

1                                   **IN THE MUNICIPAL COURT OF THE CITY OF SALEM**  
2                                   **COUNTY OF MARION - STATE OF OREGON**

3  
4   IN THE MATTER OF AN                                    )  
5    ) **Case No.: 21-122759-00-CC**  
6    )  
7   APPLICATION FOR AN                                    ) **AFFIDAVIT IN SUPPORT**  
8   ADMINISTRATIVE WARRANT                            ) **OF AN ADMINISTRATIVE**  
9    ) **WARRANT**  
10  
11   STATE OF OREGON                                    )  
12    ) ss.  
13   COUNTY OF MARION                                 )

14                    I, Anthony Hinkle, being first duly sworn upon oath, hereby declare under penalty  
15                    of perjury that the following information is true and accurate to the best of my  
16                    information and belief:

- 17  
18            1. I am a sworn Reserve Police Officer and a Code Enforcement Officer II with the  
19            City of Salem, and have been employed as such for the past four (4) years. I  
20            have Reserve Police Officer and Code Compliance continued training and  
21            education through the Salem Police Department and the City of Salem  
22            Community Development Code Compliance Division, as well as with the Oregon  
23            Code Enforcement Association. I am authorized and responsible for enforcing  
24            the Salem Revised Code (SRC) including SRC Chapter 808, specific to  
25            preservation of trees and vegetation.  
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27            2. In my training and work as a Reserve Police Officer and Code Enforcement  
28            Officer II for the City of Salem, I have gained specialized training and knowledge  
29            regarding the provisions of the Salem Revised Code relating to preservation of  
30            tree and vegetation requirements, including but not limited to, SRC Chapter 808  
31            (Preservation of Trees and Vegetation), and SRC Chapter 110 (Zoning Code).  
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1 3. In my work as a Reserve Police Officer and Code Enforcement Officer II I have  
2 conducted inspections at over one-hundred (100) properties within the City of  
3 Salem. The primary purpose of my inspections is to determine compliance with  
4 provisions of the Salem Revised Code, which includes SRC Chapter 808  
5 (Preservation of Trees and Vegetation), and Chapter 110 (Zoning Code).  
6 Additionally, my inspections may include evidence collection and documenting  
7 violations of the SRC, determining who the responsible party of a violation is,  
8 notifying the responsible party about the violation, posting notices/orders in  
9 accordance with the provisions of the SRC, issuing correction notices, issuing  
10 enforcement orders, issuing civil penalties, issuing infraction and criminal  
11 citations, and monitoring compliance with previously issued correction notices  
12 and orders.

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14 4. On December 4, 2021, the City of Salem's City Council received a citizen  
15 complaint via email alleging that there was a crew "across the street from the  
16 new Costco at the 30 acre field by 2832 Marietta St SE ... prepping to cut down  
17 150 trees many of which are white oaks." I personally reviewed this email on  
18 December 6, 2021.

19 5. Due to the complaint received on December 4, 2021, On December 6, 2021, I  
20 was directed by Code Compliance Division Manager Suzanne Reynolds and  
21 Planning Administrator Lisa Anderson-Ogilvie to respond to the location to  
22 investigate the complaint.

23  
24 6. On December 6, 2021, I accessed the City of Salem's Geographic Information  
25 System (GIS) called GeoPlanIT to get an aerial view of 2832 Marietta St SE.  
26 While in GeoPlanIT I also accessed the records for the lots immediately  
27 connected to 2832 Marietta St. SE. According to GeoPlanIT the lots immediately  
28 connected to 2832 Marietta St. SE are: 2792 Marietta St SE (Taxlot#  
29 083W12C000301), 2828 Marietta St SE (Taxlot# 083W12C000500), 2832  
30 Marietta St SE (Taxlot# 083W12C000400), and an unaddressed parcel of land  
31 identified by Taxlot# 083W12C002200 (herein after collectively referred to as  
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1 "The Property"). It should be noted that according to the Marion County  
2 Assessors Office website, 2792 Marietta St SE comprises two tax lots, when  
3 referring to this address your affiant is only referring to Taxlot 083W12C000301  
4 which is located on the south side of Marietta St SE.

