

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, January 10, 2018  
9:00 a.m.

Senator Hearing Room  
555 Court Street NE  
Salem, OR 97305

**PRESENT:** Commissioner Kevin Cameron and Commissioner Sam Brentano. Also present were Bruce Armstrong as county counsel, John Lattimer as chief administrative officer, and Kristy Witherell as recorder.

**ABSENT:** Commissioner Janet Carlson

Commissioner Cameron called the meeting to order at 9:00 a.m.

**PUBLIC COMMENT**

None.

**CONSENT**

*(Video Time 00:01:01)*

BUSINESS SERVICES

Approve recommendations for the following:

- Establish and adopt one classification, Information Technology Deputy Director;
- Uphold pay grades for six classifications; #661, Network Analyst 1; #662, Network Analyst 2; #663, Network Analyst 3; #668, Database Administrator; #669, Database Administrator Senior; and #674, Information Technology Project Manager; and
- Adjust upward pay grade for classification #654, Information Technology Manager.

JUVENILE

Approve Amendment #3 to the Contract for Services with Justice Benefits, Inc. to extend the term through January 31, 2019 and receive \$50,000 in revenue.

PUBLIC WORKS

Approve the Intergovernmental Agreement with Oregon Military Department for \$144,874 for the Emergency Management Performance Grant through June 30, 2018.

**MOTION:** Commissioner Brentano moved for approval of the consent agenda. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

## ACTION

(Video Time 00:03:03)

### INFORMATION TECHNOLOGY

1. Consider approval of a Purchase Order Contract with Cerium Networks for \$285,046.24 for PBX upgrade services at Courthouse and Health Facilities. - Scott Emry & Ken Pearson

#### ***Summary of presentation:***

- Replaces the Health Department and Courthouse phone switches;
- Will extend the life of the system five to seven years;
- Replaces voicemail system countywide;
- Technology shifted 10 years ago with Voice over Internet Protocol (VOIP):
  - The county will need to do an overhaul of the system in five years to switch to VOIP.

**MOTION:** Commissioner Cameron moved for approval of a Purchase Order Contract with Cerium Networks for \$285,046.24 for PBX upgrade services at Courthouse and Health Facilities. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

The commissioners convened at 9:08 a.m.

The commissioners reconvened at 9:30 a.m.

## PUBLIC HEARINGS

**9:30 A.M.**

(Video Time 00:08:40)

### PUBLIC WORKS

A. Public hearing to consider the removal of the dedication of the Mater Dolorosa Cemetery. – Phil Jones

#### ***Summary of presentation: (See attachment A)***

- On July 17, 2017 a petition was filed requesting the removal of the dedication of Mater Dolorosa Cemetery and to vacate all streets created by the plat;
- Petition states that the cemetery is located within Marian Estates Senior Living Community property;
- The cemetery does not house any remains;
- The public roads within the cemetery have not been developed;
- The dedication, removal, and vacation of the cemetery is necessary to clear title to the property in order to obtain funding for Marian Estates;
- The cemetery is a .62 acre parcel of land, which was created on April 6, 1964;
- The cemetery contains 84 lots with six gravesites per lot:
  - Surrounded by public alleys and walkways ranging from 2.5 feet to seven feet in width; and
  - 16 foot wide public roadway and walkway combination runs through the east west center line of the cemetery property, ending at 30 foot radius cul-de-sac at the west end.

- The approximate location of the cemetery is adjacent to the east end of Division Street, in the center of Marian Estates Senior Living property;
- A search of the Surveyor's Office reveals no record of any previous dedication removal or vacation of the cemetery;
- Petition states that there are currently five residential buildings owned and operated by Marian Estates on the cemetery property;
- The remaining property is used by common space for the residents;
- A visual inspection of the cemetery property was made confirming the existence of the residential buildings, along with an access road and a portion of a parking lot;
- Petitioner provided a copy of a letter by Weddle Funeral Home, Inc. stating that in October 1982, all bodies buried in the cemetery were disinterred and moved to St. Boniface Cemetery in Sublimity;
- Petition provided copies of permits issued by the Oregon State Health Division, who disinterred, transported, and reinterred the remains of 11 bodies;
- Mr. Jones received a letter from the attorney's office who represents the petitioner and it gives a broader context of the issues (*Exhibit A*);
- On January 3, 2018, Public Works Department received two letters from the Oregon Commission on Historic Cemeteries, which is part of the Oregon State Parks and Recreation Department:
  - Letter states that Mater Dolorosa Cemetery is a historic cemetery;
  - The area falls under state archeology laws and any future development would require consultation with the Oregon Commission on Historic Cemeteries and develop a burial discovery plan for ground disturbing work:
    - The areas in and around the cemetery have already been developed and are being used for other purposes; and
    - The Oregon Commission on Historic Cemeteries is not opposed to removal of the cemetery dedication.
- There are no other objections to the proposed dedication, removal, or vacation that had been received prior to this meeting;
- There is no fiscal impact; and
- No impacts to county departments or external entities.

*Testimony:*

*Support:*

Margaret Gander-Vo, Saalfeld Griggs:

- This is a straight forward vacation of a somewhat forgotten cemetery plat; and
- This vacation will allow the property records to accurately reflect the current use of the property.

