

FOR COLUMBIA COUNTY, OREGON

ORDER NO. 37-2012

WHEREAS, following the attack, Mr. Olson found six chickens inside the coop with bite marks and torn feathers; and

WHEREAS, Officer Kadell also interviewed Mae Johnson, a home-health nurse who is employed at the Olson residence and who witnessed the attack. Ms. Johnson reported that while she was working at the Olson residence on July 3, 2012, she saw Lucy attack the chickens in the chicken coop. She stated that she also saw Lucy on July 5th, the day of Officer Kadell's interview, inside the fenced chicken area; and

WHEREAS, based on the information obtained during his investigation, Officer Kadell determined that Lucy was subject to impoundment under ORS 609.155 for harming and chasing livestock; and

WHEREAS, Mr. Crandall surrendered Lucy for impoundment on July 10, 2012, and pursuant to ORS 609.156, Mr. Crandall was provided notice of the opportunity to request a hearing in a letter dated July 12, 2012; and

WHEREAS, Mr. Crandall has waived a hearing; and

WHEREAS, Mr. Crandall signed a Settlement Agreement admitting that Lucy chased and harmed livestock on July 3, 2012 and agreeing to certain conditions regarding the keeping of Lucy; and

WHEREAS, the Board of County Commissioners considered the Animal Control Officer's report on this matter, along with the recommendation of the Animal Control Officer at its meeting on July 18, 2012.

NOW, THEREFORE, based on the report of the Animal Control Officer on this matter, attached hereto as Exhibit "A" and incorporated herein by reference, and the above recitals, the Board of County Commissioners makes the following findings and conclusions:

1. Dean Crandall, who resides at 58395 Lindsay Lane, Warren, Oregon, is the registered owner of Lucy, a brown and black Dachshund.
2. On July 3, 2012, Lucy chased and attacked chickens within a fenced and secured enclosure on the Elijah Olson's property at 58401 Lindsay Lane, Warren, Oregon.
3. During the attack, Lucy bit the chickens and tore at their feathers.
4. Lucy, therefore chased and injured livestock in violation of ORS 609.155.
5. According to Columbia County Animal Control, Lucy has no prior record of killing, wounding, injuring or chasing livestock.

ORDER NO. 37-2012

NOW, THEREFORE, IT IS HEREBY ORDERED that Columbia County Animal Control shall release Lucy to Dean Crandall, subject to the following conditions:

1. Dean Crandall shall take measures to prevent recurrence, including compliance with the conditions set forth in the Settlement Agreement, attached hereto as Exhibit "B."
2. Pursuant to ORS 609.162(1)(b), a civil penalty of \$250.00 is imposed on Dean Crandall for the livestock chase and injury carried out by his dog Lucy.
3. Pursuant to ORS 609.155(3)(a), in addition to the \$250.00 civil penalty imposed, above, Dean Crandall shall pay all costs and fees arising from the impoundment of the dog, as described in the Statement of Costs, attached hereto as Exhibit "C" and incorporated herein by this reference, and all boarding fees at a rate of \$15 per day for Lucy, accruing from July 10, 2012, to the date at which Mr. Crandall retrieves Lucy from Animal Control.
4. Any penalties or impoundment and boarding costs and fees imposed by this Order shall be paid prior to the release of Lucy, unless otherwise agreed to in writing by the County.

DATED this 18th day of July, 2012.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: _____

