

BEFORE THE DEPARTMENT OF ADMINISTRATIVE SERVICES, THE  
DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT OF THE  
STATE OF OREGON

IN THE MATTER OF THE CLAIM            )  
FOR COMPENSATION UNDER            )  
BALLOT MEASURE 37 (CHAPTER 1,     )  
OREGON LAWS 2005) OF                )  
Warnock Ranches, Inc., CLAIMANT    )

FINAL ORDER  
CLAIM NO. M 119874

Claimant(s): Warnock Ranches, Inc (the Claimant)

Property: Township 10S, Range 37E, Tax Lots 2200, 2300, 2600, 2700, and 2800;  
Township 10S, Range 37E, Section 4CA, Tax Lots 100 and 500;  
Township 10S, Range 37E, Section 10B, Tax Lots 700 and 800;  
Township 10S, Range 37E, Section 10C, Tax Lot 100; Township 10S,  
Range 37E, Section 14, Tax Lots 500, 600, and 700; Township 10S,  
Range 38E, Section 7C, Tax Lot 1200; Township 10S, Range 38E,  
Section 18, Tax Lots 500, 900, and 1100; Township 10S, Range 38E,  
Section 18AB, Tax Lot 400; Township 10S, Range 38E, Section 18AC,  
Tax Lot 100; Township 10S, Range 38E, Section 18BA, Tax Lots 500,  
600, 700, 800, 1200, 1300, 1400, 1500, 1600, and 1700; Township 10S,  
Range 38E, Section 18BD, Tax Lots 100, 200, and 300; all in  
Baker County

Claim: The demand for compensation and any supporting information received  
from the Claimant by the State of Oregon (the Claim).

Claimant submitted the Claim to the State of Oregon under Ballot Measure 37 (2004)  
(Oregon Laws 2005, Chapter 1) (hereafter, Measure 37). Under OAR 125-145-0010 *et  
seq.*, the Department of Administrative Services (DAS) referred the Claim to the  
Department of Land Conservation and Development (DLCD) as the regulating entity.  
This order is based on the record herein, including the Findings and Conclusions set forth  
in the Final Staff Report and Recommendation of DLCD (the DLCD Report) attached to  
and by this reference incorporated into this order.

ORDER

The Claim is denied as to laws administered by DLCD and the Land Conservation and  
Development Commission (LCDC) for the reasons set forth in the DLCD Report.

This Order is entered by the Deputy Director of the DLCD as a final order of DLCD and  
the Land Conservation and Development Commission under Measure 37, OAR 660-002-  
0010(8), and OAR 125, division 145, and by the Deputy Administrator for the State

Services Division of the DAS as a final order of DAS under Measure 37, OAR 125, division 145, and ORS 293.

FOR DLCD AND THE LAND CONSERVATION  
AND DEVELOPMENT COMMISSION:  
Lane Shetterly, Director

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George Naughton, Deputy Director  
DLCD  
Dated this \_\_\_ day of \_\_\_\_\_, 2005.

FOR the DEPARTMENT OF ADMINISTRATIVE  
SERVICES:

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Dugan Petty, Deputy Administrator  
DAS, State Services Division  
Dated this \_\_\_ day of \_\_\_\_\_, 2005.

### **NOTICE OF RIGHT TO APPEAL OR OTHER JUDICIAL RELIEF**

You are entitled, or may be entitled, to the following judicial remedies:

1. Judicial review under ORS 293.316: Judicial review under ORS 293.316 may be obtained by filing a petition for review within 60 days from the service of this order. Judicial review under ORS 293.316 is pursuant to the provisions of ORS 183.482 to the Court of Appeals.
2. Judicial review under ORS 183.484: Judicial review under ORS 183.484 may be obtained by filing a petition for review within 60 days from the service of this order. A petition for judicial review under ORS 183.484 may be filed in the Circuit Court for Marion County and the Circuit Court in the county in which you reside.
3. A cause of action under Oregon Laws 2005, chapter 1 (Measure 37 (2004)): A present owner of the property, or any interest therein, may file a cause of action in the Circuit Court for the county where the property is located, if a land use regulation continues to apply to the subject property more than 180 days after the present owner made a written demand for compensation.

(Copies of the documents that comprise the record are available for review at the Department's office at 635 Capitol Street NE, Suite 150, Salem, Oregon 97301-2540)