcontract shall be provided.

d. A list of vehicles to be used in providing emergency ambulance services including year, make and model, and verification that each vehicle is licensed by the Health Division.

- e. A statement that all equipment and supplies in each ambulance conforms to Health Division requirements.
- f. A list of personnel to be used in providing emergency ambulance service and their current Emergency Medical Technician level and certificate number.
- g. Proof of financial ability to operate, including an operating budget for public bodies or financial statement for private entities, references and/or statement of past ambulance service. Private companies must include a profit and loss statement in addition to the above materials. Other appropriate financial information, such as income, tax returns, or reports by governmental authorities shall also be submitted upon request. Public bodies must provide information regarding the sources and amounts of funding for emergency ambulance services.
- h. Consistent with the Oregon Tort Claims Act, proof of general liability insurance in amounts not less than the following:
- (i) \$50,000 to any claimant for any number of claims for damage to or destruction of property, including consequential damages, arising out of a single accident or occurrence.
 - (ii) \$100,000 to any claimant as general and special damages for all other claims arising out of a single accident or occurrence.
 - (iii) \$500,000 for any number of claims arising out of a single accident or occurrence.
- i. A statement of experience in providing emergency ambulance service of a comparable quality and quantity to insure compliance with this Ordinance, regulations promulgated thereunder, any franchise issued, and the ASA Plan.
- j. Proof of ability to comply with the terms and conditions of the ASA Plan and applicable county ordinances, in the form of a narrative summary.
- k. A description of any prepaid ambulance service plan, including number of members, number of years of operation, funding and term.
- l. Information, in the form of run logs, medical director correspondence, audit reports, training records, policy and procedure manuals and equipment records and inventories, and any other records or materials requested.
- m. In the case of an application to transfer or take over an already assigned franchise:
- (i) A detailed summary of how the proposed change will improve emergency ambulance response time, and the quality and level of services to the ASA. It shall include an

assessment of how the proposed change will impact the existing first response system.

(ii) Evidence that the call volume in the ASA is sufficient to financially or otherwise justify the change in service.

(iii) Information, in the form of run logs, medical records, medical director correspondence, audit reports, training records, policy and procedure manuals and equipment records and inventories, and any other records or materials requested.

4. The Board may from time to time, by order, adopt fees to defray the actual reasonable costs incurred by Yamhill County in processing applications, and adopt annual franchise fees to defray the reasonable costs of Yamhill County in administering this Ordinance.

5. The applications shall be reviewed by the Committee who shall recommend the assignment of the ASAs to the Board. The assignment of an ASA shall be made by an Order of the Board.

Section 10 EXISTING AMBULANCE SERVICE PROVIDERS.

1. Unless there has been more than one application made for a franchise within a given ambulance service area, any applicant who meets the application requirements of Section 9 and who was providing service on the effective date of this Ordinance shall be franchised to provide emergency ambulance service for the ASA the applicant was serving on the effective date of this Ordinance.

2. If more than one application is made for a franchise within a given ambulance service area at the time this Ordinance becomes effective, each application shall be considered by the Committee for recommendation to the Board.

3. Subject to the requirements imposed by Sections 8 and 9, Newberg Fire Department, McMinnville Fire Department, Sheridan Fire Department and Willamina Fire Department are authorized to continue to provide ambulance services within their designated ASA until prohibited from providing ambulance services by the terms of this ordinance.

Section 11 REVIEW OF APPLICATION FOR FRANCHISE

1. Applications shall be reviewed by the Committee, which shall make such investigation as it deems appropriate. In reviewing applications, the Committee may request assistance of other persons as necessary.

2. The Administrator shall notify the holder of a franchise granted under this Ordinance whenever the Board of Commissioners receives a franchise application from a different provider to provide emergency ambulance services within the ASA served by the original franchise holder.

3. The Committee shall make its recommendation to the Board to grant, deny, modify or attach appropriate conditions to the application. Unless the time is extended by the Board for good cause, the Committee shall transmit its recommendation within sixty (60) days after the application and any required supplemental information has been received.