***Board discussion:***

- The commissioners believe this is blessed ground;
- If there were native remains that were found on the property, it would be treated differently than how the cemetery is being treated;

- The commissioners are wanting a letter from the archdiocese or the parish signing off and okaying the vacation and removal of the cemetery; and
- The commissioners want to make sure the cemetery is no longer considered hallowed ground.

Scott Ness, Santé Partners, LLC.:

- Has communicated with Kim Zuber and Friar Paul from St. Boniface Church regarding the cemetery dedication and removal and they have no opposition to it:
  - Will provide a letter to the commissioners stating their support.

*Opposition:*

Steve States: (*Exhibit B*)

- Mater Dolorosa was established in early 1900's;
- Three burials in the cemetery in 1978;
- The bodies that were exhumed were from the 1970's, but none from 1978:
  - Would like to know what happened to the three bodies that were buried in 1978.
- Is working on the premise of where a plat of .64 acres was made for the Servite Sisters and filed on April 6, 1964;
- Information from Weddle Funeral Home states that the bodies were disinterred in 1982;
- The plat may have said that the .64 acres was Mater Dolorosa, but Mr. States' assumption is that this acreage was set aside in addition to the original cemetery;
- No one exactly knew where the Mater Dolorosa Cemetery was and it is pretty evident that there are many Native Americans buried there with unmarked graves;
- The actual death certificate of Sister M. Romana (Theresa) states that she was buried in St. Boniface Cemetery in 1958, yet another conflicting document states that she was disinterred from Mater Dolorosa Cemetery in 1982;
- Sister Benitia Ziegler was buried in Mater Dolorosa in 1962 and in 1982 disinterred and reinterred in St. Boniface Cemetery in 1982:
  - Death certificate has burial place as St. Boniface Cemetery in 1958.
- Due to conflicting documents, it should be enough information to deny the vacation of the cemetery until more information is known about whether other bodies are still buried there;
- Ground penetrating radar would need to be done in order to know for sure:
  - Would like a nonbiased company to conduct the ground penetrating radar; and
  - Other grounds of Marian Estates needs to be investigated for remains of Native American's and Indigents.
- In 1986, the owners of Marian Estates built a 4-plex and paved over a large portion of the cemetery;
- There are photographs of the gravesites before they were disinterred to St. Boniface;
- There are three headstones for Collins, Wiley, and Seeber that are off in the trees of St. Boniface Cemetery lying on top of the ground;
- Every headstone in Sublimity gives a date of birth and date of death:
  - With the 11 headstones that were disinterred, they have a year of birth and year of death.

- Was not allowed to go through the archives and search for the death records for any of the people who were buried in the 1970's because they haven't been dead for more than 50 years:
  - The county may be able to get Vital Statistics to search for them and look for the actual death records.

*Support:*

Margaret Gander-Vo:

- The petitioner does not have the documents that Mr. States suggested having;
- Ms. Gander-Vo requested that the record be left open, but close the public hearing so the petitioner can respond to the additional evidence in detail;
- The petitioner does not have details of any burials at Mater Dolorosa in 1978:
  - Believes it is unlikely any burials happened after 1975.
- Will respond to the death records formally after the public hearing is closed;
- Believes that what is being proposed is a burden of proof that isn't grounded in the criteria;
- The petitioner is focusing on the vacation of the plat; and
- The additional work proposed seems excessive and isn't grounded in the criteria that are appropriate for this type of vacation.

***Board discussion:***

- Commissioner Brentano has lived in Sublimity for a long time:
  - Watched the disinterment happening, which bothered him for a long time;
  - It was Commissioner Brentano's understanding that the interments were very old, not 20 years old; and
  - Would like to know that there are no other burials on the .64 acre cemetery.
- The petitioner supplied some history of the cemetery in the packet;
- The property was privately owned and used for farming prior to the 1950's; and
- There is no indication that this site was used as a burial ground in the 1900's more than any other site in Marion County.

*Opposition:*

Steve States:

- The only way to find out if there were bodies buried in 1978 is to get a waiver from the State Registrar through Vital Statistics.

*Support:*

Alan Sorem, Saalfeld Griggs:

- Intends to obtain the letter from the archdiocese or parish;
- Would like to review and respond to the new evidence entered into the record; and
- Would recommend taking two weeks to look over the new materials.

**Board discussion:**

- Legal Counsel recommends continuing the hearing.

**MOTION:** Commissioner Brentano moved to continue the hearing for January 17, 2018. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

B. Public hearing to consider the vacation of all public streets, alleys, and walkways created by the plat of the Mater Dolorosa Cemetery. – Phil Jones

**MOTION:** Commissioner Brentano moved to continue the hearing for January 17, 2018. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

Commissioner Cameron read the calendar.

Commissioner Cameron adjourned the meeting at 10:19 a.m.

Not Present At Meeting

CHAIR




COMMISSIONER




COMMISSIONER

Board Sessions can be viewed on-line at <http://www.youtube.com/watch?v=VYF8Y6U7178>.




**Mater Dolorosa Cemetery  
Dedication Removal  
and Street Vacation**

**January 10, 2018**



**DEPARTMENT OF PUBLIC WORKS**



**Dedication Removal & Street Vacation  
of Mater Dolorosa Cemetery**

- ⌘ Petition to remove dedication and vacate right-of-way was filed on July 17, 2017.
- ⌘ Mater Dolorosa Cemetery was created by a plat on April 6, 1964.
- ⌘ There are five residential buildings, a private access road, and a portion of a parking lot within the cemetery area.