Anthony Hyde, Chair

By: _____

Earl Fisher, Commissioner

By: _____

Henry Heimuller, Commissioner

Approved as to form

By: _____

Office of County Counsel

ORDER NO. 37-2012

EXHIBIT A

COLUMBIA COUNTY SHERIFF'S OFFICE		INVESTIGATION REPORT				PAGE/OF 1 / 1					
CASE NUMBER	CASE NUMBER	REFER CASE NUMBER	CAD INCIDENT NUMBER	CLASSIFICATION		CLR					
			12044728	ORS 609.155 Harming Livestock Impound							
	DATE / TIME REPORTED	DATE / TIME OCCURRED (START)	DATE / TIME OCCURRED (END)			<input type="checkbox"/> RADIO (R) <input type="checkbox"/> SA (S) <input checked="" type="checkbox"/> PHONE-IN (P)					
	07/05/2012 1630	07/03/12 16:30	07/03/12 16:30								
	LOCATION OF OCCURRENCE										
	58401 Lindsay Lane Warren Oregon 97053										
	PREMISE TYPE			PRECINCT OF OCCURRENCE							
	100 - Dwelling, Residence										
	ONE SENTENCE SUMMARY OF INCIDENT										
	Neighbors dog attacked and injured his chickens.										
COPIES	PERSONS BU - Business Complainant KM - Person w/Knowledge OW - Owner PF - Property Finder SB - Subject RP - Reporting Person VI - Victim WI - Witness										
	CODE	NAME (Last, First Middle)		CRN	SEX	RACE	DOB				
	VI	Olson, Elijah			M	W	05/28/1981				
	HOME ADDRESS		CITY	STATE	ZIP	HOME PHONE					
	58401 Lindsay Lane		Warren	Oregon	97053						
	BUSINESS/SCHOOL ADDRESS		<input checked="" type="checkbox"/> WORK PHONE <input type="checkbox"/> MSG. PHONE		MOBILE PHONE						
			503-397-9973		503-740-9563						
	X1, X2, - X9 - SUSPECTS MI - Missing RW - Runaway DK - Drunk DE - Deceased AS - Attempt Suicide ME - Mental										
	CODE	NAME (Last, First Middle)		CRN	SEX	RACE	DOB				
	X1	Crandall, Dean			M	W	05/03/1967				
<input type="checkbox"/> DET <input type="checkbox"/> CENT <input checked="" type="checkbox"/> RECORDS <input type="checkbox"/> D.A. <input type="checkbox"/> OSP <input type="checkbox"/> P & P <input type="checkbox"/> CCMH <input type="checkbox"/> JUV <input type="checkbox"/> DHS <input type="checkbox"/> SPD <input type="checkbox"/> SHPD <input type="checkbox"/> CPD <input type="checkbox"/> RPD <input type="checkbox"/> VPD <input type="checkbox"/> CCPD <input checked="" type="checkbox"/> County <input checked="" type="checkbox"/> Counsel <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	HOME ADDRESS		CITY	STATE	ZIP	HEIGHT	WEIGHT	HAIR	EYES	CUSTODY?	
	58395 Lindsay Lane		Warren	OR	97053					<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
	AKA/MONIKER		<input type="checkbox"/> WRK PHN <input type="checkbox"/> MSG PHONE		MOBILE PHONE		HOME PHONE				
							503-396-6407				
	OTHER DESCRIPTION										
	VEHICLE S - Stolen R - Recovered L - Locate A - Abandoned T - Towed V - Victim's Vehicle X - Suspect Vehicle										
	OUTSIDE AGENCY NOTIFIED/REFERRED TO?										
	County Board of Commissioners										
	PROPERTY S - STOLEN L - LOST F - FOUND D - DAMAGED K - SAFEKEEPING R - RECOVERED E - EVIDENCE										
	NARRATIVE-The order of appearance for additional information will be:										
ITEM 1: N/A ITEM 2: N/A ITEM 3: N/A ITEM 4: ADDITIONAL WORTHLESS DOCUMENTS - Record multiple worthless documents on a fraud supplemental form. Record in the narrative the total number of worthless documents written. ITEM 5: N/A ITEM 6: ADDITIONAL OFFICERS - List all officers present and identify their involvement with the incident being reported. ITEM 7: SUMMARY - A short summary is necessary if the narrative is more than one full page in length. ITEM 8: NARRATIVE - List in chronological order, all of the relevant details of the incident and/or elements of the crime or violation.											
COMPUTER ENTRY	NARRATIVE										
	SUMMARY:										
	On July 3rd around 4:30 Pm, the dog Lucy owned by Dean Crandall entered Mr. Olson chicken coop and began attacking and injuring his chickens inside. The dog Lucy was shot once by Mr. Olson, before it fled back to its property. The investigation of the complaint filed by Mr. Crandall on the dog shooting, led to the complaint that Lucy had violated dog control statues on the harming or chasing of livestock. Lucy was impounded under ORS 609.155 after the investigation showed that there was evidence that Lucy had chased and harmed livestock. A notice of the impoundment of Lucy was served on Mr. Crandall.										
	Narrative:										
	See report under CAD 12044649 Animal abuse for details.										
	COLUMBIA COUNTY JUL 11 2012 COUNTY COUNSEL										
	REPORTING OFFICER(S)		DPSST	DATE	PREC / DIV	ASSN / DIST	SUPERVISOR'S SIGNATURE				
	Roger Kadell		15106	07/06/12	STS	STS					
	PPB-SSD-GD										
	787 (07/28/2010)										