Section 12 BOARD ACTION ON APPLICATION FOR FRANCHISE Upon receipt of the Committee's recommendation, the Board:

1. Shall publish notice of its intent to hold a public hearing on the application and recommendations at least ten (10) days, but not later than thirty (30) days following publication of notice.
2. May require additional investigation by the Committee if it finds there is insufficient information on which to base its action.
3. Shall, upon the basis of the application, the Committee's recommendation, such other information as is permitted by this Ordinance, and such information as is presented to the Board at the public hearing make an order granting, denying or modifying the application or attaching conditions thereto.
4. Shall not make an order adverse to the applicant or to the holder of, or applicant for, another franchise effective less than 30 days after the date of such order and shall notify such persons in writing of the order. The Board may suspend operation of this subsection and enter an emergency order if it finds there is an immediate and serious danger to the public or that a health hazard or public nuisance would be created by a delay.
5. After the Board makes an order granting an emergency ambulance service franchise, with or without conditions, and the franchisee finds he/she is unable to provide a particular service, the Board may permit the franchisee to subcontract such service to another person if the Board finds that the quality and extent of the service would not be jeopardized. The Board may require the filing of such information as it deems necessary.

Section 13 FRANCHISE TERMS AND RENEWALS

1. An initial ambulance service franchise issued under this Ordinance shall be valid from the date of issuance until September 30, 2014.
2. After September 30, 2014, unless the Board finds that a longer or shorter term is required in the public interest, the term of an ambulance service franchise shall be five (5) years, beginning on October 1 of a year and ending September 30, five (5) years later.
3. Unless grounds exist for refusal to renew a franchise under provisions for suspension or revocation as set forth in Section 16, or unless the franchise is to be given to a new person,

franchises shall be renewable. Application for renewal shall be made on forms provided by the Board.

4. Not more than one hundred eighty (180) days and not less than ninety (90) days prior to the expiration of a franchise granted under this Ordinance, a franchisee who desires to renew the franchise and/or any person desiring to assume the franchise shall submit an application to the Administrator.

5. Review of all applications for renewal or assumption of a franchise shall be conducted in the same manner as for an application pursuant to Sections 9, 11 and 12 of this Ordinance.

Section 14 EARLY DISCONTINUANCE OF SERVICE BY FRANCHISEE

1. If a franchisee discontinues service before the expiration of his/her franchise, the Board shall set a time by which applications must be submitted for a new franchise in the ASA.

2. The Committee shall develop an interim plan for coverage of the ASA, using existing franchisees and/or other available resources until the ASA can be reassigned.

3. The Board shall issue a temporary certificate, valid for a stated period not to exceed six (6) months, entitling a person to provide emergency ambulance service in all or part of the ASA. The Board may renew a temporary certificate for one additional six (6) month period.

Section 15 TRANSFER OF FRANCHISES A franchisee may transfer his/her franchise to another person only upon the Board's written approval of a written request to transfer the franchise. Review of an application for transfer of a franchise shall be conducted in the same manner as for a franchise application pursuant to Sections 9, 11, and 12 of this Ordinance.

Section 16 ENFORCEMENT OF FRANCHISE PROVISIONS

1. Subject to the policies stated in Section 3, and in addition to remedies provided by this Ordinance or under state or federal law, the Administrator shall, upon reasonable cause, make an investigation to determine if there is sufficient reason and cause to suspend, modify, revoke or refuse to renew a franchise as provided in this Subsection.

2. If, in the judgment of the Committee or Board, there is sufficient evidence (a) to constitute a violation of applicable local, state or federal law, this Ordinance or the ASA Plan or (b) to reasonably indicate the franchisee has materially misrepresented facts or information given in the application for the franchise, then the Board shall notify the franchisee in writing, by certified and regular mail or by personal service, of the violation or misrepresentation and necessary steps the franchisee must take to cure the violation or misrepresentation. The Board shall send a copy of the notice to the Committee.