# Plat of Mater Dolorosa Cemetery

**MATER DOLOROSA CEMETERY**  
IN SECTION 34, T. 21, R. 10, W. 4  
KIDDER, MISSOURI COUNTY, MISSOURI

2/21

**SURVEYOR'S CERTIFICATE**

STATE OF MISSOURI  
COUNTY OF BAKER

I, the undersigned, being duly qualified as a surveyor in and for the State of Missouri, do hereby certify that the foregoing plat of the Mater Dolorosa Cemetery, as shown on the plat hereto attached, was by me surveyed and laid out in accordance with the laws of the State of Missouri, and that the same is a true and correct copy of the original plat on file in my office, and that the same is a true and correct copy of the original plat on file in my office, and that the same is a true and correct copy of the original plat on file in my office.

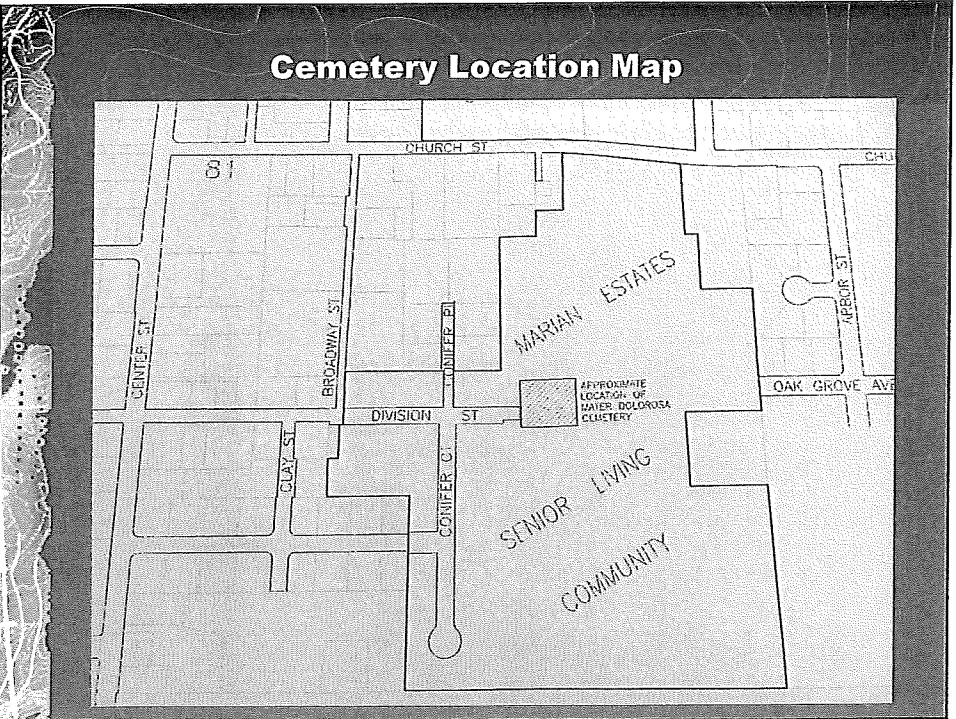
**DECLARATION**

I, the undersigned, being duly qualified as a surveyor in and for the State of Missouri, do hereby declare that the foregoing plat of the Mater Dolorosa Cemetery, as shown on the plat hereto attached, was by me surveyed and laid out in accordance with the laws of the State of Missouri, and that the same is a true and correct copy of the original plat on file in my office, and that the same is a true and correct copy of the original plat on file in my office, and that the same is a true and correct copy of the original plat on file in my office.

STATE OF MISSOURI  
COUNTY OF BAKER

**APPROXIMATE LOCATION OF MATER DOLOROSA CEMETERY**

# Cemetery Location Map





### Aerial View of Mater Dolorosa Cemetery



### View Near West End, Looking East



**View Near East End, Looking West**




**Dedication Removal & Street Vacation  
of Mater Dolorosa Cemetery**

- ⌘ Petitioner provided documentation of eleven burials disinterred and moved to St. Boniface cemetery.
- ⌘ No objections to the proposed vacation have been received prior to this meeting.



**Public Works Department**  
**Recommendation**



**Grant the dedication removal of Mater Dolorosa Cemetery and the vacation of the public streets, alleys and walkways, vesting the right-of-way to the Marian Estates Senior Living Community property.**

Exhibit A

## MEMO

To: Marion County Board of Commissioners  
From: Margaret Gander-Vo  
cc: Phil Jones  
Date: January 9, 2018  
Re: Mater Dolorosa Vacation  
Our File No: 00000-27323



Dear Commissioners:

My office represents Sante Partners, LLC (my "*Client*"), which is working with Ernmaur, Inc. (the "*Applicant*") in its application to vacate the Mater Dolorosa Cemetery located in Sublimity, Oregon. On January 3, 2018, we received notice from the County Surveyor's office that the Oregon Commission on Historic Cemeteries had submitted two letters regarding the vacation application.

In light of these letters, and in order to provide additional information regarding the background of the application, I am submitting the attached narrative explanation. I hope that this narrative will give greater context and structure to the information already in the record. While this is a Board Action, and not a Land Use Decision, we felt that the format of a staff report might be helpful. I apologize for the delay in submitting this additional evidence, and I hope it is helpful in your deliberations.

