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ENTERED
JUL 25 2007
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STATE OF OREGON
MARION COUNTY COURTS
JUL 25 2007
FILED

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MARION

STATE OF OREGON, ex rel. HARDY
MYERS, Attorney General of Oregon,

Plaintiff,

v.

FARHAD MONEM AKA "FRED" MONEM
AND KAREN MONEM; JAMM, INC.;
LAROMO, LLC; AND M AND K
REVOCABLE TRUST;

Defendants.

Case No.: 07C17510

COMPLAINT

(RACKETEER INFLUENCED AND CORRUPT
ORGANIZATION ACT, ANTITRUST; MONEY
HAD AND RECEIVED; UNJUST
ENRICHMENT)

CLAIMS NOT SUBJECT TO MANDATORY
ARBITRATION

THE PARTIES

1.

Plaintiff Hardy Myers is Attorney General of Oregon.

2.

Defendant Farhad Monem (Monem) was an employee of the Oregon Department of
Corrections (ODOC), a state agency, where he was a public servant of the State of Oregon
(State) and authorized to negotiate food purchases.

3.

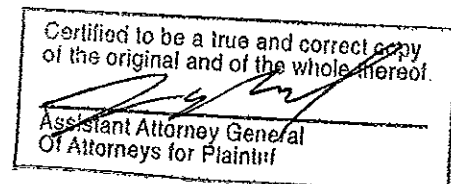
Defendant Karen Monem (Karen Monem) is Monem's wife.

4.

Defendant Jamm, Inc. is an Oregon corporation.

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1 Defendant Laramo, LLC (Laramo) is an Oregon limited liability corporation.
2
3 Defendant M and K Revocable Trust is a trust created by Defendants Monem and Karen
4 Monem.
5
6
7
8
9 Levin & Lawrence, Inc., also doing business as Michael Levin Trading, and as L & L,
10 Inc., is a California corporation which is a wholesale distributor of food. Levin and Lawrence
11 Inc. is referred to herein as L & L, Inc. L & L, Inc. obtains food from manufacturers and resells
12 it to customers such as ODOC.
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5. Defendant Laramo, LLC (Laramo) is an Oregon limited liability corporation.

6.

7. THE CO-CONSPIRATORS

8.

9. Levin & Lawrence, Inc., also doing business as Michael Levin Trading, and as L & L, Inc. is referred to herein as L & L, Inc. L & L, Inc. obtains food from manufacturers and resells it to customers such as ODOC.

10. Michael Levin (Levin) and William Lawrence (Lawrence) are the owners of L & L, Inc.

11. Howard Roth (Roth) is an account manager employed by L & L, Inc. Roth handled sales to ODOC for L&L, Inc.

12. Douglas Levene (Levene) was a salesperson for Twenty First Century Supply Inc., (Twenty First Century), owner of MRB, L.L.C., (MRB) and arranged for food sales to ODOC.

13. FACTUAL ALLEGATIONS COMMON TO ALL CLAIMS FOR RELIEF

14. ODOC is a state agency. Through its "spot buy program," ODOC buys food to feed prisoners in correctional facilities ODOC operates.

15. ODOC is a state agency. Through its "spot buy program," ODOC buys food to feed prisoners in correctional facilities ODOC operates.

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11.

At a specific time unknown to the State but no later than 2003, Levin, Lawrence, Roth, and L & L, Inc. (jointly referred to as the co-conspirators) and defendant Monem reached an unlawful agreement whereby defendant Monem would secretly receive a portion of the money ODOC paid to L & L, Inc. for sales of food to ODOC that defendant Monem negotiated and approved. In exchange for the pecuniary benefits conferred on defendant Monem by the co-conspirators, defendant Monem unlawfully agreed to use his position as a public servant to cause ODOC to purchase food from the co-conspirators.

12.

Pursuant to the unlawful agreement alleged in paragraph 11, defendant Monem used his position as a public servant to cause ODOC to purchase food from L & L, Inc. As provided in the agreement and as alleged more specifically below, the co-conspirators paid money to defendant Monem in exchange for the exercise of defendant Monem's purported authority as a public servant. In making the payments, the co-conspirators meant to influence and reward defendant Monem, and to ensure future sales of food by the co-conspirators to ODOC.

13.

Until August, 2004, the co-conspirators paid cash to defendant Monem. The co-conspirators made each payment from funds paid by ODOC to the co-conspirators for purchases of food defendant Monem arranged.