5  
6 7. On December 6<sup>th</sup>, 2021, I utilized my authorized access to the Marion County  
7 Assessor's Office website and logged onto the Marion County Assessor's Office  
8 website to review the public records for the contiguous lots addressed at 2792  
9 Marietta St SE, 2828 Marietta St SE, 2832 Marietta St SE, and an unaddressed  
10 parcel of land identified by Taxlot# 083W12C002200, Salem, Marion County,  
11 Oregon. According to the Marion County Assessor's Office web-based  
12 information system, Kathy D. Clark, Carol D Plain, and Kenneth Clark are the  
13 owners of the contiguous lots addressed at 2792 Marietta St SE, 2828 Marietta  
14 St SE , 2832 Marietta St SE, and an unaddressed parcel of land identified by  
15 Taxlot# 083W12C002200, Salem, Oregon, and Kimberly Clark-Chaffey is listed  
16 as an additional owner of 2828 Marietta St SE and 2832 Marietta St SE, Salem,  
17 Oregon. I have also subsequently verified on the Marion County Assessor's  
18 Office website that these lots are contiguous by using the GIS Interactive View  
19 feature on the website.

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21 8. The Property is further described as being accessed by driving southbound on  
22 Commercial Street SE to Kuebler Street SE. Once at Kuebler Street SE, turn  
23 eastbound, or left and continue on Kuebler Street SE until reaching 27th Avenue  
24 SE. Turn northbound, or left on 27th Avenue SE. The Taxlot#083W12C002200  
25 will be on the east side of 27th Avenue SE, or on the right-hand side of 27th  
26 Avenue SE. As you proceed northbound on 27th Avenue SE, you will next come  
27 to the property otherwise described as 2792 Marietta Street SE, which runs to  
28 the corner of 27th Avenue SE and Marietta Street SE. Once at the intersection of  
29 27th Avenue SE and Marietta Street SE, turn eastbound, or right, and you will  
30 come to three residences, the second and third east most residences are also  
31 described as the property of 2828 Marietta Street SE and 2832 Marietta Street  
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1 SE. The property continues to the east past the intersection Strong Road SE,  
2 until reaching the east edge of The Property, which has buildings along the  
3 boundary belonging to 3002 Marietta Street SE, which is on the south side of  
4 Marietta Street SE. The Property is additionally described in the photograph  
5 below.



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22 9. On December 6<sup>th</sup>, 2021 at approximately 1300 hours. I stopped at the  
23 intersection of Marietta St SE and Strong Rd SE and looked to the south at The  
24 Property from the shoulder of the roadway. I observed several downed trees  
25 which appeared to be oak trees based on the thick, furrowed bark on them. I  
26 noted that the bases of the downed trees were cut neatly and evenly, as if done  
27 by a chainsaw or a similar cutting tool. I believe these trees were removed from  
28 2792 Marietta St SE (Taxlot# 083W12C000301) based on my location and  
29 vantage point. I took several photos which are attached below. The first  
30 photograph is a 2021 aerial map obtained from GeoPlanIT which I have marked  
31 with an arrow to indicate where I took photographs from and with red circles  
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1 around trees where I believe the trees were originally standing prior to removal  
2 based on my observations. The remaining photographs were taken by me from  
3 the shoulder of the roadway.  
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10. I then traveled southbound on 27<sup>th</sup> Av SE, stopping in front of 4625 27<sup>th</sup> Av SE. I looked to the east toward The Property and observed several downed trees which appeared to be oak trees based on the thick, furrowed bark on them. I noted that the bases of the downed trees were cut neatly and evenly, as if done by a chainsaw or a similar cutting tool. I believe these trees were removed from 2792 Marietta St SE (Taxlot# 083W12C000301) and an unaddressed parcel of land identified by Taxlot# 083W12C002200 based on my location and vantage point. I took several photos which are attached below. The first photograph is a 2021 aerial map obtained from GeoPlanIT which I have marked with an arrow to indicate where I took photographs from and with red circles around trees where I believe the trees were originally standing prior to removal based on my observations. The remaining photographs were taken by me from the shoulder of the roadway.

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11. Finally, I traveled to the south end of The Property and observed the property from Kuebler Blvd SE, looking north. I observed what appeared to be approximately eleven (11) trees that had been cut down. This vantage point provided a largely uninhibited and wide view of the property. I believe these trees were removed from 2792 Marietta St SE (Taxlot# 083W12C000301) and an unaddressed parcel of land identified by Taxlot# 083W12C002200 based on my location and vantage point. I took several photos which are attached below. The first photograph is a 2021 aerial map obtained from GeoPlanIT which I have marked with an arrow to indicate where I took photographs from and with red circles around trees where I believe the trees were originally standing prior to removal based on my observations. The remaining photographs were taken by me from an open grassy area adjacent to Kuebler Blvd SE.