Sincerely,

A handwritten signature in cursive script that reads "Margaret Y. Gander-Vo".

MARGARET Y. GANDER-VO  
margaret@sglaw.com  
Voice Message #374

AMS:myg

cc: Phil Jones

Park Place, Suite 300  
250 Church Street SE  
Salem, Oregon 97301  
Post Office Box 470  
Salem, Oregon 97308  
tel 503.399.1070  
fax 503.371.2927  
www.sglaw.com

**Facts:**

1. The subject property is a 0.62 acre parcel of land that is 185 feet long by 147 feet wide and is located within the City of Sublimity.
2. The Mater Dolorosa Cemetery was created by a plat recorded in Volume 21, Page 47, Marion County Book of Town Plats. The plat contains 84 lots and is surrounded by public alleys or walkways ranging from 2-1/2 feet to 7 feet in width. A 16' wide public roadway/walkways runs through the east-west centerline of the cemetery property, ending in a 30' radius cul-de-sac at the west end. The approximate location of the platted area is adjacent to the east end of Division Street and is wholly within the Marian Estates Senior Living Community property. The site contains no remains and is currently developed with residential buildings and roadway improvements.
3. Applicant proposes the vacation of all public streets, alleys, and walkways created by the plat of Mater Dolorosa Cemetery. The proposed change is to clear clouds on title for the subject property.

**Comments:**

4. Applicant placed a weekly public notice in the Statesman Journal beginning on December 13, 2017 through January 3, 2018, and in the Oregonian on December 30, 2017 and December 31, 2017, in compliance with the statutory notice requirements. As a result of these notices the Oregon Commission on Historic Cemeteries, a division of the Oregon Parks and Recreation Department ("**Parks**"), submitted a letter dated January 3, 2018, noting that the owner of the subject property must comply with state archeological laws.
5. In a second letter, also dated January 3, 2018, Parks clarified that after speaking with Scott Ness about the location and the existing residential buildings located on the Mater Dolorosa Cemetery it does not oppose the vacation of the plat.

**Background:**

6. Based on the *Illustrated History of Sublimity* by Henry Strobel, a history drawn from locally gathered photos, notes, church records, state archives, local newspapers, and town historians, the Applicant has been able to assemble the following timeline:
  - a. The Mater Dolorosa Cemetery is located on property that was originally part of the Hassler Farm, which was donated by Minnie Hassler to become the Marian Nursing Home around 1955. Minnie Hassler and several nuns of the Servite Order began carrying for elderly people in an old convent building which had been moved onto her Church Street property in 1948. This facility was incorporated as Marian Auxiliary, Inc. in 1957 as a non-profit organization that was ultimately dissolved in 1975.
  - b. The Mater Dolorosa Cemetery was dedicated on April 6, 1964.
  - c. During the operation of the Marian Nursing Home, eleven individuals were buried in the Mater Dolorosa Cemetery between 1958 and 1974, including three sisters of the Servite Order who were operating the Marian Nursing Home.
  - d. On October 11, 1982, Weddle Funeral Home received permits to Disinter, Transfer, and Reinter the remains of the eleven individuals buried in the Mater Dolorosa Cemetery.

Applicant submitted a signed affidavit from the President of Weddle Funeral Home, Inc., Robert D. Weddle, dated November 6, 1986, stating that all of the remains buried in the Mater Dolorosa Cemetery were disinterred, transported, and reinterred in the St. Boniface Cemetery in Sublimity, Oregon.

- e. The Marian Nursing Home is now part of Marian Estates, which is owned and operated by Ernmaur, Inc., the applicant.

Based on this information, it is unlikely that the subject property was formally used as a dedicated cemetery prior to the 1960s. While Parks initially questioned whether the subject property still contains unknown burials, it is unlikely that there were any unrecorded burials during the time that the cemetery was serving the Marian Nursing Home. Parks subsequently expressed agreement with this position in its subsequent written comments. Additionally, the subject property is now the location five residential buildings, depictions of which are already in the record, which were developed in conformance with the applicable laws, rules, and regulations, including the state archeological laws. Further, there is no indication that the subject property is any more likely to contain historical artifacts than any other site in the Willamette valley.

**Findings and Analysis:**

7. According to ORS 97.440 the Marion County Board of Commissioners is authorized to issue an order removing a cemetery dedication on a property dedicated for cemetery purposes upon a request made by the corporation that owns or controls the land on which the cemetery is situated.
8. Ernmaur, Inc. is the sole owner of the Mater Dolorosa Cemetery, a plated cemetery located in Sublimity, Oregon.
9. The property platted as Mater Dolorosa Cemetery is not being used for the internment of human remains.

**Conclusion:**

Applicant respectfully requests that the Board order the vacation of the Mater Dolorosa plat without condition.

## Oregon Burial Site Guide Marion County

Name of Cemetery and also known as | Number of burials | Acres | Condition | Date started or earliest known burial | Township | Range | Section

**MARION FRIENDS**  
AKA: 1. FRIENDS  
2. I.O.O.F.  
3. MARION HILL

**C 0.75 1 1891 T9S R2W S29**  
Located 0.5 of a mile to the west and uphill from the town of Marion, on Marion Hill Road. 1890 is the earliest dated stone remaining. {9 June 1989} (Turner 1969-86 USGS Quad. map)

**MASONIC, [GERVAIS]**  
AKA: 1. GERVAIS  
MASONIC

**C 1.5 2 1875 T5S R2W S36**  
Located east of Gervais on the south side of the Gervais-Mt. Angel Road, 0.25 of a mile from OR. Hwy. 99E. There are also many Russian burials here. NOTE: Sacred Heart Cemetery is on the north side of the road. It is on the Theodore C. Poujade D.L.C. #44, OC #2309. {10 April 1988} (Gervais 1957-85 USGS Quad. map.)

