

APPROVAL:

John M. Laughlin 2-28-89
ASHLAND PLANNING COMMISSION DATE
PA 88-085

MINOR LAND PARTITION

located in
Donation Land Claim No. 39 in the
Southwest Quarter of Section 10, Township 39 South, Range 1 East of the
Willamette Base and Meridian,
JACKSON COUNTY OREGON
for

MICHAEL P. RARITY
1147 Beswick Way
Ashland, Oregon 97520

Filed for record this the 7 day of March, 1989
at 9:27 o'clock A.M. and recorded in Volume 9, Page 16
of "Minor Land Partitions" in Jackson County, Oregon.

Kathleen S. Bickett County Clerk
Robert L. Swain Deputy

ACCEPTED
Northeast Corner of Donation
Land Claim No. 39.
Fd. pipe with Brass Disk per
Recorded Survey No. 5612.
For additional information
see Recorded Survey No. 10905

SURVEYOR

SWAIN SURVEYING, INC. FEBRUARY 17, 1989

27 1/2 North Main Street
Ashland, Oregon 97520

SCALE: 1" = 50'
BASIS OF BEARING:

TRUE MERIDIAN AT N-S Centerline of Section 10
(derived from N.O.A.A. net)

- Fd. Monuments as shown
- Set 1/2 x 24 Inch Galvanized Iron Pipe with plug marked: SWAIN LS 759

QUINCY STREET

STREET

Fd. 1 Inch Iron Pipe,
10 Inches deep.
Tied In April, 1976.

WATER RIGHTS STATEMENT:

See Document No. 89-04492 of the
Official Records.

DEDICATION

KNOW ALL MEN BY THESE PRESENTS,

that I, Michael P. Rarity, am the owner in fee simple of those lands shown hereon as Parcels No. 1 and 2 and that I have caused the partitioning as shown hereon. I do hereby dedicate to the City of Ashland a public utility easement over, across and through those strips of land as shown hereon. The parking space denoted as 'CPS' and the transformer pad denoted as 'TR' shall be included in the public utility easements as dedicated with the stipulation that no above ground installations of any kind will be allowed in the area denoted as 'CPS' or in the area where the other four parking spaces are shown hereon. I further establish and make a 5 foot easement for screening, paving and public utilities over and across a strip of land on the Easterly side of Parcel No. 1 as shown hereon. Said screening is not to interfere with the utilization of the parking spaces as shown hereon. Parcels No. 1 and 2 shall utilize that portion of the flag of Parcel No. 2 and the 5 foot screening, paving and public utilities easement on Parcel No. 1 for ingress and egress, as required.

Examined and Approved this 24th day of February, 1989.