14.

In August 2004, the co-conspirators paid defendant Monem approximately \$12,000 in cash pursuant to the unlawful agreement alleged in paragraph 11.

15.

To further conceal their scheme, Levin or Lawrence asked defendant Monem to form a corporation to receive future payments. Defendants Monem and Karen Monem agreed to form a corporation to conceal their unlawful agreement with the co-conspirators. In September 2004,

1 defendants Monem and Karen Monem formed an Oregon corporation, defendant Jamm, Inc.
2 Defendant Karen Monem was named President and Secretary of defendant Jamm, Inc.
3
4 From the incorporation of defendant Jamm, Inc. until the execution of search warrants by
5 federal authorities in January 2007, the co-conspirators made payments pursuant to the unlawful
6 agreement alleged in paragraph 11 to defendant Jamm, Inc. for the benefit of defendants Monem
7 and Karen Monem. The payments were made by checks drawn on an account or accounts in the
8 name of L & L, Inc. and made payable to defendant Jamm, Inc.
9
10 Between August 2004 and January 2007, the co-conspirators paid defendants Monem,
11 Karen Monem, and Jamm, Inc. at least \$532,000. During the same period, ODOC paid over four
12 million dollars for food to the co-conspirators. All of the sums the co-conspirators paid to
13 defendants Monem, Karen Monem, and Jamm, Inc. were originally paid by ODOC in exchange
14 for food.
15
16 To further conceal the scheme, Roth, with the approval of Levin and Lawrence, created
17 false invoices in the name of defendant Jamm, Inc. to make it appear that defendant Jamm, Inc.
18 had provided legitimate consulting services to L & L, Inc. for which L & L, Inc. owed payments
19 to defendant Jamm, Inc. Defendant Jamm, Inc. performed no legitimate consulting services for
20 L & L, Inc. All payments by L & L, Inc. to defendant Jamm, Inc. were made instead pursuant to
21 the unlawful agreement alleged in paragraph 11.
22
23 Defendants Monem and Karen Monem formed another Oregon company, defendant
24 Laramo, in August 2005. Defendants Monem and Karen Monem caused funds from defendant
25 Jamm, Inc. to be paid to defendant Laramo. Defendant Karen Monem is listed as the manager of
26 defendant Laramo. Lawrence and Roth are also members of Laramo. Through defendant

1 Laramo, defendants Monem and Karen Monem purchased certain real property, including the
2 real property identified in attached Exhibit A.

3 20.

4 In 2000, Levene and defendant Monem reached an unlawful agreement whereby
5 defendant Monem would receive payments related to food sales involving Levene and ODOC.

6 21.

7 Defendants Monem or Karen Monem or their relatives received cash payments from
8 Levene from some time in 2000 continuously through December 2006.

9 22.

10 In addition to cash, defendant Karen Monem used credit cards Levene provided to her to
11 purchase personal items and pay for personal expenses. Defendant Karen Monem also received
12 payments by checks payable either to her personally or to defendant Jamm, Inc.

13 23.

14 Defendants Monem and Karen Monem provided no lawful services for any of these funds
15 received from Levene. The amount they received from Levene totaled over \$600,000.

16

17 **FIRST CLAIM FOR RELIEF**

18 **(Unlawful participation in racketeering activity in violation of ORS 162.720(3))**

19 24.

20 The State incorporates and realleges paragraphs 10 through 23.

21 25.

22 The Attorney General is authorized by ORS 166.725 (5) and ORS 166.725 (8) to bring
23 this claim for relief.

24 26.

25 Beginning at a time unknown to the State but no later than 2000 and continuously
26 through January, 2007, an "enterprise" as defined in ORS 166.715 (2) existed. The enterprise

1 consisted of an association in fact between and among the co-conspirators, Levene, defendants
2 Monem, Karen Monem, Jamm, Inc., Laramo, and other persons and entities as yet unknown to
3 the State.

4 27.