3. Ten (10) days following issuance of notice of violation under this section, the Board may enter its order of revocation, modification, suspension or non-renewal, and may thereby revoke, modify,

suspend, or not renew the franchise, unless prior thereto the franchisee shall file with the Board its request for a hearing on the Board's notice of violation. If said request is timely filed, or if the Board so acts on its own motion, then revocation, modification, suspension, or non-renewal will be stayed until the Board can, at its earliest convenience, hold a public hearing thereon. Notice of said hearing shall be given to the franchisee by mail and to all others by publication in a newspaper of general circulation in the county or the ASA at least ten (10) days prior to such hearing. The purpose of the hearing will be for the Board to determine whether good cause exists to revoke, modify, suspend, or not renew the franchise. The burden of proof at the hearing held hereunder shall be upon the franchisee.

4. In lieu of the suspension or revocation of a franchise, the Board may order that the violation be corrected and make the suspension or revocation contingent upon compliance with the order within the period of time stated therein. Notice of the Board action shall be provided by mail to the franchisee. The notice shall specify the violation, the action necessary to correct the violation, and the date by which the action must be taken. The franchisee shall notify the Board of the corrective action taken. If the franchisee fails to take corrective action within the time required, the Board shall notify the franchisee by certified and regular mail or by personal service that the franchise is suspended or revoked upon service of the notice.

5. Should the franchisee fail to comply with the Board's order, then the Board may take any steps authorized by law to enforce its order.

Section 17 PREVENTING INTERRUPTION OF SERVICE Whenever the Board finds that the failure of service or threatened failure of service would adversely impact the health, safety or welfare of the residents of this county and declares an emergency to exist, the Board shall, after reasonable notice, but not less than twenty-four (24) hours notice to the franchisee, hold a public hearing. The purpose of the hearing is to determine whether the failure of service or threatened failure of service will likely adversely impact the health, safety or welfare of the residents of this county. Upon appropriate findings after the hearing, the Board shall have the right to authorize another franchisee or other person to provide services.

Section 18 APPEALS, ABATEMENT AND PENALTIES

1. All the decisions of the Board under this Ordinance shall be reviewable by the Circuit Court of the State of Oregon for the County of Yamhill by way of writ of review.

2. The provision of ambulance service by any person in violation of this Ordinance, or regulations promulgated thereunder, is a nuisance and the Board may, in addition to other remedies provided by law or by this Ordinance, initiate injunctive abatement or other appropriate legal proceedings to temporarily or permanently enjoin or abate such ambulance service.

3. Any person who violates any of the provisions of this Ordinance is guilty of a violation. Failure from day to day to comply with the terms of these provisions shall be a separate offense for each day. Failure to comply with any provision shall be a separate offense for each such provision.

4. Violations of these provisions are punishable, upon conviction, by a fine of not more than five hundred (\$500) dollars for a non-continuing offense, i.e., an offense not spanning two (2) or more consecutive calendar days. In the case of a continuing offense, i.e., an offense which spans two (2) or more consecutive calendar days, violation of the provisions is punishable by a fine of not more than five hundred (\$500) dollars per day up to a maximum of one thousand (\$1,000) dollars as provided by law.

5. At the discretion of the Board, violations of this Ordinance may be prosecuted under procedures set forth in the Yamhill County Citation Ordinance, Ordinance No. 448, as amended.

Section 19 DUTIES OF AMBULANCE SERVICE FRANCHISEE Any person granted a franchise under this Ordinance shall abide by the following requirements. The Franchisee:

1. Shall conduct its operation in compliance with all applicable state and federal laws, rules and regulations, the terms of this Ordinance and the Yamhill County ASA Plan;

2. Shall not fail or refuse to respond to an emergency call for service when an ambulance is available for service;

3. Shall not respond to a medical emergency located outside its assigned ASA except:

a. When the person calling for the ambulance makes a request for specific emergency ambulance service and the call does not dictate an emergency response;

b. When the franchisee assigned to the ASA is unavailable to respond and the franchisee is requested by another franchisee or 9-1-1 dispatch to respond; or

c. When the response is for supplemental assistance or mutual aid.

