

# APPLICATION FOR FIRE PROTECTION BY A RURAL FIRE PROTECTION DISTRICT

On forestland included within a forest protection district under ORS 477.205 to 477.281 as provided by ORS 478.140

TO: Lebanon Rural Fire Protection District

Enter Name and Address below

Bret Gilbert  
42222 Gilbert Lane  
Lebanon, OR. 97355

Telephone Number: 541-905-5566

R.F.P. DISTRICT USE ONLY		ASSESSOR'S USE ONLY	
Date Received	Approved	Date Received	Approved
<b>INSTRUCTIONS TO APPLICANT</b> 1. Applicant must own the property or be purchasing it under contract. 2. File separate application for each tax account. 3. File original form with the Rural Fire Protection District in which your property is located. 4. Retain a copy for your files.			
<b>INSTRUCTIONS TO RURAL FIRE PROTECTION DISTRICT</b> 1. Forward a copy to the assessor of the county in which the property is located within 20 days of receipt from applicant.			

## PROPERTY DESCRIPTION

Deed or  Contract    Deed Volume and Page or Instrument Number: \_\_\_\_\_ Date Recorded: \_\_\_\_\_  
Linn County    Account Number (as shown on your tax statement): 156717

Section Subdivision or Name of Addition	Section or Lot	Township or Block	Range	Acres
	<u>(NW 1/4) Section 32</u>	<u>12 South</u>	<u>1 East</u>	<u>160</u>

I, as owner, hereby request that part of the above-described property which is protected against fire by the State Board of Forestry under the provisions of Oregon Revised Statute (ORS) 477.205 to 477.281, also be protected against fire by the rural fire protection district in which it is located.

- This property is located within the exterior boundaries of the above-named Rural Fire Protection District and a forest protection district as defined in ORS 477.205 to 477.281.
- I understand that I will be taxed for fire protection on the county tax roll by both the rural fire protection district and by the State Board of Forestry under ORS Chapter 477.

## DECLARATION

I declare under the penalties for false swearing as contained in ORS 305.990(4) that this document has been examined by me and to the best of my knowledge it is a true, correct, and complete statement.

Applicant's Signature  
 X Bret A. Gilbert

Date  
10/29/25

**Before the Board of County Commissioners for Linn County, Oregon**

In the matter of annexation of property to the  
Lebanon Rural Fire Protection District.

Petition for Annexation of a Single Parcel of  
Land (ORS 198.857)

Pursuant to ORS 198.857, we, the undersigned owners of the land proposed for annexation, hereby petition and request that the Linn County Board of Commissioners initiate proceedings and approve a change of organization for the annexation of the real property described on page 2 to the Lebanon Rural Fire Protection District.

In accordance with the provisions of Chapter 198 of the Oregon Revised Statutes (Special Districts Generally), the following information is provided by the petitioners:

1. The district affected by this petition and its principal act is as follows:
  - District Name: Lebanon Rural Fire Protection District
  - Principal Act: 478
2. The principal county, as defined in ORS 198.705(16), is: Linn County
  - Other affected counties are: \_\_\_\_\_
3. The proposed annexation includes the territory described on page 2 and has been approved and endorsed by the district named on page 5.
4. The proposed change of organization is the annexation of the property described on page 2 to the existing district.
5. As indicated beside each signature below, the signers of this petition are owners of the land proposed for annexation to the district.
6. The petitioners request that proceedings be initiated for the proposed annexation pursuant to ORS 198.857.
7. It is proposed that the proposed annexation be subject to the following terms and conditions:

---

---

---

---

---

---

---

---

**Approval of Petition by District Board**

Pursuant to a resolution of the Board of Directors of the Lebanon Rural Fire Protection District, the property described on page 2 is hereby endorsed and approved for annexation to the Lebanon Rural Fire Protection District.

Dated \_\_\_\_\_, day of \_\_\_\_\_, 20\_\_\_\_\_,

By: \_\_\_\_\_

\_\_\_\_\_



**When you have completed all sections, return this to the Linn County Clerk's Office to be reviewed and offered for filing.**

**Description of Area to Be Annexed**

This is a legal description and must be completed and signed by a professional land surveyor. If the description is too lengthy to fit in the space provided, it may be attached as an exhibit. Be sure to also include a map of the territory to be annexed.

The Northwest Quarter (NW<sup>1</sup>/<sub>4</sub>) of Section 32, Township 12 South,  
Range 1 East, of Willamette Meridian in Linn County, Oregon.

**Certificate of Surveyor**

The undersigned, an Oregon Registered Professional Land Surveyor, certifies that the attached legal description complies with the requirements of ORS 308.225(2)(b).

Signature: \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

Registration Number: \_\_\_\_\_

The Linn County Board of Commissioners will hear and decide only on the boundary described in the petition, subject to any modifications they may make. After their decision, they will file the final approval with the Department of Revenue, the Secretary of State, the County Assessor, and the County Clerk. State statutes require that the description comply with the following provisions.