**MATER DOLOROSA**

**A 0.2 6 Early 1900 T8S R1W S34**  
Located in Sublimity on Northeast Starr Street. Drive 0.25 of a mile east from Center Street. The burials were off to the left (north) on a private driveway and behind a screen of arbor vitae shrubs. There were at least 3 burials in 1978. A plat of 0.64 acres was made for the Servite Sisters and filed on 6 April 1964, but it appears that only about a third of that was marked off. It is recorded in Town Plat Book Vol. 21, page 47. The cemetery was closed in the 1970's and the graves were removed to St. Boniface Cemetery. This was on the James M. Denny D.L.C. #69, OC #211. (Not shown on Stayton 1969-86 USGS Quad. map.)

**McCOWN, G. W.**

**A 0.01 4 ? T7S R2E S7**  
This lone burial is located on private property (please ask for permission to visit)

Name of Cemetery and also known as | Nu

**McCULLY**  
AKA: 1. MCCULLEY  
2. PARRISH

**MILLER**

**MT. ANGEL**  
AKA: 1. HIGHLAND  
PIONEER  
2. ST. MARY'S

Exhibit B

1900?





60ft

-122.790 44.827 Degrees

Property Identificaton

**Account No.:**

R105523

**Situs Address:**

323 SE DIVISION ST  
 SUBLIMITY, OR 97385

**Map Tax Lot:**

081W34DC00100

**Owner:**

JAN MAUR III LLC  
 390 CHURCH ST SE  
 SUBLIMITY, OR 97385

**Related Accounts:**

**Linked Accounts:**

**Manufactured Home ID:**

**Legal Description:**

SUBLIMITY, BLOCK 21, LOT FR 8,9, ACRES 0.61

**Subdivision:**

86884 SUBLIMITY

[GIS Interactive Viewer](#) [Assessor Map PDF](#)

Owner History



Property Details



**Legal Acreage:**

0.61 acres

**Building Diagram Links:**

None Available

**Mortgage Agent-Lender:**

**Mortgage Account No.:**

**Property Code:**

C49 ⓘ

**Property Class:**

201 ⓘ

**Levy Code Area:**

2918180

**Zoning:**

P (Contact Local Jurisdiction)

**Miscellaneous Code:**

**Plat:**

**Exemption:**

**Exemption Expiration:**

**Land Information:**

ID	Type	Acres	Sq Ft
L1	COM - COMMERCIAL	0.61	26572

**Improvements/Structures:**

ID	Type	Make/Model	Class	Area/Count	Year Built
1	PLEXES				
1.1	MAIN AREA			2912	1986
2	PLEXES				
2.1	MAIN AREA			5280	1986
3	PLEXES				
3.1	MAIN AREA			2489	1954
4	PLEXES				
4.1	MAIN AREA			2366	1954

MARGIN RESERVED FOR BINDING  
 WRITE PLAINLY WITH UNFADING INK—THIS IS A PERMANENT RECORD. EVERY ITEM OF INFORMATION SHOULD BE CAREFULLY SUPPLIED. AGE SHOULD BE STATED EXACTLY. PHYSICIANS SHOULD STATE CAUSE OF DEATH IN PLAIN TERMS, SO THAT IT MAY BE PROPERLY CLASSIFIED.