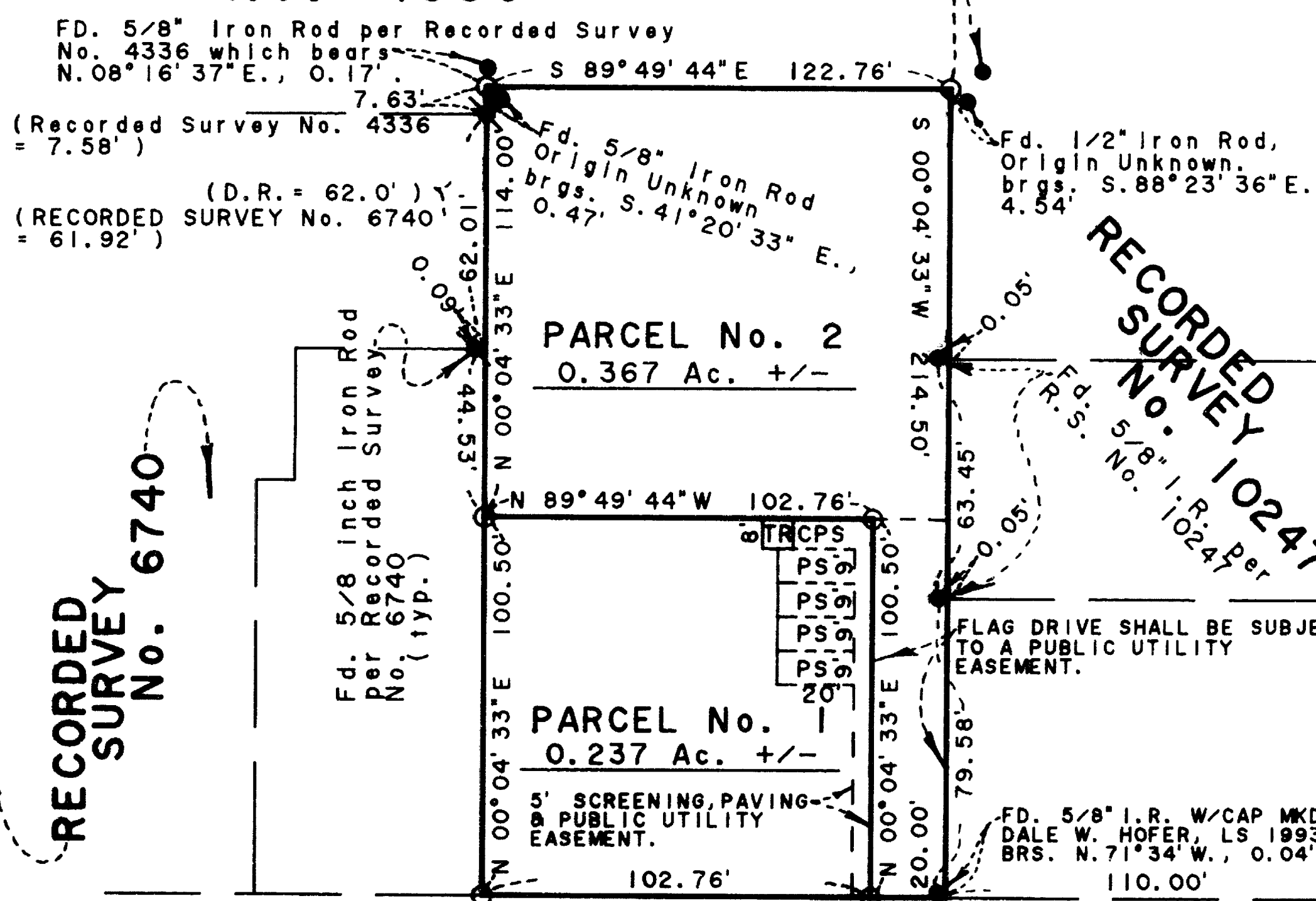
Jana Holm
City Surveyor

We certify that pursuant to Authority granted to us by the Ashland Planning Commission in open meeting of July 14, 1988, this map is hereby approved. Dated this 26 day of February, 1989.

Neil Benson President
John Ferguson Secretary

RECORDED SURVEY

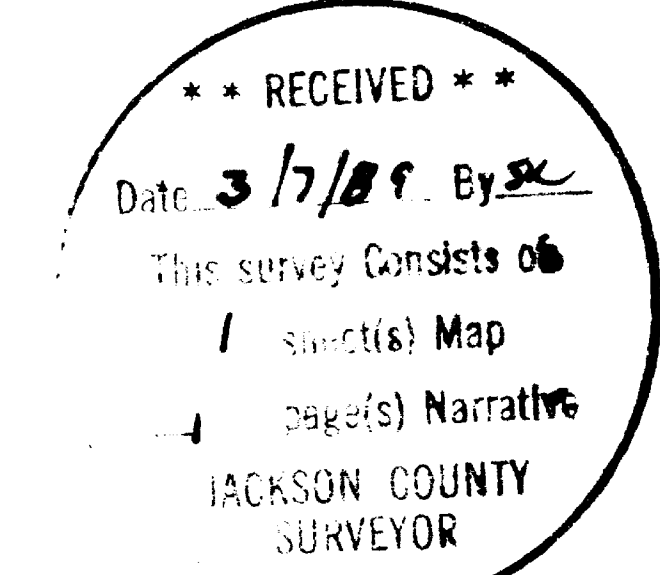
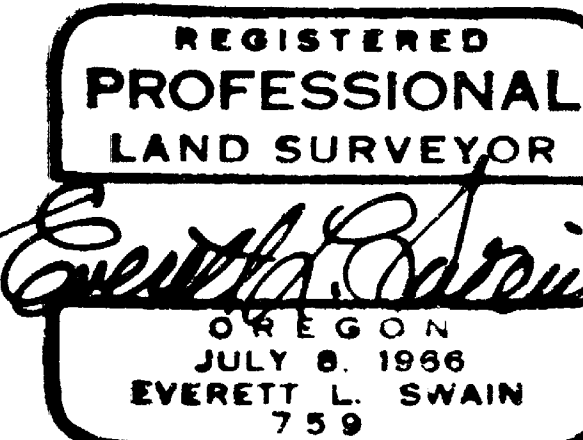
No. 4336



SURVEYOR'S CERTIFICATE

I, Everett L. Swain, Registered Professional Land Surveyor of the State of Oregon No. 759, hereby certify that this map is conformable to the field notes and the survey has been correctly executed within the requirements and regulations of the state of Oregon.

Everett L. Swain
Surveyor



IN WITNESS WHEREOF,

I have set my hand and seal this 23 day of February, 1989.