COLUMBIA COUNTY SHERIFF'S OFFICE		INVESTIGATION REPORT						PAGE/OF 1 / 4		
CASE NUMBER	CASE NUMBER		REFER CASE NUMBER		CAD INCIDENT NUMBER 12044649		CLASSIFICATION ORS 167.320 animal abuse			CLR
	DATE / TIME REPORTED 07/05/2012 9:57		DATE / TIME OCCURRED (START) 07/03/12 16:30		DATE / TIME OCCURRED (END) 07/03/12 16:30		<input type="checkbox"/> RADIO (R) <input type="checkbox"/> S/I (S) <input checked="" type="checkbox"/> PHONE-IN (P)			
	LOCATION OF OCCURRENCE 58401 Lindsay Lane, Warren Oregon 97053									
	PREMISE TYPE 100 - Dwelling, Residence						PRECINCT OF OCCURRENCE			
	ONE SENTENCE SUMMARY OF INCIDENT Rp's dog was shot in the head by his neighbor.									
PERSONS BU - Business Complainant KN - Person w/Knowledge OW - Owner PF - Property Finder SB - Subject RP - Reporting Person VI - Victim WI - Witness										
COPIES	<input type="checkbox"/> DET <input type="checkbox"/> CENT <input checked="" type="checkbox"/> RECORDS <input type="checkbox"/> D.A. <input type="checkbox"/> OSP <input type="checkbox"/> P & P <input type="checkbox"/> CCMH <input type="checkbox"/> JUV <input type="checkbox"/> DHS <input type="checkbox"/> SPD <input type="checkbox"/> SHPD <input type="checkbox"/> CPD <input type="checkbox"/> RPD <input type="checkbox"/> VPD <input type="checkbox"/> CCPD									
	CODE RP	NAME (Last, First Middle) Crandall, Dean				CRN	SEX M	RACE W	DOB 05/03/1967	
	HOME ADDRESS 58395 Lindsay Lane				CITY Warren	STATE Oregon	ZIP 97053	HOME PHONE 503-396-6407		
	BUSINESS/SCHOOL ADDRESS					<input type="checkbox"/> WORK PHONE <input type="checkbox"/> MSG. PHONE		MOBILE PHONE		
	CODE KN	NAME (Last, First Middle) Middle, David A				CRN	SEX M	RACE W	DOB	
HOME ADDRESS				CITY	STATE	ZIP	HOME PHONE			
BUSINESS/SCHOOL ADDRESS					<input checked="" type="checkbox"/> WORK PHONE <input type="checkbox"/> MSG. PHONE		MOBILE PHONE			
35845 Firlock Park Blvd Saint Helens Oregon 97051					503-397-1928					
X1, X2, - X3 - SUSPECTS MI - Missing RW - Runaway DK - Drunk DE - Deceased AS - Attempt Suicide ME - Mental										
CODE X1	NAME (Last, First Middle) Olson, Elijah				CRN	SEX M	RACE W	DOB 05/28/1981		
HOME ADDRESS 58401 Lindsay Lane				CITY Warren	STATE OR	ZIP 97053	HEIGHT	WEIGHT	HAIR	EYES
AKA/MONIKER					<input checked="" type="checkbox"/> WRK PHN <input type="checkbox"/> MSG PHONE		MOBILE PHONE		HOME PHONE	
503-397-9973					503-740-9563					
OTHER DESCRIPTION										
VEHICLE S - Stolen R - Recovered L - Locate A - Abandoned T - Towed V - Victim's Vehicle X - Suspect Vehicle										
OUTSIDE AGENCY NOTIFIED/REFERRED TO? Referred to County Counsel / Board on Livestock attack issues.										
PROPERTY S - STOLEN L - LOST F - FOUND D - DAMAGED K - SAFEKEEPING R - RECOVERED E - EVIDENCE										
NARRATIVE-The order of appearance for additional information will be: ITEM 1: N/A ITEM 2: N/A ITEM 3: N/A ITEM 4: ADDITIONAL WORTHLESS DOCUMENTS - Record multiple worthless documents on a fraud supplemental form. Record in the narrative the total number of worthless documents written. ITEM 5: N/A ITEM 6: ADDITIONAL OFFICERS - List all officers present and identify their involvement with the incident being reported. ITEM 7: SUMMARY - A short summary is necessary if the narrative is more than one full page in length. ITEM 8: NARRATIVE - List in chronological order, all of the relevant details of the incident and/or elements of the crime or violation.										
COMPUTER ENTRY	<input type="checkbox"/> Person <input type="checkbox"/> Vehicle <input type="checkbox"/> Crime/Prop <input type="checkbox"/> Back									
	NARRATIVE SUMMARY: Mr. Crandall reported that his dog Lucy had been shot in the head by his neighbor causing serious injury to the dog. The investigation of the complaint found that the dog at the time of the shooting had been attacking the neighbors livestock animals and thus the shooting was legally justified under ORS 609.150. The dog Lucy was impounded for harming or chasing livestock under ORS 609.155 and is awaiting a hearing before the Board of County Commissioners.									
	NARRATIVE: On 07/05/2012, I responded to the Crandall residence located at 58395 Lindsay Lane, Warren Oregon									
REPORTING OFFICER(S) Roger Kadell					DPST 15106	DATE 07/10/12	PREC / DIV STS	ASSN / DIST STS	SUPERVISOR'S SIGNATURE	

on a report that their dog Lucy had been shot in the head by a neighbor. At the home, I met with Dean Crandall and obtained his statement on the events leading up to his dog being shot.

