



# SUPPLEMENTAL INFORMATION SUBMITTED

Submitted on: 6-5-07

Taken By: SJR

SUPPLEMENTAL INFORMATION HAS BEEN RECEIVED BY THIS OFFICE IN REGARDS TO THE FOLLOWING:

**BP#** \_\_\_\_\_

**PA#** 067246

**SP#** \_\_\_\_\_

**SI#** \_\_\_\_\_

Mc  
Petersdorf

**OTHER:** \_\_\_\_\_  
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**Michael E. Farthing**  
**Attorney at Law**

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June 5, 2007

Lane County Board of Commissioners  
% Kent Howe, Planning Director  
Lane County Land Management Division  
Lane County Courthouse/PSB  
125 E. 8<sup>th</sup> Avenue  
Eugene, OR 97401

Re: Darrell J. Petersdorf, Sr., Claimant  
Map No. 17-05-06, Tax Lot 2400 / Map No. 17-06-01, Tax Lot 2000  
**PA 06-7246**

Dear Board:

This Claim was continued from its original May 22 hearing date in order to allow further research and analysis of the current status of the Trust and its relationship to the original trustor, Darrell J. Petersdorf, Sr. In the initial report, the staff suggests that because of a change in trustees as evidenced by affidavits of successor trustees submitted with the original application, the Trust is considered a new owner and Darrell J. Petersdorf, Sr. no longer has an ownership interest in the Trust. This is not an accurate characterization of the current status of the Trust and does not reflect the true ownership of the Trust.

I have discussed this matter with the drafter of the Trust, Scott Schultz, who explained that the Trust is a "grantor" trust and that it continues to be the owner of the property through its original trustor, Darrell J. Petersdorf, Jr. The fact that there are successor trustees does not alter the ownership of the property nor does it alter Mr. Petersdorf's ownership interest in the real property. According to Mr. Schultz, the successor trustees, Vickie Bradfield and Darrell Petersdorf, Jr., do not have any ownership interest in the property.

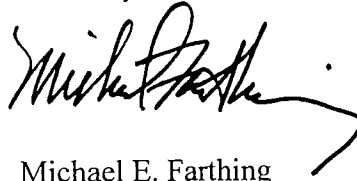
As he explained, if either one of them was to get into a serious accident that injured other people and which exposed them to a potential lawsuit, the Trust-owned property would not be exposed to liability by reason of their role as successor trustees. On the other hand, Mr. Schultz explained that if Darrell J. Petersdorf, Sr. was involved in a serious accident that exposed him to civil liability, the trust asset in the form of the family farm that was submitted into the Trust by him would be exposed to attachment and satisfaction of any judgement that might be entered against him as an individual.

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Further, from a tax perspective, it is Mr. Petersdorf, Sr.'s social security and tax ID number which continues to be the ID number for the Trust. The Trust is taxed through Mr. Petersdorf. This is because the Trust is revocable by Mr. Petersdorf, Sr. He, and he alone, can revoke the Trust and take the property back in his individual name.

Because of conflicting schedules, I have not been able to coordinate with Mr. Schultz to obtain a letter directly from him at this point in time. He is preparing such and I hope to submit it on or before Friday, June 8 as further support for his and my opinion that there has been no change in ownership since Mr. Petersdorf acquired the property with his now deceased wife in 1959. In all other respects, we believe the Claim is valid and should be approved for a waiver.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael E. Farthing", with a long horizontal flourish extending to the right.

Michael E. Farthing

MEF/aeg

cc: Vickie Bradfield  
Scott Schultz