ORS 308.225 establishes the requirements for descriptions of the area to be annexed:

- A. Except as is otherwise provided in sub-paragraph (B) of this paragraph, the legal description of the boundary change shall consist of a series of courses in which the first course shall start at a point of beginning and the final course shall end at the point of beginning. Each course shall be identified by bearings and distances and, when available, refer to deed lines, deed corners and other monuments, or in lieu of bearings and distances, be identified by reference to:
  - I. Township, range, section, or section subdivision lines of the US Rectangular Survey system.
  - II. Survey center line or right of way lines of public roads, streets, or highways.
  - III. Ordinary high water or ordinary low water of tidal lands.
  - IV. Right of way lines of railroads.
  - V. Any line identified on the plat of any recorded subdivision defined in ORS 92.010.
  - VI. Donation land claims.
  - VII. Line of ordinary high water and line of ordinary low water of rivers and streams, as defined in ORS 274.005, or the thread of rivers and streams.
  
- B. In lieu of the requirements of sub-paragraph (A) of this paragraph, boundary change areas conforming to areas of the US Rectangular Survey may be described by township, section, quarter-section, or quarter-quarter section. If the areas conform to subdivision lots and blocks, they may be described by lot and block description.

NN



Sharon Gilbert

STATE OF OREGON, } ss.  
County of \_\_\_\_\_

Grantor's Name and Address  
Bret A. Gilbert

I certify that the within instrument was received for record on \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded in book/reel/volume No. \_\_\_\_\_ on page \_\_\_\_\_ and/or as fee/file/instrument/microfilm/reception No. \_\_\_\_\_, Records of said County.

Grantee's Name and Address  
After recording, return to (Name, Address, Zip):

SPACE RESERVED FOR RECORDER'S USE

Witness my hand and seal of County affixed.

Until requested otherwise, send all tax statements to (Name, Address, Zip):

NAME TITLE  
By \_\_\_\_\_, Deputy.

BARGAIN AND SALE DEED

KNOW ALL BY THESE PRESENTS that SHARON GILBERT

hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto BRET A. GILBERT hereinafter called grantee, and unto grantee's heirs, successors and assigns, all of that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in Linn County, State of Oregon, described as follows, to-wit:

All of my interest in and to:

The Northwest Quarter (NW1/4) of Section 32, Township 12 South, Range 1 East, of Willamette Meridian in Linn County, Oregon.

SUBJECT TO AND INCLUDING THE RIGHT TO USE WITH OTHERS:

A perpetual, non-exclusive easement for road purposes over the existing road beginning on the South Line and approximately 600 feet West of the Southeast Corner of said NW 1/4 and running thence Northerly to a 30 foot wide road easement as described in MF 355-427 of Linn County Deed Records; thence Northwesterly along said 30 foot wide road easement to the county road known as Upper Berlin Road.

ALSO SUBJECT TO AND INCLUDING THE RIGHT TO USE WITH OTHERS:

A perpetual, non-exclusive easement for road purposes over the existing road beginning on the South Line and approximately 600 feet East of the Southwest Corner of said NW 1/4 and running thence Northerly to the south end of an existing 30 foot wide road easement which is East of and adjacent to the West Line of Section 29, Township 12 South, Range 1 East; thence continuing North along said 30 foot wide easement 1331 feet more or less to the centerline of another 30 foot wide road easement as described in Volume 353, page 267 of Linn County Deed Records; thence Northerly along said easement to another 30 foot wide road easement also described in Volume 353, page 267; thence Northwesterly along said road easement to the county road known as Upper Berlin Road.

(Continued on Reverse)

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ None. However, the actual consideration consists of or includes other property or value given or promised which is part of the the whole (indicate which) consideration. (The sentence between the symbols, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument on \_\_\_\_\_; if grantor is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

STATE OF OREGON, County of \_\_\_\_\_) ss.

This instrument was acknowledged before me on \_\_\_\_\_ by \_\_\_\_\_

This instrument was acknowledged before me on \_\_\_\_\_ by \_\_\_\_\_

as \_\_\_\_\_

of \_\_\_\_\_

**(Continued from reverse side)**

**THE TERMS OF THIS EASEMENT:**

(1) Grantees, their agents or assigns may use the easement strip for road purposes only for access to the NW 1/4 of Section 32.

(2) This easement is granted subject to all prior easements or encumbrances of record.

(3) Grantees shall take reasonable precautions to keep existing gates locked thereby restricting access of the general public to the easement.

(4) Grantees, at Grantees' expense, shall restore the roadway to its pre-existing condition after extraordinary use of the roadway by Grantees. Otherwise, Grantees agree to share the cost of maintenance of the roadway proportionately to use.

\*\*\*

This deed is subject to the right to cut and remove timber on a three acre triangle located in the Northwest corner of the above described real property. This right was heretofore reserved to A. V. GILBERT, the predecessor in interest of this grantor.