LOCAL REGISTRAR'S NUMBER		STATE OF OREGON BOARD OF HEALTH -- PORTLAND PUBLIC HEALTH SERVICE		STATE FILE NO. 13379	
4450				DATE RECEIVED NOV 25 1958	
1. NAME OF DECEASED (Type or print all entries in black ink)					
First		Middle		Last	
SISTER M. ROMANA ( THERESA )					
2. PLACE OF DEATH			3. USUAL RESIDENCE (If Institution, give residence before admission)		
A. COUNTY Multnomah			A. STATE Oregon B. COUNTY Marion		
B. CITY, TOWN, OR LOCATION Portland		C. LENGTH OF STAY IN 2B 13 hours		C. CITY, TOWN (If outside corporate limits, so specify) OR LOCATION Sublimity X	
D. NAME OF HOSPITAL (If not in hospital, give street address) OR INSTITUTION St. Vincent's Hosp.			D. STREET ADDRESS, RURAL ROUTE, ETC. None--Marian Home		
4. DATE OF DEATH		5. SEX		6. COLOR OR RACE	
Month 11 Day 10 Year 1958		Female		White	
8. SOCIAL SECURITY NO. None		9. USUAL OCCUPATION (Kind of work done during most of life) Nun		10. KIND OF BUSINESS OR INDUSTRY Convalescent Home	
11. NAME OF SPOUSE None		12. DATE OF BIRTH		13. AGE LAST BIRTHDAY	
Month 10 Day 19 Year 1911		47 Yrs.		IF UNDER 1 YEAR Months 0 Days 21	
14. BIRTHPLACE (State or Foreign Country) Austria		15. WAS DECEASED A CITIZEN OF <input type="checkbox"/> U. S. <input checked="" type="checkbox"/> Foreign Country Austria Name of Country		16. IF DECEASED WAS A VETERAN, WHAT WAR? None	
17. NAME OF FATHER Peter Tuppinger		18. MAIDEN NAME OF MOTHER No Record		19. INFORMANT'S NAME AND RELATIONSHIP TO DECEASED Hospital Record.	
20. CAUSE OF DEATH (ENTER ONLY ONE CAUSE PER LINE IN (A), (B), AND (C))					Interval Between Onset and Death (Years, days, hours, etc.)
PART I: DEATH WAS CAUSED BY: IMMEDIATE CAUSE (A): acute pancreatitis, and tuberc acidosis					
Conditions, if any, which gave rise to above cause (a), stating the underlying cause last ) DUE TO (B):					
DUE TO (C):					
PART II: Other Significant Conditions contributing to Death but not related to the terminal disease or condition given in Part I (a):				21. If deceased was Female, was there a pregnancy in the past 12 months? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown	22. Was an Autopsy performed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
23. WAS DEATH RESULT OF <input type="checkbox"/> Accident <input type="checkbox"/> Suicide <input type="checkbox"/> Homicide		24. IF ACCIDENT, DID INJURY OCCUR <input type="checkbox"/> Yes <input type="checkbox"/> No		25A. PLACE OF INJURY (Such as Farm, Home, Forest, etc.)	
		ARTHUR J. OTOOLE, M.D. Coroner		25B. City County State	
26. TIME OF INJURY		27. DESCRIBE HOW INJURY OCCURRED.			
Hour Minute		By: <i>Edward Lucas</i> Deputy.			
28. CERTIFICATE: I certify that I (attended) (investigated the death of) the deceased from or on <u>Nov 8, 1958</u> to <u>Nov 9, 1958</u> and that the death occurred at <u>12:30a</u> from the causes and on the date stated above.					
<i>Donald P. McBratney M.D.</i> (Signature)		Portland, Oreg. 11/12/58 (Address)		11/12/58 (Date Signed)	
29. RESERVED FOR REGISTRAR'S USE					
30A. DECEASED WILL BE <input checked="" type="checkbox"/> Buried <input type="checkbox"/> Cremated <input type="checkbox"/> Removed <input type="checkbox"/> Other		30B. DATE 11/12/58		30C. NAME OF CREMATORY OR CEMETERY St. Boniface Cemetery, Sublimity, Oreg.	
31. DATE RECEIVED BY LOCAL REGISTRAR NOV 27 1958		32. REGISTRAR'S SIGNATURE <i>Thomas J. ...</i>		33. FUNERAL DIRECTOR'S SIGNATURE AND ADDRESS <i>David ...</i> Stayton, Oregon.	

5870

**APPLICATION AND  
 PERMIT TO DISINTER, TRANSPORT, AND REINTER REMAINS**

FORWARD THIS FORM TO THE STATE HEALTH DIVISION IN TRIPPLICATE. (TWO COPIES WILL BE RETURNED—ONE FOR THE CEMETERY OF REMOVAL, THE OTHER TO ACCOMPANY THE REMAINS TO THEIR DESTINATION.)

NAME OF DECEASED: <i>Sister M. Romana</i>		DATE OF DEATH <i>Nov. 10, 1958</i>
CEMETERY WHERE NOW INTERRED: <i>Mary Dale Rosa Cemetery</i>		DATE OF BURIAL <i>Nov. 12, 1958</i>
CEMETERY RECEIVING REMAINS: <i>St. Emiface Cemetery</i>	REMAINS TO BE (CHECK ONE) <input checked="" type="checkbox"/> REINTERRED <input type="checkbox"/> CREMATED <input type="checkbox"/> STORED	
PERSON REQUESTING DISINTERMENT: <i>Woods Funeral Home</i>	RELATIONSHIP TO DECEASED: <i>Funeral Home</i>	
SIGNATURE OF PERSON IN CHARGE OF DISINTERMENT: <i>[Signature]</i>	ADDRESS: <i>1777 Third Ave. Stayton, Oregon</i>	
PERMISSION IS HEREBY GRANTED TO THE APPLICANT TO DISINTER AND TRANSPORT THE REMAINS NAMED ABOVE PROVIDING THAT THE PROCEDURE BE SUPERVISED BY A LICENSED FUNERAL DIRECTOR, EMBALMER, OR CEMETERY AUTHORITY.		
SIGNATURE OF STATE REGISTRAR: <i>[Signature]</i>	DATE <i>Oct. 11, 1982</i>	PERMIT NO. <i>8280</i>

**THIS COPY RETAINED BY CEMETERY OF REMOVAL**

Form # 7334

MARGIN RESERVED FOR BINDING  
WRITE PLAINLY, WITH UNFADING INK—THIS IS A PERMANENT RECORD. EVERY ITEM OF INFORMATION SHOULD BE CAREFULLY SUPPLIED. AGE SHOULD BE STATED EXACTLY. PHYSICIANS SHOULD STATE CAUSE OF DEATH IN PLAIN TERMS, SO THAT IT MAY BE PROPERLY CLASSIFIED.