Mr Crandall told me, that he had just begun moving back into the house about two weeks ago. That the dog Lucy was adopted from the Columbia Humane Society in Saint Helens. That he had met the neighbor involved in the incident about a week ago and only knew him by the name Elijah. That on the first of July, he was contacted by the neighbor who told him that his dog Lucy had been in their chicken area and that they were missing two chickens. Mr. Candall stated that he did not think his small dog had harmed the chickens, as Lucy is always with him at home or in his car.

CASE
NUMBER

COPIES

- ☐ DET
☐ CENT
☐ RECORDS
☐ D.A.
☐ OSP
☐ P & P
☐ CCMH
☐ JUV
☐ DHS
☐ SPD
☐ SHPD
☐ CPD
☐ RPD
☐ VPD
☐ CCPD
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Mr. Crandall continued that on July 3rd around 4:30 PM, his son heard a gun shot over at the neighbors home. That when they ran outside, they found their dog Lucy suffering from a gun shot wound to the head. Mr. Crandall stated that neighbor Elijah told them that he had shot the dog, as it was attacking his chickens. Mr. Crandall stated that he then took his dog Lucy to Dr. Middle at Columbia Veterinarian office in Saint Helens for treatment.

Mr. Crandall brought Lucy out and showed me the wounds to her head. I found that the dog was a female Dachshund mix. I then took photos of the wounds to the dogs head. The wounds showed an entry point over the left eye and an exit wound back of the left ear. Mr. Crandall advised me that as the bullet had gone cleanly gone through the dog, that no surgery had been required to repair the wound. Dr. Middle had advised him to keep the wound clean and to treat it with the wound remaining open.

Mr. Crandall in his complaint expressed that he wished to file charges against the person for shooting his dog. I explained to him ORS 609.150 the right to kill a dog that harms or chases livestock and that this law may play into the decision if any charges would be filed against the neighbor.

ELIJAH OLSON:

On 07/05/2012 around 4:30 Pm, I met with Elijah Olson the reported shooter in this case at his home located at 58401 Lindsay Lane, Warren Oregon 97053. Mr. Olson related to me the following account of the issues that led up to his shooting the dog Lucy.

That the neighbors who owned Lucy moved in about two weeks ago and since that time they have begun to loose chickens from their fenced yard area. That on the 1st of July, he found the dog Lucy in his fenced area chasing his chickens around the yard and near the secondary fenced coop. At that time, he yelled at the dog and the neighbors to come and get their dog. He then stood above the yard with Dean Crandall, while his adult son went into the chicken area to removed the dog. During that time, he explained to the neighbor the issues he had been having with his chicken coming up missing.

COMPUTER
ENTRY☐ Person

OPR

☐ Vehicle

OPR

☐ Crime/
Prop

OPR

☐ Book

Mr. Olson stated that he was concerned as the neighbor seem to express little concern over the actions of the dog and was making excuses that the dog Lucy was always with him and would not hurt chickens. This statement was made despite the fact they were both standing there looking at the dog, while the dog was in his chicken area chasing the chickens.

Mr. Olson continued, that on July 3rd around 4:30 Pm, he heard a commotion coming from the chicken coop that is a more secured enclosure maintained inside the fenced chicken area. That he could see something jumping around inside the coop and the chickens were screaming and jumping all over. He then ran out to the coop area and he had to tear the side wall off of the coop to get inside the wooden enclosure, where he found the dog Lucy on top of one of the chickens tearing at it and ripping out the feather.

REPORTING OFFICER(S)

Roger Kadell

DPSST

15106

DATE

07/10/12

PREC / DIV

STS

ASSN / DIST

STS

SUPERVISOR'S SIGNATURE

Mr. Olson told me that he yelled at the dog to try and get it to stop, but that the dog only turned and growled at him. He stated that he then fired one shot that did not hit the dog, but the dog continued his attack on the chicken. He then fired a second shot, with a 38 caliber hand gun and the dog quickly ran off towards home. He stated he believed that the second shot did hit the dog. Inside his chicken coop, he found six chickens with bite marks and torn feathers. He then treated the chickens with Quik stop to stop the bleeding.

I asked Mr. Olson if anyone else had witnessed the incident and he told me that his daughters home health nurse Mae Johnson had been at the home and witnessed the incident. I then took photos of the location showing the outer fenced chicken area and an inner chicken coop area, along with bite wounds from one of the chickens.

While speaking with Mr. Olson, his wife and the RN Mae Johnson arrived back at the home. Both his wife and Ms. Johnson told us that the dog Lucy had been back today and again had been inside the fenced chicken area chasing the chickens. They stated that the daughter from next door had come and taken the dog out of the fenced area and back to their home.