Michael P. Rarity
Michael P. Rarity

STATE OF OREGON

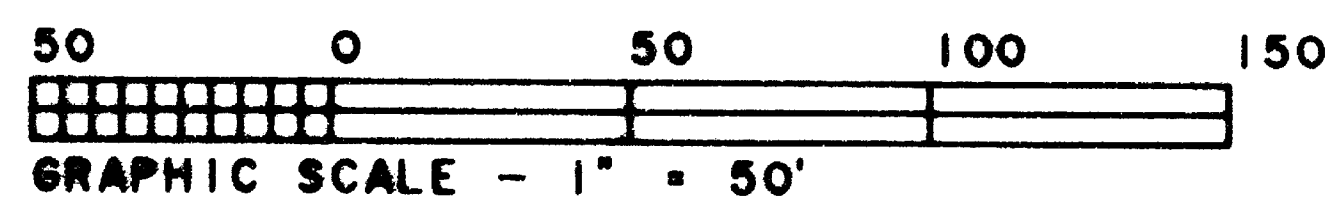
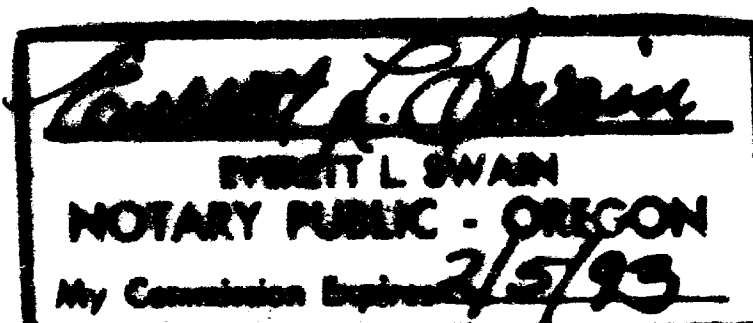
County of Jackson

2/23/89 A.D., 1989

Personally appeared the above named Michael P. Rarity and acknowledge the foregoing instrument to be his voluntary act and deed.

Before me:

ACCEPTED
Southwest Corner of Donation
Land Claim No. 39
Fd. pipe with Brass Disk in Monu. Case.
Re: City of Ashland reference notes.



N 89° 49' 44" W
(RECORD WEST)

WIGHTMAN STREET

ACCEPTED
Southeast Corner of Donation
Land Claim No. 39
Fd. pipe with Brass Disk in
Monu. Case.
Re: City of Ashland R.P. Notes in 1970.

Tax Lot 500, 39-1E-10CB
Job: MR 1320T
File: MR 1320T1



SWAIN SURVEYING, INC.

27 1/2 North Main Street
Ashland, Oregon 97520

Survey No. **11530**

**SURVEY NARRATIVE TO COMPLY WITH PARAGRAPH 209.250
OREGON REVISED STATUTES**

SURVEY FOR: Michael P. Rarity
1147 Beswick Way
Ashland, Oregon 97520

LOCATION: Situated in Donation Land Claim No. 39 in the Southwest Quarter of Section 10, Township 39 South, Range 1 East of the Willamette Base and Meridian, Jackson County, Oregon.

PURPOSE: To Partition into two parcels of land, the present ownership of Michael P. Rarity as shown hereon. Also, to prepare 2 legal descriptions.

PROCEDURE: After conducting extensive research of the tracts of land which are adjoining this subject parcel, reviewed the various recorded surveys as shown on the accompanying map. There is some question about the validity of holding the west boundary line of the Rarity tract parallel to the East boundary line of Donation Land Claim No. 39 as shown by Recorded Surveys No. 6740 and 10247. However, in evaluating the found monuments, some of known origin and some of unknown origin, along with physical improvements, it was felt that to do other than to hold a parallelism with the East boundary line of Donation Land Claim No. 39, would be an injustice to the neighborhood. However, Iowa Street was controlled by the South boundary line of Donation Land Claim No. 39 as shown hereon, and the thinking of Recorded Surveys No. 4336 and 10247 was rejected. A very small encroachment along the East boundary line of the Rarity tract exist, as created by prior surveys. The remaining of this survey is as shown on the accompanying map.

BASIS OF BEARING: True Meridian at the North-South centerline of Section 10 as derived from the National Oceanic and Atmospheric Administration (formerly Coast and Geodetic Survey) survey net established in 1968 and filed in the office of the Jackson County Surveyor.

FEBRUARY 17, 1989

ref: MR1320T.NAR

SWAIN SURVEYING, INC.
27 1/2 North Main Street
Ashland, Oregon 97520

Tax Lot 500, 39-1E-10CB

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Everett L. Swain
OREGON
JULY 6, 1966
EVERETT L. SWAIN
759

** RECEIVED **
Date 3/7/89 By SK
This survey Consists of
1 sheet(s) Map
1 page(s) Narrative
JACKSON COUNTY
SURVEYOR