4. Shall not voluntarily discontinue service to his/her assigned ASA until he/she has:

a. Given sixty (60) days written notice to the Administrator, or

b. Obtained written approval of the Board.

5. Subsection 4 of this Section shall not apply to:

a. Change, restriction or termination of service when required by any public agency, public body or court having jurisdiction; or

b. Transfer of franchises pursuant to Section 15 of this Ordinance.

Section 20 AMBULANCE SERVICE AREA (ASA) ADVISORY COMMITTEE

1. There is hereby created an Ambulance Service Area (ASA) Advisory Committee.
 - a. The Committee shall consist of 14 members for the following designated positions:
 - County Health Officer or person designated by County Health Officer (1)
 - 9-1-1 Coordinator from each emergency dispatch agency in Yamhill County (2)
 - Fire Department or Fire District representative (2)
 - Administrator or person designated by Administrator from each hospital located within Yamhill County (2)
 - Public member (1)
 - Physician Advisor/emergency physician (1)
 - County Sheriff's emergency management representative (1)
 - EMS personnel selected from different geographic areas of Yamhill County (4)
 - b. The Administrator designated to administer this ordinance and other Yamhill County staff as the Board deems appropriate shall be ex-officio members of the Committee.
2. Members shall be appointed by and serve at the pleasure of the Board. The Board may appoint additional persons to the Committee to serve as ex-officio members or advisors. The Board may appoint or approve designation of alternates to serve in the absence of persons appointed to the Committee.
3. Except for the Administrator and other Yamhill County staff, appointments to the initial Committee shall be for staggered terms not to exceed three (3) years. Subsequent appointments shall be for two (2) year terms. Unless a member resigns or unless a member is removed by the Board, members shall serve until their successors are appointed and qualified. Removal of members is subject to Section 7.01 of the Board's Procedures Ordinance, Ordinance 616, as amended. The Board shall fill vacancies for the balance of the unexpired term. Persons may be appointed to successive terms.
4. The Committee shall elect a chairperson. The Committee shall meet at such times as it deems necessary or as called by the Administrator or the Board. The chairperson or any two members of the Committee may call a special meeting with five (5) days notice to other members of the Committee; provided however, that members may waive such notice.
5. Seven (7) members constitute a quorum for the transaction of business. A majority vote of those present and voting, providing they constitute a quorum, is required to pass motions. In the event of a tie vote among members of the Committee, the Administrator is authorized to cast the deciding vote on a motion.

000056

6. In addition to other duties prescribed by this Ordinance the Committee shall:
- a. Review and make recommendations to the Administrator regarding the selection criteria for determining a franchise to provide ambulance service.
 - b. Regularly provide information to the Board from pre-hospital care consumers, providers and the medical community if reasonably available.
 - c. Periodically review the ASA Plan and make recommendations to the Board including, but not limited to:
 - (i) Review the standards established in the Plan and make recommendations regarding improvement of or new standards as required by OAR 333-260-0050;
 - (ii) Monitor the coordination between emergency medical service resources;
 - (iii) Review dispatch procedures and compliance with ASA Plan; and
 - (iv) Review the effectiveness and efficiency of the ASA boundaries.
 - d. Review a franchisee's quality assurance program as outlined in the ASA Plan to ensure compliance with the ASA Plan.
 - e. Perform such other duties as directed by the Board.
7. Committee members shall avoid acting in any matters where a conflict of interest may arise. Any Committee member having a direct or indirect financial or pecuniary interest in any matter before the Committee for consideration shall withdraw from participation in any action by the Committee in said matter. Nothing in this Section shall limit the ability of any person to provide testimony to the Committee.

Section 21 REGULATION OF AMBULANCE SERVICE Upon its own motion or upon a recommendation of the Committee, the Board may adopt ordinances, resolutions or orders regulating emergency ambulance service or implementing this Ordinance. Such regulations shall not conflict with applicable state or federal law or administrative rules or regulations promulgated pursuant thereto.

Section 22 INITIAL RESPONDER Nothing in these provisions prohibits a 9-1-1 agency, responsible for the dispatching of emergency services, from dispatching an initial responder to the scene of a medical emergency in addition to dispatching an emergency ambulance service provider.