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1 12. On December 6, 2021, after making my observations of The Property, I provided  
2 the photographs I had taken to Code Compliance Division Manager Suzanne  
3 Reynolds. I am aware from previous conversations that Compliance Division  
4 Manager Suzanne Reynolds has over twenty (20) years of experience  
5 investigating and enforcing violations of the SRC Chapter 808 relating to  
6 preservation of trees and vegetation, which includes identifying the species, size  
7 and number of trees removed. Using her training and experience, Ms. Reynolds  
8 was able to identify multiple trees in the photographs I took of The Property as  
9 Oregon white oaks by observing the bark on the trees. According to Ms.  
10 Reynolds, Oregon white oaks are differentiated from red oaks by their pointed  
11 and raised bark, compared to the more rounded and tight bark on a red oak.  
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13 13. On December 20<sup>th</sup>, 2021 I utilized my authorized access to the Marion County  
14 Assessor's Office website and logged onto the Marion County Assessor's Office  
15 website to review the public records for the contiguous lots addressed at 2792  
16 Marietta St SE, 2828 Marietta St SE, 2832 Marietta St SE, and an unaddressed  
17 parcel of land identified by Taxlot# 083W12C002200, Salem, Marion County,  
18 Oregon to determine the square footage of each lot and then the total square  
19 footage of the contiguous lots on The Property. According to the Marion County  
20 Assessor's Office website, the total lot size (represented in both acreage and  
21 separately in square footage) for each lot is as follows below:

- 22 ○ 2792 Marietta St SE: 19.03 acres, 828,947 square feet.
- 23 ○ 2828 Marietta St SE: 0.57 acres, 24,829 square feet.
- 24 ○ 2832 Marietta St SE: 0.62 acres, 27,007 square feet.
- 25 ○ Taxlot# 083W12C002200: 14.48 acres, 630,749 square feet.

26 The total accumulated acreage of the contiguous lots on The Property is 34.7  
27 acres which equates to 1,511,532 square feet.  
28

29 14. Section 808 of the SRC includes the following provisions:

30 Sec. 808.005 – Definitions.

31 *Significant tree* means rare, threatened, or endangered trees of any size,  
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1 as defined or designated under state or federal law and included in the  
2 tree and vegetation technical manual, and Oregon white oaks (*Quercus*  
3 *garryana*) with a dbh of 24 inches or greater.

4  
5 Sec. 808.015. - Significant trees.

6 No person shall remove a significant tree, unless the removal is  
7 undertaken pursuant to a tree and vegetation removal permit issued  
8 under SRC 808.030, undertaken pursuant to a tree conservation plan  
9 approved under SRC 808.035, or undertaken pursuant to a tree  
10 variance granted under SRC 808.045.

11  
12 Sec. 808.025. - Trees on lots or parcels 20,000 square feet or greater.

13 No person shall, prior to site plan review or building permit approval, remove  
14 a tree on a lot or parcel that is 20,000 square feet or greater, or on  
15 contiguous lots or parcels under the same ownership that total 20,000  
16 square feet or greater, unless the removal is undertaken pursuant to a tree  
17 and vegetation removal permit issued under SRC 808.030, undertaken  
18 pursuant to a tree conservation plan approved under SRC 808.035, or  
19 undertaken pursuant to a tree variance granted under SRC 808.045.  
20 Nothing in this section shall be construed to require the retention of trees,  
21 other than heritage trees, significant trees, and trees and vegetation in  
22 riparian corridors, beyond the date of site plan review or building permit  
23 approval, if the proposed development is other than single family residential  
24 or two family residential.

25  
26 15. On December 14<sup>th</sup>, 2021, I used my internal City of Salem login to access  
27 AMANDA which is a records management system used by the City of Salem.  
28 AMANDA is used by code compliance officers to keep records, evidence,  
29 generate notices, along with other records management purposes. I know from  
30 my training and experience that the AMANDA system lists the status of all  
31 permits issued from multiple City of Salem divisions and departments, including  
32

1 the Planning Division, where a tree and vegetation removal permit would be  
2 documented as well as any site plan review. I also know from my training and  
3 experience that Building permits issued by the City are also listed in the  
4 AMANDA system. I have also verified with Community Development Assistant  
5 Director Lisa Anderson-Ogilvie that tree conservation plans and tree variances  
6 are also listed in the AMANDA system. I ran the addresses 2792 Marietta St SE,  
7 2828 Marietta St SE, 2832 Marietta St SE, and taxlot# 083W12C000400 and  
8 found no records of any tree and vegetation removal permits in any stage of  
9 application for these addresses, nor are there any active or pending tree  
10 conservations plans, tree variances, site plan reviews or building permits listed  
11 for these addresses.

