

TIMOTHY P. ALEXANDER
Judge



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CIRCUIT COURT OF OREGON
TWENTIETH JUDICIAL DISTRICT

July 13, 2007

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Re: *Christopher Jarrell v. State of Oregon*
C064505CV

Arthur Meury, et al. v. State of Oregon
C063121CV

Arthur Meury, et al. v. Washington County, et al.
C061803CV

Counsel:

These cases have been consolidated for decision because the parties and the dispute is essentially the same in all three files.

I find that the State of Oregon's argument that the Jerrells' interest as an owner became the affected property interest in July, 2004 when they acquired title as the result of a forfeiture is persuasive. Other changes in title and the right to develop the property

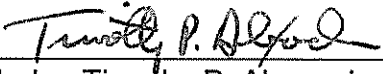
became irrelevant for purposes of ORS 197.352 when the contract purchase's interest was forfeited and the Jerrells acquired the title and the right to use and development of the property.

Based upon that conclusion, the pending cases are resolved as follows:

- I. Meury v. State of Oregon - The amended final order of the Department of Land Conservation and Development is affirmed, and the Petition for Writ of Review is dismissed.
- II. Jarrell v. State of Oregon - The amended final order of the Department of Land Conservation and Development is affirmed, and the petition for Writ of Review is denied.
- III. Meury v. Washington County - The decision of Washington County improperly construed the applicable law and is reversed. Washington County is ordered to waive land use regulations only if they were adopted after July, 2004.

Mr. Noren and Ms. Staley shall confer and prepare the appropriate orders and judgments pursuant to court rule.

Dated: 7/13/07



Judge Timothy P. Alexander
Washington County Circuit Court