MAE JOHNSON

Stated that she had been working at the home on the 3rd of July and was witness to the dog being inside the chicken coop area attacking the chickens. That today she also observed the same dog inside the fenced chicken area going after the Olson's chickens and that the daughter came over and took the dog home.

VETERINARIAN REPORT:

The Columbia Veterinary report shows that on 07/03/12 the dog Lucy was treated at 5 Pm for a head wounds. The initial statement on the medical report indicated that the dog was "Attacked by Chickens". The report concludes that the dog had been shot with a pellet or 22 Caliber over the left eye, with an entry and exit wound. The report shows that medications were provided for the dog to be provide care at home. .

CONCLUSION

Based on information obtained in the investigation and witness statement, it would appear that Mr. Olson actions of attempting to shoot and kill the dog for harming his livestock (Chickens) was legally justified under ORS 609.150 and thus not a criminal act of Animal Abuse. The investigation does show that the dog Lucy did in fact harm and chase livestock and would be required to be impounded under ORS 609.155 and that a hearing before the board of County Commissioner would be needed to be held to determine the fate of the dog Lucy.

FOLLOW UP:

On 07/06/2012, I attempted contact at the Crandall home, in an effort to impound the dog Lucy under ORS 609.155 for a dog having harmed or chased livestock. At the time, I found no one home. I then posted a notice of impoundment and a request for the Crandall's to surrender the dog to the animal shelter in Saint Helens. This notice was tacked in clear view on the main garage door to the home.

On 07/10/2012, I made contact with Dean Crandall at his home at 58395 Lindsay Lane, Warren Oregon. I explained to him the results of my investigation and the issue with the dog Lucy needing to be impounded. He advised me that he had not seen the notice I posted on the garage. I then provided him with a second copy of the notice. After discussing the issues and the statues on dogs and livestock, Mr. Crandall took Lucy to my truck and loaded her inside. Mr. Crandall advised that he would call the Commissioners in the morning to discuss the issues with his dog Lucy.

REPORTING OFFICER(S)

Roger Kadell

DPSST

15106

DATE

07/10/12

PREC / DIV

STS

ASSN / DIST

STS

SUPERVISOR'S SIGNATURE

CASE
NUMBER**COPIES**

- ☐ DET
☐ CENT
☐ RECORDS
☐ D.A.
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☐ JUV
☐ DHS
☐ SPD
☐ SHPD
☐ CPD
☐ RPD
☐ VPD
☐ CCPD
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**COMPUTER
ENTRY**

- ☐ Person

☐ Vehicle

☐ OPR

☐ Crime/
Prop

☐ OPR

☐ Book

PPB-SSD-GD

767 (07/26/2010)

Lucy was then taken to the Columbia County Animal Shelter in Saint Helens to be impounded. The staff was advised of her recent medical issues. A check of Saint Helens animal records shows that the dog Lucy had been recently licensed to Mr. Crandall at the address of 495 Grey Cliff Court.

Case referred to County Counsel.

CASE
NUMBER

COPIES

- ☐ DET
☐ CENT
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☐ SHPD
☐ CPD
☐ RPD
☐ VPD
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COMPUTER
ENTRY☐ Person

OPR

☐ Vehicle

OPR

☐ Crime/
Prop

OPR

☐ Book

OPR

REPORTING OFFICER(S)

Roger Kadell

DPST

15106

DATE

07/10/12

PREC / DIV

STS

ASSN / DIST

STS

SUPERVISOR'S SIGNATURE

Columbia County Animal Control
2084 Oregon Street St. Helens, OR 97051 (503)397-3935



Incoming Animal Receipt

Animal's Name: Lucy
Animal's Code No.: CCAC008653A

Animal's Status: Owned
Detailed Status: Evidence Hold

Species: Dog
Primary Breed: Dachshund
Secondary Breed:
Sex, Altered: Female, Yes
Age:
Age Group: Adult
Weight: Unspecified
Size Group: Small
Collar Type: None
Collar Color: No Collar
Primary Color: Brown
Secondary Color: Black
Color Pattern: Salt and Pepper
Coat Description: Long Curly
Tail: Long
Animal's Left Eye: Unspecified
Animal's Right Eye: Unspecified
Animal's Left Ear: Unspecified
Animal's Right Ear: Unspecified
Identifying Features:

Animal Identification

Shelter Entry Route: Field
Date of Entry: 07/10/12
Location City: 58395 Lindsay Lane
Location Info:

Current Owner's Name: Dean Crandall
Current Owner's Code No.: CCAC011706P
(503)396-6407

Please Sign _____
and Date _____

Processed by roger at 16:08:51 on 07/10/12 using PetWhere®

Last Processor: roger
Date: 07/10/12 Time: 16:08:47
Animal Code #: **CCAC008653A**
Status Group: **Owned**
Incoming Status: **Evidence Hold**
Surrender Reas.:

Entry Point: **Field**

Name: **Lucy**
Species: **Dog**
Primary Breed: **Dachshund**
Secondary Breed:

Sex: **Female** Altered: **Yes**

Age:
Age Group: **Adult**
Weight:
Size Group: **Small**

Collar Type: **None**
Collar Color: **No Collar**

CCAC PetWhere®

Primary Color: **Brown**
Secondary Color: **Black**
Color Pattern: **Salt and Pepper**
Coat: **Long Curly**
Tail: **Long**

Left Eye:
Right Eye:
Left Ear:
Right Ear:
Features:

Received: **07/10/12 16:04:10**

Location City: **58395 Lindsay Lane**

Jurisdiction: **Warren**

Location Info:

Supervisor Hold

Current Location: **Main Kennel #1**

Available Date: **/ /**

Columbia County Animal Control

Main Kennel #1

Kennel Card



Lucy

Spayed female

Date available: **NOW**

Adult

Dachshund

Brown / Black, Salt And Pepper

Long Curly Coat, Unspecified Eyes, With A Long Tail.

Collar: **None**

Tags:

Received on: **07/10/12**

From: **Owned, Evidence Hold from 58395 Lindsay Lane**

Notes:

Medical:

Animal Reference Code Number: **CCAC008653A**



2084 Oregon Street
St. Helens, Oregon 97051
Phone: (503) 397-3935 Fax: (503) 366-3990
www.co.columbia.or.us/sheriff/animalcontrol

ANIMAL IMPOUND NOTICE

Owner/Keeper: Dean CRANDALL

Address 58395 LINDSAY LANE St: OR Zip: 97053

Home# 503-396-6407 Msg# _____

Breed: Dashound / LLASO Color: BRN-TAN Gender: Female

Date of violation: 7/03/12 Date of impound: 07-06-12 (7-10-12)

A complaint has been filed indicating that a dog owned by you has been involved in the harming or chasing of livestock in violation of ORS 609.155. ORS 609.155 provides that upon complaint of evidence of a dog harming or chasing livestock that the dog "shall be impounded" pending the a determination by the county if the dog harmed, or chase livestock.

You will receive notice of an opportunity to request a hearing under ORS 609.156 and information on the hearing process from the County Attorney. Pending the outcome of the hearing the dog at issue will remain in the custody and care of the Columbia County Animal Control.

The penalty and fees for actions of a dogs found to having harmed and chased livestock can be considerable. Serious consideration regarding the hearing process should be considered. Failure to request a hearing within the notification process will result in the finding that the owner is conclusively presumed to have admitted the matter alleged and the county may take action under ORS 609.162 and 609.163.

In this case you may have also been issued a citation for violation of ORS 609.095 dog as a public nuisance, ORS 609.100 unlicensed dog, and /or ORS 609.060 dog running at large. These violation will be separate issue directed to the Justice Court and independent of the harming or chasing livestock issues before the County Board of Commissioner.

If you have any questions, you may contact the Animal Control Officer at 503-397-3935, any correspondences should be directed to Columbia County Counsel, 230 Strand Ave Saint Helens Oregon 97051

R. Adell 07/06/12 posted



Faxed to: Animal Central

Fax number: 503-366-3970

Attention: Roger

From: Beth

Memo: "Lucy" Crandall, Dean

COLUMBIA VETERINARY CLINIC P.C.
35845 FIRLOCK PARK BLVD.
ST. HELENS, OR 97051
Ph: 503-397-1928
Fax: 503-397-1945

1 of 2 pages



On Crandall, Dean
Ad
Sp
Sex

Hm. Phone: 248-248-248
Wk. Phone:
Name: ~~Red~~
Color & Markings: ~~Red~~

SDJ-396-6407
UNID ~~WILSON~~

2-20-05 C/S ✓ up All OK on PG

3-15-06 ✓ SKIN, Prunella 3 saline demerol 1/2 - mild ~~agitation~~ ~~MS~~
Slank/loquacious. Ears OK. Rx: Pred 5mg q12h, Pz 25, Pz 50
ROD (10). Pz 10, Pz 10.

6-30-06 Acupress. 10mg (30) ~~1/20~~ bid-tid PRN. ~~MS~~

8-1-06 ✓ mopey. Reluctant to go on walks far from house. 7-4 fireworks. Play hall etc. ~~MS~~
① 0.25 cc. + feed by SDJ (Demerol "Scavenger"
0.25). Very friendly until restrained + Pz attempt.
Agg. aggression: Muzzle - detached & uncoiled.
TIOLE. IN OK. RG. attempt - thrashing + screaming.
2 restrain to assault! C/S. Reluctant. No Tx.