12  
13 16. SRC 808.030 (Tree and Vegetation Removal Permits) provides exceptions to a  
14 required tree and vegetation removal permit. Based on the nature of the property,  
15 the circumstance of the removal of the trees, and my observations it does not  
16 appear that any of the enumerated exceptions in SRC 808.030(a)(2) apply.

17  
18 17. SRC 808.030(a)(2)(N) provides an exemption from the tree and vegetation  
19 removal permit requirement for contiguous lots twenty thousand (20,000) square  
20 feet or greater, under the following conditions:

21 Removal of trees on a lot or parcel 20,000 square feet or greater, or on  
22 contiguous lots or parcels under the same ownership that total 20,000  
23 square feet or greater, and the removal does not result in:

- 24 (i) Removal of more than five trees or 15 percent of the trees,  
25 whichever is greater, within a single calendar year;  
26 (ii) Removal of more than 50 percent of the trees within any five  
27 consecutive calendar years; and  
28 (iii) Removal of heritage trees, significant trees, and trees in riparian  
29 corridors.

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1 Based on my observations and Code Compliance Division Manager  
2 Suzanne Reynolds' identification of some of the removed trees as Oregon  
3 white oaks, I believe the activity at The Property includes the removal of  
4 *significant* trees, and consequently, that this exemption to the tree and  
5 vegetation permit requirements does not apply.  
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7 18. On December 10th, 2021, Code Compliance Officer Deb Romano called me and  
8 advised me that she had responded to The Property and posted Stop Work  
9 Orders pursuant to SRC 110.110(a)(1) through SRC 110.110(a)(4)  
10 conspicuously at exterior locations of The property. Officer Romano has also told  
11 me that the orders were printed on bright red cardstock.  
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13 19. On December 10, 2021 Code Compliance Division Manager Suzanne Reynolds  
14 sent me a copy of the Stop Work Order posted by Officer Romano, a copy of  
15 which follows:

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CITY OF SALEM  
PLANNING DIVISION

As authorized by Chapter 110, Salem Revised Code,  
all persons are hereby

**ORDERED TO STOP  
WORK**

at 2792, 2828, and 2832 Marietta St. SE, Salem, Oregon and Marion  
County Tax lot 083W12C002200

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The Director has reason to believe that removal and disposal of trees at the locations is occurring without required permits and approvals, in violation of Chapter 808, Salem Revised Code.

**This work is hereby ordered to stop.**

1. All permits and approvals must be obtained before any further work is performed.
2. Failure to stop work is independent grounds for penalties and enforcement actions.
3. Any person to whom a stop work order is issued pursuant to this section may file a written notice of appeal in the manner prescribed in Salem Revised Code chapter 20J. Notwithstanding any provisions of this Code to the contrary, the filing of an appeal shall not stay an order issued hereunder, which shall remain in effect until the final determination of the appeal, or the Director issues a revised order lifting the stop work order.

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Please contact: City of Salem  
Suzanne Reynolds, Compliance Division Manager  
Code Compliance Services  
555 Liberty Street SE - Room 305  
(503) 588-6421

Posted Date: 12/10/2021

By: Lisa Anderson-Ogilvie

**Do not remove this sign until authorized  
by the Planning Administrator**

20. On December 13<sup>th</sup>, 2021 I accessed the AMANDA system and reviewed Officer Romano's notes regarding her actions taken on December 10, 2021, in this matter. Per Officer Romano's notes AMANDA, she took the following actions:

"I was asked by my Supervisor, Suzanne Reynolds to respond to the location and



1 post STOP WORK ORDERS at 2792, 2828 and 2832 Marietta St SE. I arrived and  
2 posted three Stop Work Orders on two light poles and one tree to the east of 2832.  
3 I attempted contact at 2832 but there was no answer. I left A Stop Work Order on  
4 the door. I made contact with Ryan Sampson at 2828 Marietta and provided him a  
5 Stop Work Order and advised him to not cut down any trees. He said the trees that  
6 were cut down belong to 2832 but the person currently living there is a tenant. I  
7 attempted contact at 2792 Marietta but there was no answer. I left a Stop Work  
8 Order on the front door. I photographed the orders that were posted and the orders  
9 that were left on the doors. I reported my finding to my Supervisor over the phone.”  
10