5 Beginning at a time unknown to the State but no later than 2003, and continuously
6 thereafter through January, 2007, the enterprise engaged in a pattern of racketeering activity as
7 defined in ORS 166.715 (4) consisting of two or more incidents of racketeering conduct more
8 particularly alleged in subparagraphs (a) – (h) below and as further detailed in Exhibit B to this
9 Complaint. The incidents of racketeering activity have the same or similar intents, results,
10 accomplices, victims or methods of commission or otherwise are interrelated by distinguishing
11 characteristics, including a nexus to the same enterprise, and are not isolated. Each incident of
12 racketeering activity included conduct constituting the following crimes:

13 a. Conspiracy to commit bribe giving and receiving. Between 2000 and January,
14 2007, the co-conspirators, Levene, defendants Monem, Karen Monem, Jamm, Inc., Laramo and
15 other persons and entities yet unknown to the State conspired as described in ORS 161.450 to
16 engage in conduct constituting the crimes of bribe giving as described in ORS 162.015, a Class B
17 Felony, and bribe receiving as described in ORS 162.025, a Class B Felony.

18 b. Bribe Giving Incident Number 1. In August 2004, Levene, Lawrence and Roth
19 conferred on defendants Monem and Karen Monem approximately \$12,000 in cash with the
20 intent to influence defendant Monem's actions, decisions, or exercise of discretion in his official
21 capacity as a public servant employed by ODOC. The conduct alleged in this subparagraph
22 constitutes the crime of Bribe Giving as described in ORS 162.015.

23 c. Bribe Giving Incidents Numbers 2 - 28. From September 2004 through
24 December 22, 2006, Levene, Lawrence and Roth conferred on defendants Monem, Karen
25 Monem and Jamm, Inc. approximately \$520,000 in the form of 28 checks drawn payable to
26 defendant Jamm, Inc. from the co-conspirators as set forth in attached Exhibit B, with the intent

1 to influence defendant Monem's actions, decisions, or exercise of discretion in his official
2 capacity as a public servant employed by ODOC. Each of the 28 payments constitutes a separate
3 crime of Bribe Giving as described in ORS 162.015. Each payment is a separate incident of
4 racketeering activity.

5 d. Bribe Giving Incident Number 29. From 2000 through 2006, Levene conferred
6 on defendants Monem and Karen Monem not less than \$600,000, with the intent to influence
7 defendant Monem's actions, decisions, or exercise of discretion in his official capacity as a
8 public servant employed by ODOC. Each payment constitutes a crime of Bribe Giving as
9 described in ORS 162.015. Each payment is a separate incident of racketeering activity.

10 e. Bribe Receiving Incident Number 1. In August 2004, defendants Monem and
11 Karen Monem accepted approximately \$12,000 in cash from Levene, Lawrence and Roth upon
12 the agreement and with the understanding that defendant Monem's actions, decisions, or exercise
13 of discretion in his official capacity as a public servant employed by ODOC would be and were
14 influenced by the payment. The conduct alleged in this subparagraph constitutes the crime of
15 Bribe Receiving as described in ORS 162.025(1) (b).

16 f. Bribe Receiving Incidents Numbers 2 - 28. From September 2004, through
17 December 22, 2006, defendants Monem and Karen Monem accepted approximately \$520,000 in
18 the form of 28 checks drawn payable to defendant Jamm, Inc. from the co-conspirators as set
19 forth in attached Exhibit B, with the agreement and understanding that defendant Monem's
20 actions, decisions, or the exercise of discretion in his official capacity as a public servant
21 employed by ODOC would be and were influenced by the payments. Each of the 28 payments
22 alleged in this subparagraph constitutes a separate crime of Bribe Receiving as described in ORS
23 162.025(1) (b). The acceptance by defendant Monem of each payment is a separate incident of
24 racketeering activity.

25 g. Bribe Receiving Incident Number 29. Between 2000 and 2006, defendants
26 Monem and Karen Monem accepted at least \$600,000 in cash from Levene with the agreement

1 and understanding that defendant Monem's actions, decisions, or the exercise of discretion in his
2 official capacity as a public servant employed by ODOC would be and were influenced by the
3 payment. The conduct alleged in this subparagraph constitutes the crime of Bribe Receiving as
4 described in ORS 162.025(1) (b).
5 h. Theft by Deception. Between 2003 and January, 2007, with the intent to defraud
6 the State of the value of the salary the State agreed to pay him in exchange for his honest
7 services, defendant Monem unlawfully took that salary by engaging in secret unlawful dealings
8 in the exercise of his official discretion and by failing to correct the State's false impression that
9 his exercise of official discretion was free from any personal pecuniary interest. The conduct
10 alleged in this subparagraph constitutes the crime of theft by deception as described in ORS
11 164.015 and ORS 164.085(1) (a) and (b).