Section 23 SEVERABILITY CLAUSE Any judgment or declaration by any court of competent jurisdiction that any portion of this Ordinance is unconstitutional or invalid shall not invalidate any other portion of this Ordinance.

Section 24 FIRST AND SECOND READINGS; EFFECTIVE DATE The first reading of this ordinance was made February 20, 2003. The second reading of this ordinance was made March 6, 2003. This ordinance shall take effect on October 1, 2003.

Ayes: Commissioners Lewis, George and Stern.

Nays: None.

DONE at McMinnville, Oregon on March 6, 2003.

ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS

CHARLES STERN
County Clerk

Leslie J. Lewis
Chair
LESLIE LEWIS

By: *John M. Gray, Jr.* Deputy
Deputy CLERK
FORM APPROVED BY:

John M. Gray, Jr.
JOHN M. GRAY, JR.
Yamhill County Legal Counsel

Kathy George
Commissioner
KATHY GEORGE

Mary P. Stern
Commissioner
MARY P. STERN

\\admin\whitec\ambulanc\ASAordfinal.wpd

Yamhill County Ambulance Districts

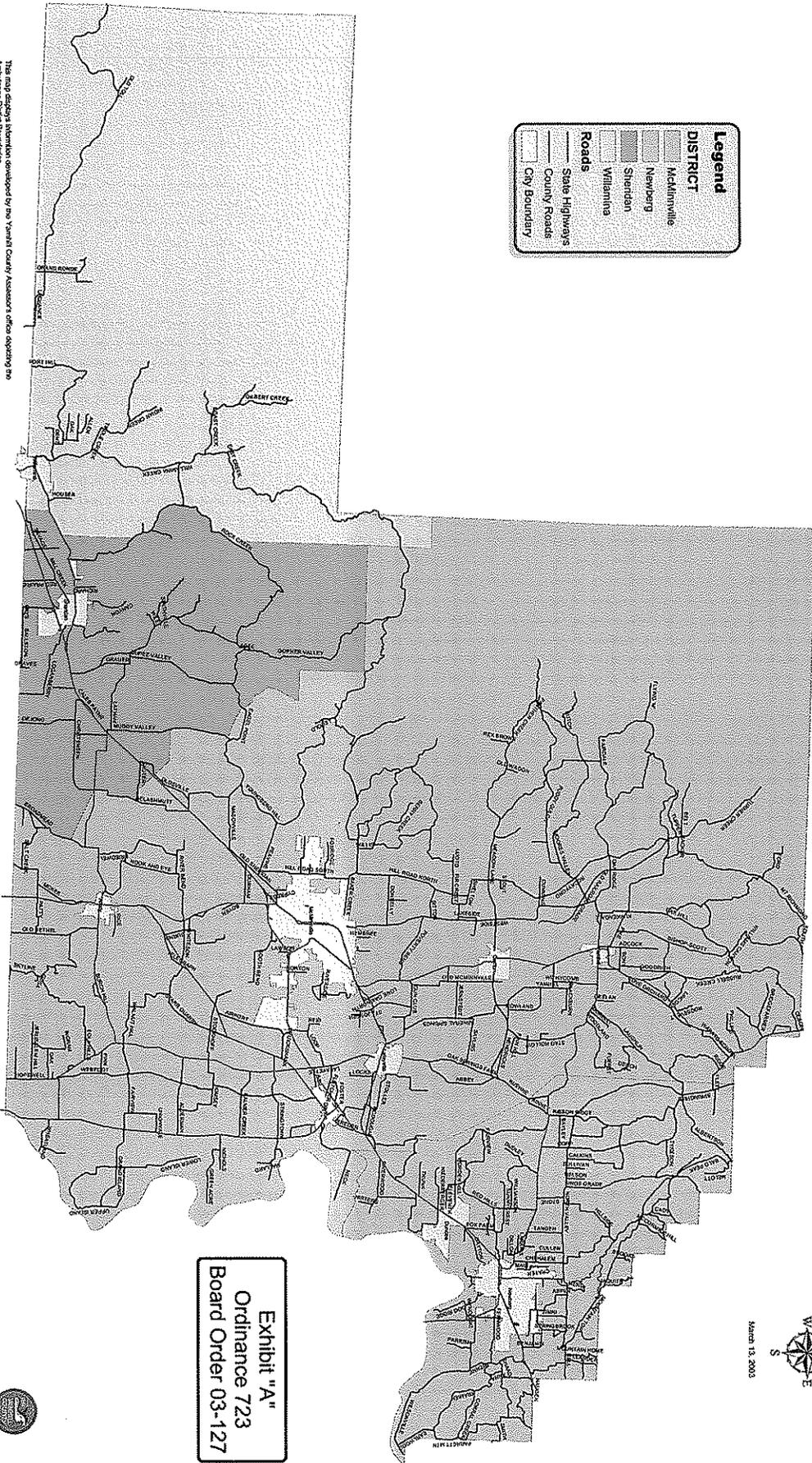


Exhibit "A"
Ordinance 723
Board Order 03-127

Exhibit "A"
ORDINANCE 723
B. O. 03-127



ASA#1 Newberg

Beginning at the Northeast corner of Section 13 T3S R2W, W.M, at a point where Washington, Clackamas, and Yamhill Counties meet, thence south along the Yamhill County boundary to the Northwest corner of Section 6 T4S R1W, W.M., thence East along the Yamhill County boundary to the