11 21. Marion County Tax Assessor records list a Bellevue, Washington address for  
12 The Property owners. The Property owners do not keep contact information on  
13 file with the City. Code Compliance Division Manager Suzanne Reynolds had  
14 information that Chuck Sides, a known property manager in the Salem area,  
15 once managed this property. On December 10<sup>th</sup>, 2021 Compliance Division  
16 Manager Suzanne Reynolds sent Mr. Sides an email containing the Stop Work  
17 Order and code verbiage to the email address she had on file, which was  
18 [REDACTED]. I was copied on this email and as such received the  
19 exact same email as Mr. Sides and could see that Mr. Sides was addressed as  
20 the primary recipient of the email. I have verified with Compliance Division  
21 Manager Suzanne Manager Suzanne Reynolds that Mr. Sides did not reply to  
22 the email. With there being multiple residences on the property, I am unable to  
23 determine who has access to what part of the large and divided property. As the  
24 property owners live out of state, the only known property manager is not  
25 responding to the inquiries from the City, and there is at least one tenant of The  
26 Property, I am unable to obtain consent to enter upon and inspect The Property.  
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28 22. On December 16, 2021, Compliance Division Manager Suzanne Reynolds and I  
29 responded to the area of The Property. We took photographs and observations  
30 from the shoulder of the road in the area of the intersection of Marietta St SE and  
31 Strong Rd SE. I know from my training and experience that Oregon white oaks  
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1 have leaves that have rounded ends, whereas red oaks have pointed leaves.  
2 On the ground outside and inside of a fence along The Property's north  
3 boundary, we found leaves with rounded edges which I know from my training  
4 and experience to be that of the Oregon white oak. Just beyond the fence, I  
5 could see the trunk of an Oregon white oak, characterized by its raised and  
6 pointed bark, that had been felled facing south. I could tell that the tree had been  
7 cut down by a chainsaw or other specialized tool because it was neatly cut  
8 across the tree with a notch allowing for safe falling of the tree. Had the tree  
9 fallen naturally, I know from my training and experience that there would be  
10 cracks on the trunk and the point of separation would be jagged and/or split.  
11

12 23. As a Code Enforcement Officer I have worked numerous cases involving  
13 violations of the SRC for having fences of unlawful heights, and as such have  
14 had to take measurements of numerous fences to determine their height. Based  
15 on my training and experience I know the fence in this area of The Property to be  
16 approximately 4 feet in height. I know that diameter at breast height (dbh) is four  
17 and a half (4 ½) feet above ground level per SRC 86.010. I was able to view a  
18 tree trunk stump approximately ten (10) to fifteen (15) feet from where I was  
19 standing that was slightly taller than the fence post, which puts the top of the  
20 stump approximately at dbh. Using the visible portion of the fence post as an  
21 item of reference I visualized the post laying across the top of the stump, and I  
22 estimated that the tree trunk at the location to be approximately thirty-six (36)  
23 inches in diameter at dbh. Ms. Reynolds engaged in the same process with me  
24 and told me that she agreed that the stump was approximately thirty-six (36)  
25 inches in diameter at dbh. We observed a total of approximately eight (8) Oregon  
26 white oaks in this area which had been removed, all of which were approximately  
27 the same size.  
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29 24. Based on Code Compliance Division Manager Suzanne Reynolds' positive  
30 identification of multiple trees that were removed on The Property as Oregon  
31 white oaks, our identification of at least one of the removed Oregon white oaks  
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1 as being greater than 24 inches dbh and therefore constituting a *significant tree*,  
2 my observation of multiple other removed Oregon white oaks on The Property as  
3 being of a similar size, and the Marion County Assessor's Office records  
4 establishing that The Property's area well exceeds twenty thousand (20,000)  
5 square feet, I believe that violations of SRC 808.015 (Significant Trees) and SRC  
6 808.025 (Trees On Lots or Parcels 20,000 Square Feet or Greater) has occurred  
7 on The Property. I know from my training and experience that stumps of trees  
8 that have been removed are often left for an extended period of time or not  
9 removed at all. I also know from my training and experience that comparing the  
10 number of trees remaining on The Property to the number of stumps and felled  
11 trees on The Property will allow for a determination of the number of trees that  
12 have been removed from The Property.