12
13 **SECOND CLAIM FOR RELIEF**

14 (Unlawful investment of proceeds of a racketeering activity in violation of ORS
15 162.720(1))

16 28.

17 The State incorporates and realleges paragraphs 10 through 27.

18 29.

19 The racketeering activity alleged in paragraphs 24 to 27 yielded proceeds, including but
20 not limited to, all of the sums paid by the co-conspirators to defendants Monem, Karen Monem,
21 and Jamm, Inc., all of the amount paid by ODOC to L&L, Inc., and all of the sums transferred
22 from defendant Jamm, Inc. to Laromo. Beginning at a time unknown to the State but no later
23 than 2000, and continuously thereafter through January, 2007, defendants Monem and Karen
24 Monem either directly or through entities they controlled such as defendant Jamm, Inc. received
25 funds knowing that they were proceeds of the racketeering activity alleged in paragraphs 24 – 27.
26 Defendants Monem and Karen Monem directly and indirectly used and invested those proceeds,

1 to acquire, personal property, and title to and rights, interests, and equity in real property,
2 including the real property described in attached Exhibits A and C through G, in known and
3 unknown entities such as defendants Laramo and M and K Revocable Trust.

4 30.

5 The State is presently unaware of the exact description and nature of all real property or
6 business enterprises defendants acquired as alleged in paragraph 29. The State believes further
7 investigation and discovery will identify the exact description and nature of such real property
8 and business enterprises.

9 **THIRD CLAIM FOR RELIEF**

10 **(Antitrust – Restraint of Trade)**

11 31.

12 The State, acting through its Attorney General, brings this claim under ORS 646.770 and
13 646.780 for recovery of economic damages sustained, equitable relief and penalties.

14 32.

15 The State incorporates and realleges paragraphs 10 through 27.

16 33.

17 Defendants, co-conspirators and other unnamed co-conspirators have engaged in illegal
18 conduct involving interstate trade or commerce.

19 34.

20 Beginning as early as 2000 and continuing until 2007, defendants Monem and Karen
21 Monem, co-conspirators and other unnamed co-conspirators entered into contracts, combinations
22 or conspiracies in unreasonable restraint of trade and commerce in the market for food to be sold
23 to the State.

24 35.

25 These contracts, combinations or conspiracies had the purpose and effect of:

- 26 a. Restraining competition in the marketing and sale of food in the State;

1 Violating State and ODOC purchasing statutes and rules;
2 Restraint competition for ODOC food purchases; and
3 d. Raising the costs of ODOC related to food purchases.
4
5 The contracts, combinations or conspiracies were advanced, facilitated, and enforced
6 through agreements, understandings or concerted actions by and among defendants, co-
7 conspirators and unnamed co-conspirators to:
8 a. Obtain and induce sales to ODOC and avoid competitive procurement
9 requirements;
10 b. Deceive the State about the true cost of the food purchased;
11 c. Provide the State and public officers with false information about purchases; and
12 d. Improperly redirect State funds to defendants' personal benefit.
13
14 The conduct of defendants and co-conspirators constitutes contracts, combinations or
15 conspiracies in restraint of trade or commerce in violation of ORS 646.725.
16
17 As a result of these unlawful contracts, combinations or conspiracies:
18 a. Competition in the food market in the State has been restrained;
19 b. Competition in selling food to the ODOC has been restrained;
20 c. The State has been deprived of the availability of accurate information material to
21 its decisions about the purchase of food; and
22 d. The inducement and creation of overpayments adversely affected the State.
23
24 The State was the target of the unlawful contracts, combinations or conspiracies; and the
25 unlawful conduct of defendants and co-conspirators has had a direct and foreseeable effect on the
26 State's expenditures.

39.

38.

37.

36.

1 **FOURTH CLAIM FOR RELIEF**

2 **(Money Had and Received: Bribe Payments)**

3 40.

4 The State incorporates and realleges paragraphs 10 through 27.

5 41.

6 Defendants are indebted to the State in an amount not less than \$ 1,132,000 for money
7 had and received by defendants that was for the State's use and benefit.

8 42.

9 All of the sums unlawfully transferred to defendants belong to the State.

10
11 **FIFTH CLAIM FOR RELIEF**

12 **(Unjust Enrichment)**

13 43.

14 The State incorporates and realleges paragraphs 10 through 27.

15 44.

16 Defendants subverted the State's public procurement process and fraudulently influenced
17 the contracts.

18 45.