intersection of said boundary with the Willamette River, thence following the Willamette River Westerly along the Yamhill County Border to it's intersection with the Yamhill River, Thence Westerly along the Yamhill River to a point where the river intersects the west line of Section 10, T4S R3W, W.M., thence North to Archery Summit Rd., thence following Archery Summit Rd. to it's intersection with Breyman Orchards Rd., thence North to the north line of Section 33 T3S R3W, W.M., thence Northwesterly to the intersection of Kuehne Rd. and Kinney Rd., thence Northerly to the end of Gospel Lane, thence Northerly to the intersection of Spring Hill Rd. and the Yamhill County Boundary, said point being on the north line of Section 18 T2S R3W, W.M., thence following the Yamhill County boundary East to the Northeast corner of Section 15 T2S R3W, W.M., South to the Southeast corner of Section 15 T2S R3W, W.M., East to the Northeast corner of Section 23 T2S R3W, W.M., South to the Southeast corner of Section 23 T2S R3W, W.M., East to the Northeast corner of Section 25 T2S R3W, W.M., South to the Southeast corner of Section 25 T2S R3W, W.M., East to the Northeast corner of Section 31 T2S R3W, W.M., South to the Southeast corner of 31 T2S R3W W.M., East to the Northeast corner of Section 3 T3S R2W, W.M., South to the Southeast corner of Section 10 T3S R2W W.M., and east to the point of beginning.