"Lucy" K-9 Dog/Box Red/Black F DOB 9-9-10 ~~MS~~

6-14-11 Spay. ID NV (for Red 813209A) 6/2012 (CHS). ~~MS~~
2.5g IM (1st fetal, but wheeled / baby talked into being
OK for in). Preprol IV, Isoflurane GT. SDP + RX. ~~MS~~

6-15 AR. Analgesic? ~~CHS~~

7-3-12 Attacked by Chicks (17:00 walkin emergency - just ~~MS~~
happened). Head wound left temporal 9-10 - pellet/
2.5? RT. Pz. Exit wound caudal to left ear
RT. + lameness to groin. Rx: Carprofen 25, Pz
sid-bid (7); Amoxi 100 tid (R1). C/S sid-bid RT.
Pleasing.



2084 Oregon Street
St. Helens, Oregon 97051
Phone: (503) 397-3935 Fax: (503) 366-3990

Date 07/11/2012

Dean Crandall
58395 Lindsay Lane
Warren, Oregon 97053

Dog; Lucy Impounded for violation of ORS 609.155 livestock attack

Fees due:

07/10/2012	Impound fee	\$ 30.00
	Micro chip fee	\$ 25.00
07/10/2012 to case determination date	Boarding fee:	\$ 15.00 per day.

Recommendations:

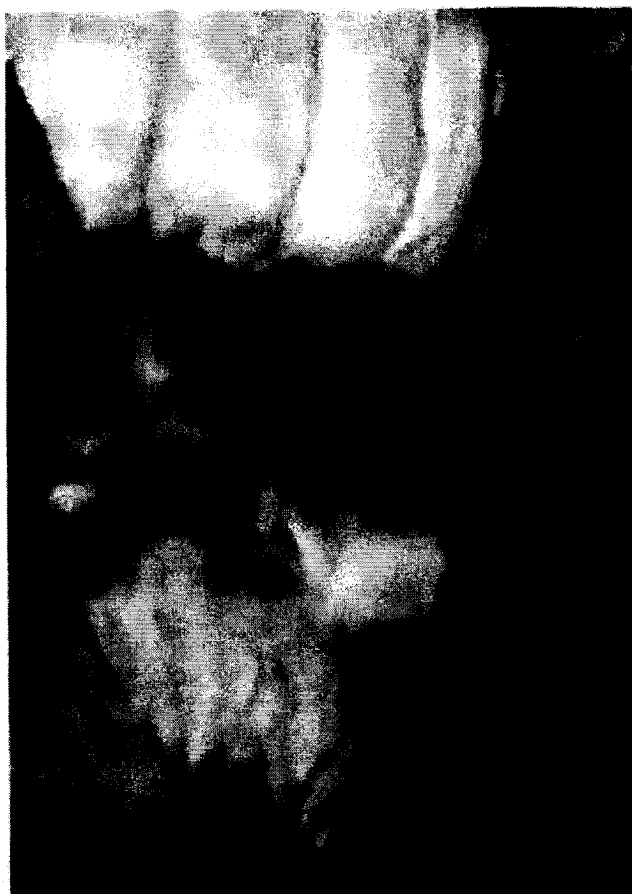
Dog Lucy may be returned to the owners upon payment of fees due and meeting of terms of conditions of return.

Dog Lucy would need to be relocated by owner into the city or other area small livestock animals are not residing.

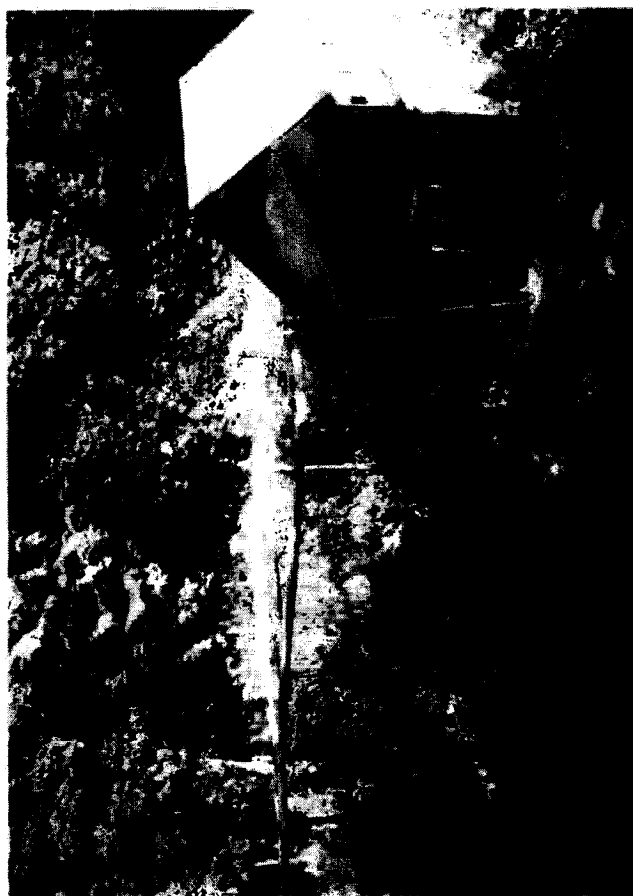
Dog Lucy should be restricted from returning to the Lindsay lane address. This is recommended due to:

- Owners disregard of the information from neighbors of prior attacks.
- Dog Lucy being involved in additional attacks after owners contacted by Animal Control.
- Dog Lucy being involved in additional attacks after being shot by the neighbor.
- Dog type is harder to maintain or secure inside a kennel area.
- Under ground fencing controls of a dog is limited in these type of cases.
- Additional attacks could lead to the dog Lucy being killed by the neighbor.

Dog Lucy would need to be micro chipped by the county prior to release.











SETTLEMENT AGREEMENT

This Settlement Agreement ("Agreement") is entered into by and between Columbia County, a political subdivision of the State of Oregon, and Dean Crandall.

RECITALS

WHEREAS, Dean Crandall is the registered owner of the dog "Lucy", described as a brown and black Dachshund; and

WHEREAS, evidence shows that on July 3rd, 2012, Lucy chased, attacked and injured several chickens, belonging to Elijah Olson, within their fenced enclosure: and

WHEREAS, Lucy was impounded at the Columbia County Animal Shelter pursuant to ORS 609.155 for harming and chasing livestock; and

WHEREAS, Columbia County Animal Control initiated a proceeding before the Columbia County Board of Commissioners to determine whether Lucy's actions constitute a violation of ORS 609.155 and to determine costs and fees; and

WHEREAS, Dean Crandall has elected to waive her right to a hearing on the violation and enter into this Settlement Agreement with Columbia County for the release of Lucy and disposition of the violation.

AGREEMENT

In consideration of the mutual promises set forth below, the parties hereby agree as follows:

Dean Crandall hereby admits that his dog, Lucy, chased and harmed livestock, and agrees to the following:

1. Lucy will be contained within the interior of the home, within a fenced area of at least 4 feet in height, or in an enclosed kennel when at the address of 58395 Lindsay Lane.
2. When Lucy is not contained within the home, fenced area or kennel and in an area where livestock animals are present, Lucy will be secured on a leash and under the direct handling of a person who is physically capable of maintaining control of Lucy.
3. Lucy will be micro chipped by Columbia County Animal Control and will be registered with the Department of Agriculture as required under ORS 609.168.
4. In the event Lucy escapes, Animal Control will be contacted immediately at non emergency dispatch number, (503) 397-3935.
5. The County will be immediately notified if Lucy is sold, transferred or rehomed.

6. Any acts of aggression by Lucy towards any person or livestock animal will be reported to Animal Control within 24 hours.
7. The Crandall's will pay the minimum civil fees of \$250 as required under ORS 609.162 (b) for a dog that has chased and harmed livestock.
8. The Crandall's will pay all impound, boarding, micro chip, civil penalties within 5 days of this order and/or prior to the release of the dog Lucy.
9. Failure to comply with any of the above terms will constitute a violation of ORS 609.095 (maintaining a dog as a public nuisance) and will subject Lucy to impoundment.

Dean Crandall further agrees to release and hold harmless Columbia County, its officers, agents and employees for any and all claims, suits or actions of any nature, including claims of injury to any person or persons or of damage to property arising out of the County's impoundment of the dog Lucy and enforcement of OTS 609.155.

Columbia County hereby agrees to release Lucy to Dean Crandall upon payment of all penalties, fees and costs as determined by Columbia County Board Order No. 37-2012 which is attached hereto and incorporated herein by this reference.

By: 
Dean Crandall

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

Date: 7-14-12

By: _____
Anthony Hyde, Chair

Approved as form

By: 
Office of County Counsel

Columbia County Animal Control
2084 Oregon Street
St. Helens, Oregon 97051

Fax: (503)366-3990

FEES DUE NOTICE

FOR:

Animal Shelter fees

NOTICE DATE 07/17/12

OWNER NUMBER 11706P

BILL TO:

Dean Crandall
58395 Lindsay Lane
Warren, Oregon 97053

DATE	DESCRIPTION	AMOUNT	RATE	TOTAL
7/10/12	Impound fee	1	30.00	30.00
7/2012	Micro Chip fee	1	25.00	25.00
7/10-18/12	Boarding fee	8	15.00	120.00
				\$175.00
				TOTAL DUE

MAKE CHECKS PAYABLE TO:
Columbia County Animal Control
2084 Oregon Street
St. Helen, Oregon 97051