19 The State is entitled to reimbursement for all State funds defendants unlawfully received
20 through the illicit payments.

21
22 **PRAYER FOR RELIEF**

23 WHEREFORE, the State prays for judgment against all defendants as follows:

24 As to all claims for relief:

25 ///

26 ///

1 a. For an order enjoining and restraining all defendants and their officers, agents, servants and employees, and those in active concert or participation with them, from continuing or engaging in the conduct alleged above or other conduct having similar purpose or effect;

2

3 b. For judgment against all defendants jointly and severally in an amount not yet determined but estimated to exceed \$1,132,000;

4

5 c. For such other and further relief as the Court deems just, necessary, and appropriate; and

6

7 d. For the State's costs and disbursements incurred herein.

8

9 On the State's First Claim for Relief under the Oregon Racketeer Influenced and Corrupt Organizations Act (ORS 166.715-166.735), for a judgment:

10

11 a. Pursuant to ORS 166.725 (2), ordering all defendants to forfeit to the State real and personal property, including the proceeds of the racketeering enterprise and money used in the course of, derived from, or realized through the conduct alleged in the complaint, and ordering Monem to forfeit to the State all salary and benefits received as a result of the conduct alleged in the complaint;

12

13 b. Pursuant to ORS 166.725 (5), ordering all defendants to pay to the State reasonably incurred costs of investigation and litigation, including costs of investigation and litigation incurred by the Oregon Department of Justice, ODOC, and the Oregon Department of State Police in the investigation and litigation arising from that investigation;

14

15 c. Pursuant to ORS 166.725 (7) (a), awarding the State against all defendants jointly and severally three times the amount of actual damages sustained by the State, and awarding the State judgment against Monem in an amount three times all benefits and salary he received from the State during the course of conduct alleged in the complaint; and

16

17 d. Pursuant to ORS 166.725 (8), ordering each defendant to pay civil penalties of not less than \$250,000 per violation.

18

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1 On the State's Second Claim for Relief under the Oregon Racketeer Influenced and
2 Corrupt Organizations Act (ORS 166.715-.735), for a judgment:

3 a. Pursuant to ORS 166.725 (2), ordering all defendants to forfeit to the State real and
4 personal property, including the proceeds of the racketeering enterprise and money used in the
5 course of, derived from, or realized through the conduct alleged in this claim for relief;

6 b. Pursuant to ORS 166.725 (5), ordering all defendants to pay to the State reasonably
7 incurred costs of investigation and litigation, including costs of investigation and litigation
8 incurred by the Oregon Department of Justice, ODOC, and the Oregon Department of State
9 Police in connection with the investigation and litigation arising from that investigation;

10 c. Pursuant to ORS 166.725 (7)(a), awarding the State against all defendants jointly
11 and severally three times the amount of damages sustained by the State; and

12 d. Pursuant to ORS 166.725 (8), ordering each defendant to pay civil penalties of not
13 less than \$250,000 per violation.

14 On the State's Third Claim for Relief under Oregon's antitrust statutes (ORS 646.705 et
15 seq.), for a judgment:

16 a. Adjudging and decreeing that all defendants engaged in the alleged conduct and
17 that such conduct is unlawful under ORS 646.725;

18 b. Pursuant to ORS 646.780, awarding the State treble damages against all defendants
19 jointly and severally in a total amount as yet unknown but not less than treble the entire amount
20 the state was induced to disburse, or civil penalties of not less than \$250,000 per occurrence,
21 whichever is greater; and

22 c. For such other and further relief as the court deems just, necessary and appropriate.

23 On the State's Fourth and Fifth Claims for Relief, for a judgment against all defendants
24 jointly and severally in an amount not less than \$1,132,000, up to the entire amount the State was
25 induced to disburse; and

26 ///

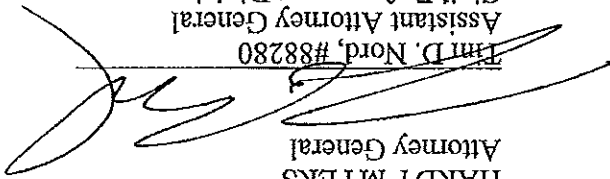
1 On the First, Second and Third Claims for Relief, pursuant to ORS 166.725 (14) (a) and

2 646.760 (1) and 646.770, for the State's reasonable attorney fees.

