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*Attorneys for Evergreen Aviation and Space Museum
and the Captain Michael King Smith Educational Institute*

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

In re:

The Falls at McMinnville LLC,

Debtor.

Bankr. No. 18-25492

Chapter 11

Honorable Chief Judge R. Kimball Mosier

**NOTICE OF MOTION FOR AN ORDER GRANTING
RELIEF FROM THE AUTOMATIC STAY
AND RELATED RELIEF AND NOTICE OF HEARING**

PLEASE TAKE NOTICE that Evergreen Aviation and Space Museum and The Captain Michael King Smith Educational Institute (collectively, the “**Museum**”) filed in the United States Bankruptcy Court for the District of Utah a Motion for Relief From Automatic Stay and Memorandum in Support.

YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

The Museum's Motion for Relief from the Automatic Stay requests that the Court grant relief from the automatic stay to (i) foreclose on the revenue stream from the Waterpark's operations; (ii) foreclose on the revenues generated by TFM's use of the Museum Campus; (iii) relief so that the Museum can properly advise the Yamhill County Tax Assessor by April 1, 2019 of its intention not to seek a property tax exemption; (iv) mitigate damages caused by the TFM and TFEC's breach of the Prepetition Transaction Documents (as defined in the Motion); (v) require an accounting by the Trustee of all receipts and disbursements by TFEC relating to revenues generated by, and costs of operating, the Waterpark, and the same for revenue-generating events hosted by TFEC/TFM on the Museum's Campus; and (vi) segregation by the Trustee of income generated from the operations of the Waterpark and revenues generated by TFM's hosting events on the Museum Campus.

If you do not want the Court to grant the relief being requested:

1. On or before **January 29, 2019** you or your lawyer must file with the

Bankruptcy Court a written objection explaining your position at:

Clerk of the Court
United States Bankruptcy Court
350 South Main Street, Room 301
Salt Lake City, UT 84101

If you mail your objection to the Bankruptcy Court for filing, you must mail it early enough so that the Court will **receive** it on or before the **Objection Deadline**. You must also mail a copy to the Museum at the address listed at the top of this form; AND

2. Attend a hearing on the matter which is set for the 12th day of February, 2019 at 11:00 a.m. in courtroom 369.

There will be no further notice of the hearing, and failure to attend the hearing will be deemed a waiver of your objection.

If you or your attorney do not take these steps, the Bankruptcy Court may decide that you do not oppose the relief being sought and may enter an order granting that relief. In the absence of a timely filed objection, the Museum may and will ask the Court to enter an order approving the relief without a hearing.

DATED: January 15, 2019

STOEL RIVES LLP

/s/ Oren B. Haker

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*Attorneys for Evergreen Aviation and Space
Museum and The Captain Michael King Smith
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CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of January, 2019 I filed a true and correct copy of the foregoing Notice of Motion for an Order Granting Relief From the Automatic Stay and Related Relief and Notice of Hearing with the United States Bankruptcy Court for the District of Utah by using the CM/ECF system. I further certify that the parties of record in this case, as identified below, are registered CM/ECF Users.

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I further certify the below parties who are not on the list to receive email notice/service for this case were served by U.S. First Class mail the 15th day of January, 2019.

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DATED: January 15, 2019



René A. Alvin