LOCAL REGISTRAR'S NUMBER		STANDARD CERTIFICATE OF DEATH				STATE OF OREGON STATE FILE NO.	
20		SISTER BENITIA ZIEGLER				3393	
1. NAME OF DECEASED (Type or print all entries in black ink)		DATE RECEIVED				APR 10 1962	
2. PLACE OF DEATH A. COUNTY		3. USUAL RESIDENCE (If institution, give residence before admission)				Last	
Marion		A. STATE Oregon B. COUNTY Marion				ZIEGLER	
B. CITY, TOWN, OR LOCATION		C. LENGTH OF STAY IN 2B		C. CITY, TOWN (If outside corporate limits, so specify) OR LOCATION			
Sublimity		7 YRS.		Sublimity			
D. NAME OF HOSPITAL (If not in hospital, give street address) OR INSTITUTION		D. STREET ADDRESS, RURAL ROUTE, ETC.					
Marian Nursing Home		-----					
4. DATE OF DEATH		5. SEX		6. COLOR OR RACE		7. MARITAL STATUS	
Month Day Year		Female		White		<input type="checkbox"/> Married <input type="checkbox"/> Widowed <input type="checkbox"/> Divorced <input checked="" type="checkbox"/> Never Married	
March 3, 1962							
8. SOCIAL SECURITY NO.		9. USUAL OCCUPATION (Kind of work done during most of life)		10. KIND OF BUSINESS OR INDUSTRY		11. NAME OF SPOUSE	
None		Nun		None		None	
12. DATE OF BIRTH		13. AGE LAST BIRTHDAY		IF UNDER 1 YEAR		IF UNDER 24 HOURS	
Month Day Year		Yrs.		Months Days		Hours Minutes	
12 25 1895		66		2 8			
14. BIRTHPLACE (State or Foreign Country)		15. WAS DECEASED A CITIZEN OF		16. IF DECEASED WAS A VETERAN, WHAT WAR?			
Czechoslovakia		<input checked="" type="checkbox"/> U. S. <input type="checkbox"/> Foreign Country		Czechoslovakia None			
17. NAME OF FATHER		18. MAIDEN NAME OF MOTHER		19. INFORMANT'S NAME AND RELATIONSHIP TO DECEASED			
No Record		No Record		Sister Confilio			
20. CAUSE OF DEATH (ENTER ONLY ONE CAUSE PER LINE IN (A), (B), AND (C).)							
PART I: DEATH WAS CAUSED BY: IMMEDIATE CAUSE (A): <i>Natural Causes Probably, Coronary Occlusion</i>							
DUE TO (B): <i>Generalized Arteriosclerosis</i>							
DUE TO (C):							
Interval Between Onset and Death (Years, days, hours, etc.) <i>Instantaneous</i>							
Interval <i>years</i>							
PART II: Other Significant Conditions contributing to Death but not related to the terminal disease or condition given in Part I (a):							
21. If deceased was Female, was there a pregnancy in the past 12 months?				22. Was an Autopsy performed?			
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown				<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
23. WAS DEATH RESULT OF		24. IF ACCIDENT, DID INJURY OCCUR		25A. PLACE OF INJURY (Such as Farm, Home, Forest, etc.)		25B. City County State	
<input type="checkbox"/> Accident <input type="checkbox"/> Suicide <input type="checkbox"/> Homicide		<input type="checkbox"/> At Work <input type="checkbox"/> Not At Work					
26. TIME OF INJURY		27. DESCRIBE HOW INJURY OCCURRED.					
Hour Month Day Year							
28. CERTIFICATE:							
I Certify that I (attempted) (investigated the death of) the deceased from or on <i>March 1962</i> (date) to <i>March 1962</i> (date) and that the death occurred at <i>Sublimity, Oregon</i> (Address) from the causes and on the date stated above.							
<i>William A. Smith</i> (Signature) <i>Health Officer Marion County</i> (Title) <i>Sublimity, Oregon</i> (Address) (Date Signed)							
29. RESERVED FOR REGISTRAR'S USE							
30A. DECEASED WILL BE		30B. DATE		30C. NAME OF CREMATORY OR CEMETERY		30D. LOCATION (City or Town) State	
<input checked="" type="checkbox"/> Buried <input type="checkbox"/> Cremated <input type="checkbox"/> Removed <input type="checkbox"/> Other		3/5/1962		St. Bonaface Cer.		Sublimity, Oregon	
31. DATE RECEIVED BY LOCAL REGISTRAR		32. REGISTRAR'S SIGNATURE		33. FUNERAL DIRECTOR'S SIGNATURE AND ADDRESS			
4/5/62		<i>X.B. Sawell</i>		<i>Wendell E. Weddle</i> Stayton, Oregon			

FORM 7334

420.1



APPLICATION AND  
 PERMIT TO DISINTER, TRANSPORT, AND REINTER REMAINS

FORWARD THIS FORM TO THE STATE HEALTH DIVISION IN TRIPPLICATE. (TWO COPIES WILL BE RETURNED—ONE FOR THE CEMETERY OF REMOVAL, THE OTHER TO ACCOMPANY THE REMAINS TO THEIR DESTINATION.)