Ex "B" 1/4
ORD 723 B.O. 03-127

000060

ASA#2 McMinnville

Beginning at the point of intersection of the Willamette River and the Yamhill River, thence following the Yamhill River to it's intersection with the West line of Section 10, T4S R3W, W.M., thence North to Archery Summit Rd., thence following Archery Summit Rd. to it's intersection with Breyman Orchards Rd., thence North to the North line of Section 33 T3S R2W, W.M., thence Northerly to the intersection of Kuehne Rd. and Kinney Rd., thence Northerly to the west end of Gospel Lane, thence Northerly to the intersection of Spring Hill Rd. and the Yamhill County border, said point being on the North line of Section 18 T2S R3W, W.M., thence following the Yamhill County Border West to the Northwest corner of Section 18 T2S R3W, W.M., North to the Northeast corner of Section 12 T2S R3W, W.M. West to the Northwest corner of Section 12 T2S R3W, W.M., North to the Northeast corner of Section 2 T2S R3W, W.M., West to the Northwest corner of Section 5 T2S R6W, W.M., and South to the Northwest corner of Section 5 T4S R6W, W.M., thence East to the Northeast corner of Section 5 T4S R6W, W.M., thence South to the Northwest corner of Section 16 T4S R6W, W.M., thence East to the Northeast corner of Section 13 T4S R6W, W.M., thence South to the Northwest corner of Section 30 T4S R6W, W.M., thence East along said north section line to it's intersection with the West Fork of Muddy Creek, thence Southerly along the West Fork of Muddy Creek to Muddy Creek, thence Southerly along Muddy Creek to it's intersection with Muddy Valley Rd., thence Southerly following Muddy Valley Rd. to the Northwest corner of Section 16 T5S R5W, W.M., thence East to the Northeast corner of Section 16 T5S R5W, W.M., thence Southeasterly to the Northeast corner of Section 22 T5S R5W, W.M., thence East to Delashmutt Lane, thence Southwesterly following Delashmutt Lane to it's intersection with Highway No. 153, thence Southeasterly to a point of intersection of the north line of Section 36 T5S R5W, W.M. with Broadmead Rd., thence Southwesterly following Broadmead Rd. to it's intersection with the South Border of Yamhill County, thence East along the south border of Yamhill County to the Willamette River, thence Northeasterly following the Yamhill County border along the Willamette River to the Point of Beginning.

Ex B 2/4
 ORD 723 B.O. 03-127

ASA#3 Sheridan

Beginning at the Northwest corner of Section 16 T4S 6W, W.M., thence East to the Northeast corner of Section 13 T4S R6W, W.M., thence South to the Northwest corner of Section 30 T4S R6W, W.M., thence East along the north section line to it's intersection with the West Fork of Muddy Creek, Thence Southerly along the West Fork of Muddy Creek to Muddy Creek, thence Southerly along Muddy Creek to it's intersection with Muddy Valley Rd., thence Southeasterly following Muddy Valley Rd. to the Northwest corner of Section 16 T5S R5W, W.M., thence East to the Northeast corner of Section 16 T5S R5W, W.M., thence Southeasterly to the Northeast corner of 22 T5S R5W W.M., thence East to Delashmutt Lane, thence Southwesterly following Delashmutt Lane to it's intersection with Highway No. 153, thence Southeasterly to the point of intersection of the north line of Section 36 T5S R5W, W.M. with Broadmead Rd., thence Southwesterly following Broadmead Rd. to it's intersection with the South Border of Yamhill County, thence West along the Yamhill County Border to it's intersection with the west line of Section 5 T6S R6W, W.M., thence North to West Valley Highway, thence Northeasterly along West Valley Highway to it's intersection with the east section line of Section 32 T5S R6W, W.M., thence North to the intersection of the east line of Section 20 T5S R6W, W.M. with Rock Creek Rd., thence Northerly along Rock Creek Rd. to it's intersection with the north line of Section 4 T5S R6W, W.M., thence West to the Northwest corner of Section 4 T5S R6W, W.M., thence North to the Point of Beginning.

Ex "B" 3/4
ORD 723 B.D. 63-127

000062

ASA#4 Willamina

Beginning at the Northwest corner of Section 5 T4S R6W, W.M., thence East to the Northeast corner of Section 5 T4S R6W, W.M., thence South to the Northwest corner of Section 4 T5S R6W, W.M., thence East to the intersection of the north line of Section 4 T5S R6W, W.M. with Rock Creek Rd., thence Southerly along Rock Creek Rd. to it's intersection with east line of Section 20 T5S R6W, W.M., thence South to the West Valley Highway, thence Southwesterly along the West Valley Highway to it's intersection with the west line of Section 5 T6S R6W, W.M., thence South to the South Border of Yamhill County, thence West along the South Border of Yamhill County to the Southwest corner of Yamhill County, thence North along the West Border of Yamhill County to the Northwest corner of Section 22 T4S R9W, W.M., thence East along the Border of Yamhill County to the Northwest corner of Section 20 T4S R6W, W.M., thence North along the Border of Yamhill County to the Point of Beginning.

Ex "B" 4/4
ORD 923 B.O.03-127