3 DATED this 27 day of July, 2007.

4 Respectfully submitted,

5
6 HARDY MYERS
7 Attorney General

8 

9 Tim D. Nord, #88280

10 Assistant Attorney General

11 Civil Enforcement Division

12 Oregon Department of Justice

13 1162 Court Street, N.E.

14 Salem, OR 97301-4096

15 503 947-4333

16 503 378-5017 facsimile

17 tim.d.nord@doj.state.or.us

18 Attorneys for Plaintiff

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Exhibit A

Real Property Commonly Known as:
5461 Monterey Dr. Salem, OR 97306-8803

Real Property Description:
SUNSET MEADOWS, PHASE 2, LOT 64, MARION COUNTY, OREGON.

<u>Date</u>	<u>Amount of Checks</u>
September 17, 2004	\$20,000
October 27, 2004	\$21,000
December 6, 2004	\$28,000
December 31, 2004	\$19,000
February 2, 2005	\$14,000
March 2, 2005	\$10,000
March 18, 2005	\$20,000
April 15, 2005	\$10,000
May 27, 2005	\$10,000
June 22, 2005	\$10,000
August 18, 2005	\$20,000
August 29, 2005	\$20,000
September 23, 2005	\$20,000
October 20, 2005	\$22,000
November 25, 2005	\$27,000
January 6, 2006	\$20,000
January 26, 2006	\$12,000
March 1, 2006	\$24,000
March 23, 2006	\$24,000
April 17, 2006	\$18,000
May 19, 2006	\$10,000
June 28, 2006	\$26,000
August 3, 2006	\$15,000
August 11, 2006	\$18,000
September 18, 2006	\$31,000
October 13, 2006	\$12,000
November 28, 2006	\$18,000
December 22, 2006	\$21,000

Exhibit B

Exhibit C

Real Property Commonly Known as:
Lincoln Shore Star Resort, Lot 21

Real Property Description:
LINCOLN SHORE STAR RESORT, LOT 21, DOC200604745

Exhibit D

Real Property Commonly Known as:
Map 11S-3W-03B Tax Lot 2100

Real Property Description:

BEGINNING AT A POINT ON THE WEST LINE 567.7 FEET SOUTH 0° 14' EAST OF THE NORTHWEST CORNER OF THE SOUTH HALF OF THE MATHEW CHAMBERS D.L.C. NO. 40 IN TOWNSHIP 11 SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN; THENCE SOUTH 0° 14' EAST ALONG THE WEST LINE OF SAID CLAIM 486.0 FEET; THENCE NORTH 85° 44' WEST 503.2 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF MARKET ROAD NO. 7; THENCE ON A 603 FOOT RADIUS CURVE TO THE LEFT (THE LONG CHORD OF WHICH BEARS NORTH 55° 56' EAST 413.6 FEET) TO AN IRON PIPE ON SAID RIGHT OF WAY; THENCE NORTH 35° 56' EAST ALONG SAID RIGHT OF WAY 267.8 FEET TO THE PLACE OF BEGINNING.

Exhibit E

Real Property Commonly Known as:

1151 NW Curtis St. Seal Rock, OR 97376

Real Property Description:

Lots 8, 9 and 10, Block 11, SEAL ROCK VIEW, in the County of Lincoln and State of Oregon.

EXHIBIT F

EXHIBIT F to COMPLAINT

Real Property Description:
LOT 1, BLOCK 1, COPPER GLEN, in the City of Salem, Marion County,
State of Oregon.

Exhibit F

Exhibit G

Real Property Description:

BEGINNING AT A POINT ON THE WEST LINE 567.7 FEET SOUTH 0° 14' EAST OF THE NORTHWEST CORNER OF THE SOUTH HALF OF THE MATHEW CHAMBERS D.L.C. NO. 40 IN TOWNSHIP 11 SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN; THENCE SOUTH 0° 14' EAST ALONG THE WEST LINE OF SAID CLAIM 486.0 FEET; THENCE NORTH 85° 44' WEST 503.2 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF MARKET ROAD NO. 7; THENCE ON A 603 FOOT RADIUS CURVE TO THE LEFT (THE LONG CHORD OF WHICH BEARS NORTH 55° 56' EAST 413.6 FEET) TO AN IRON PIPE ON SAID RIGHT OF WAY; THENCE NORTH 35° 56' EAST ALONG SAID RIGHT OF WAY 267.8 FEET TO THE PLACE OF BEGINNING.