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14 25. Based on the foregoing I have probable cause to believe and do believe that  
15 evidence of the removal of significant trees in violation of SRC 808.015 is  
16 currently present at The Property. In addition, I have probable cause to believe  
17 and do believe that evidence of the removal of trees on lots or parcels 20,000  
18 square feet or greater in violation of SRC 808.025 is currently present at The  
19 Property, which is further described as being accessed by driving southbound on  
20 Commercial Street SE to Kuebler Street SE. Once at Kuebler Street SE, turn  
21 eastbound, or left and continue on Kuebler Street SE until reaching 27th Avenue  
22 SE. Turn northbound, or left on 27th Avenue SE. The Taxlot#083W12C002200  
23 will be on the east side of 27th Avenue SE, or on the right-hand side of 27th  
24 Avenue SE. As you proceed northbound on 27th Avenue SE, you will next come  
25 to the property otherwise described as 2792 Marietta Street SE, which runs to  
26 the corner of 27th Avenue SE and Marietta Street SE. Once at the intersection of  
27 27th Avenue SE and Marietta Street SE, turn eastbound, or right, and you will  
28 come to three residences, the second and third east most residences are also  
29 described as the property of 2828 Marietta Street SE and 2832 Marietta Street  
30 SE. The property continues to the east past the intersection Strong Road SE,  
31 until reaching the east edge of The Property, which has buildings along the  
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1 boundary belonging to 3002 Marietta Street SE, which is on the south side of  
2 Marietta Street SE. The Property is additionally described in the photograph  
3 below.



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20 26. Based upon the foregoing, your affiant respectfully requests the Court issue an  
21 administrative warrant pursuant to SRC 4.190 through 4.225, authorizing the City  
22 of Salem's Code Compliance Official and designees to enter upon the property  
23 located at 2792 Marietta St SE, 2828 Marietta St SE, 2832 Marietta St SE, and  
24 the unaddressed parcel of land identified by Taxlot# 083W12C002200, Salem,  
25 Marion County, Oregon, and to inspect said property for the violations listed  
26 above, including authorization to search the outdoor landscape and exterior of  
27 any buildings on The Property, take evidentiary photographs, determine species  
28 of any trees on The Property, and plot on digital and physical maps the locations,  
29 species, and measurements of trees that have been removed so that the extent  
30 of the violations observed can be substantiated.

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1           WHEREFORE, your affiant hereby requests that an Administrative Warrant  
2 commanding entry upon, inspection of the property and premises, located at 2792  
3 Marietta St SE, 2828 Marietta St SE, 2832 Marietta St SE, and the unaddressed parcel  
4 of land identified by Taxlot# 083W12C002200, City of Salem, County of Marion, State of  
5 Oregon, be issued forthwith.

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7           Further, the fact that the Marion County Tax Assessor records list a Bellevue,  
8 Washington address for The Property owners, that the Property owners do not keep  
9 contact information on file with the City, that the property manager, Chuck Sides, did not  
10 respond to the email sent to him, that there are four lots contained within The Property  
11 some of which have residences on them, that there is no discernable way to determine  
12 if anyone within the residences has any actual authority to enter or consent to search  
13 any of the other tax lots comprising The Property, and that it is impractical to determine  
14 if any other parties are leasing the open field type areas of the property, I am unable to  
15 obtain consent to enter upon and inspect The Property. I therefore respectfully request  
16 the court finds that I am reasonably justified in not obtaining such consent.

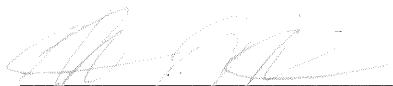
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18           Pursuant to SRC 4.205, your affiant respectfully requests this warrant be  
19 authorized for service any time between the hours of 8 am and 6 pm, but in no event for  
20 a period more than 14 days from the issuance of this warrant, unless extended or  
21 renewed by this court, with a showing of good cause.

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Based upon the impracticality of locating the owner of the premises or the occupants of each premises comprising The Property, your affiant hereby requests this Court make a finding waiving the requirement that this warrant be executed in the presence of either the owner or lawful occupant over the age of 18 years of age. Your affiant is not requesting authority to make forcible entry to execute this warrant pursuant to SRC 4.210.

DATED this 22<sup>nd</sup> day of December, 2021.

  
\_\_\_\_\_  
Anthony J. Hinkle (S915)

SUBSCRIBED AND SWORN TO me this 22<sup>nd</sup> day of Dec 2021, 2021.

  
\_\_\_\_\_  
City of Salem Municipal Judge