NAME OF DECEASED: Sister Agnes		DATE OF DEATH April 30, 1966
CEMETERY WHERE NOW INTERRED: Mother Dol Rosa Cemetery		DATE OF BURIAL April 29, 1966
CEMETERY RECEIVING REMAINS: St. Boniface Cemetery	REMAINS TO BE (CHECK ONE) <input checked="" type="checkbox"/> REINTERRED <input type="checkbox"/> CREMATED <input type="checkbox"/> STORED	
PERSON REQUESTING DISINTERMENT: Weddle Funeral Home	RELATIONSHIP TO DECEASED: Funeral Home	
SIGNATURE OF PERSON IN CHARGE OF DISINTERMENT: <i>[Signature]</i>		ADDRESS: 1777 Third Ave. Stayton, Oregon
PERMISSION IS HEREBY GRANTED TO THE APPLICANT TO DISINTER AND TRANSPORT THE REMAINS NAMED ABOVE PROVIDING THAT THE PROCEDURE BE SUPERVISED BY A LICENSED FUNERAL DIRECTOR, EMBALMER, OR CEMETERY AUTHORITY.		
SIGNATURE OF STATE REGISTRAR <i>[Signature]</i>	DATE Oct 11, 1982	PERMIT NO. 8281

THIS COPY RETAINED BY CEMETERY OF REMOVAL

HS-8 (2-81)  
 SP 32899-333

*Cemetery* 3

APPLICATION AND  
 PERMIT TO DISINTER, TRANSPORT, AND REINTER REMAINS

FORWARD THIS FORM TO THE STATE HEALTH DIVISION IN TRIPPLICATE. (TWO COPIES WILL BE RETURNED—ONE FOR THE CEMETERY OF REMOVAL, THE OTHER TO ACCOMPANY THE REMAINS TO THEIR DESTINATION.)

NAME OF DECEASED: Sister Bernita Ziegler		DATE OF DEATH March 3, 1962
CEMETERY WHERE NOW INTERRED: Mother Dol Rosa Cemetery		DATE OF BURIAL March 5, 1962
CEMETERY RECEIVING REMAINS: St. Boniface Cemetery	REMAINS TO BE (CHECK ONE) <input checked="" type="checkbox"/> REINTERRED <input type="checkbox"/> CREMATED <input type="checkbox"/> STORED	
PERSON REQUESTING DISINTERMENT: Weddle Funeral Home	RELATIONSHIP TO DECEASED: Funeral Home	
SIGNATURE OF PERSON IN CHARGE OF DISINTERMENT: <i>[Signature]</i>		ADDRESS: 1777 Third Ave. Stayton, Oregon 97363
PERMISSION IS HEREBY GRANTED TO THE APPLICANT TO DISINTER AND TRANSPORT THE REMAINS NAMED ABOVE PROVIDING THAT THE PROCEDURE BE SUPERVISED BY A LICENSED FUNERAL DIRECTOR, EMBALMER, OR CEMETERY AUTHORITY.		
SIGNATURE OF STATE REGISTRAR <i>[Signature]</i>	DATE Oct. 11, 1982	PERMIT NO. 8282

THIS COPY RETAINED BY CEMETERY OF REMOVAL

HS-8 (2-81)  
 SP 32899-333

Smith, John N. (1929-1988)	12	36	53	Born May 28 Died May 5
Gries, Nettie Van Handle (1903-1985)	12	37	54	Born May 12 Died Jan 21
Gries, Peter J. (1901-1964)	12	37	55	Born Nov. 28 Died Mar. 30
Ragsdale, Susan Marie (1950-1964)	12	38	56	Born July 12 Died Apr 30 "Our
VanHandel, Martin (1898-1964)	12	39	57	B. Sep 7, D. May 10
Unknown	13	1	1	
Ahern, Ceelia Marie (1974)	13	2	2	91 Years 3 months 25 days
Unknown	13	3	3	
Lane, Alice (1971)	13	4	4	11-Dec
Kelly, Ella H. (1889-1970)	13	5	5	
Seeber, James (1901-1970)	13	6	6	
Collins, Victor (1895-1970)	13	7	7	
Reilly, Thomas J. (1886-1969)	13	8	8	
Birkholz (1944) (Infant)	13	N	9	
Minden (1946) (Infant)	13	N	10	Daughter of Adeline Riesterer
Beitel, Gertrude (1918-1919) (Infant)	2B	1	1	Born Sep 12 Died Feb 5 Daughter
Schumacher, Dora (1912-1919)	2B	2	2	
Miller, Norman H. (1935-1938)	2B	3	3	Born Dec Died April
Zuber, Laurence (L.A.W.) (1912-1919)	2B	3	4	
Beitel, Rose L.M. (1921 - 1922) (Infant)	2B	5	5	Born Sep 21 Died Jan 23 Daughte
Minden, Bernice Joan (1928-1940)	2B	6	6	

*NON LONGE - WEDGELL*



Hi Steve,

I talked with Phil Jones at the county.

There is currently no permit to do work at this location. In fact the work here already happened years ago with a road sidewalks and structures built. The removal of the dedication of the use of the land as a cemetery is being completed for refinancing of the property.

The Oregon Commission on Historic Cemeteries cannot stop the removal of the dedication. **We are going to send a letter for the record informing the county and the property owners that state archaeology laws apply and before they do any ground disturbance on the property, they must an inadvertent discovery plan that involves coordination with the tribes (including CTGR).**

**I have coordinated this letter with the State Archaeologist on the CTGR archaeologist.**

Thank you again for informing the commission of this action.

Kuri Gill