

I, Kathleen S. Beckett, County Clerk for Jackson County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.
Kathleen S. Beckett - County Clerk

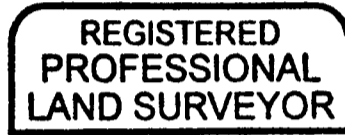
AFFIDAVIT OF CORRECTION
Pursuant to O.R.S. 209.255

18 447

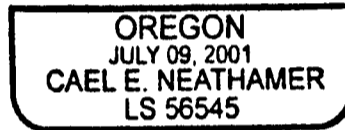
Be it hereby noted that on Partition Plat filed for record October 1, 2004 and recorded as Partition Plat Number P-60-2004 of the Records of Partition Plats in Jackson County, Oregon, and filed as Survey Number 18447 in the office of the Jackson County Surveyor, a drafting error was made affecting the bearing a portion of the southerly line of the subject partition. Said bearing is shown as South 89°51'44" West, with a distance of 945.52 feet. The bearing of said line should be North 89°51'44" West.

Date: August 10, 2005

Cael E. Neathamer



Cael E. Neathamer

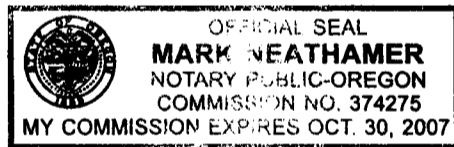


RENEWAL DEC. 31, 2006

STATE OF OREGON)
County of Jackson) ss.

Before me on August 10th, 2005, personally appeared the above named Cael E. Neathamer, a Registered Professional Land Surveyor, and acknowledged the foregoing instrument to be his voluntary act and deed.

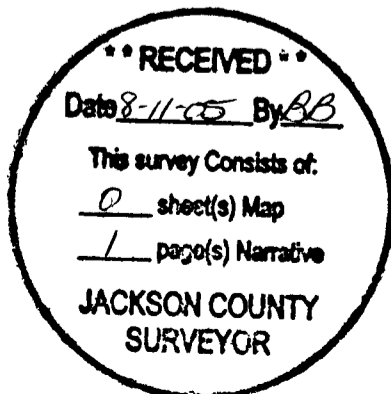
Mark Neathamer



I, Roger R. Roberts, Jackson County Surveyor, do hereby certify that I have examined this Affidavit of Correction and that the changes are permitted in accordance with Chapter 209, Paragraph 255, Oregon Revised Statutes.

August 10, 2005
Date

Roger R. Roberts
Jackson County Surveyor



PARTITION PLAT NO. P-60-2004

Located in the Northwest One-quarter of Section 12 and the Southwest One-quarter of Section 1, Township 37 South, Range 2 West, Willamette Meridian, Jackson County, Oregon

NARRATIVE:

Purpose: Perform a boundary survey, prepare and file a Partition Plat pursuant to Client's instructions and the Tentative Plan conditionally approved by the City of Central Point, Oregon, Planning Commission on July 8, 2004.

Procedure: Utilizing Trimble 5700 Global Positioning System equipment, a Nikon DTM-520 with a Ranger 200R with TDS software, all found monuments were tied via Global Positioning System redundant ties, and/or within closed traverses. References for this survey include the following: 95-04439, 95-04440 and 00-50801 of the Official Records of Jackson County, Oregon; and, Survey's Numbered 10558, 14401, 16429 and 16384 as filed in the office of the Jackson County Surveyor.

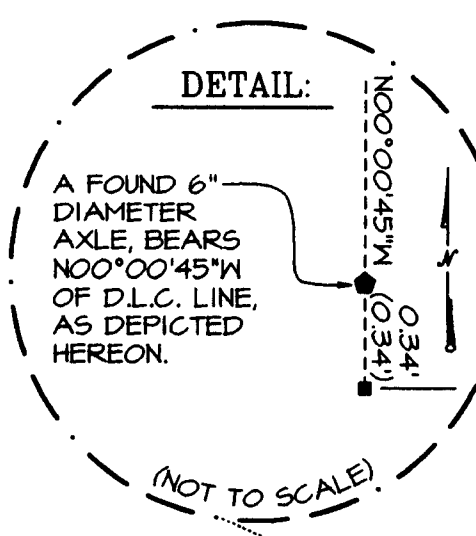
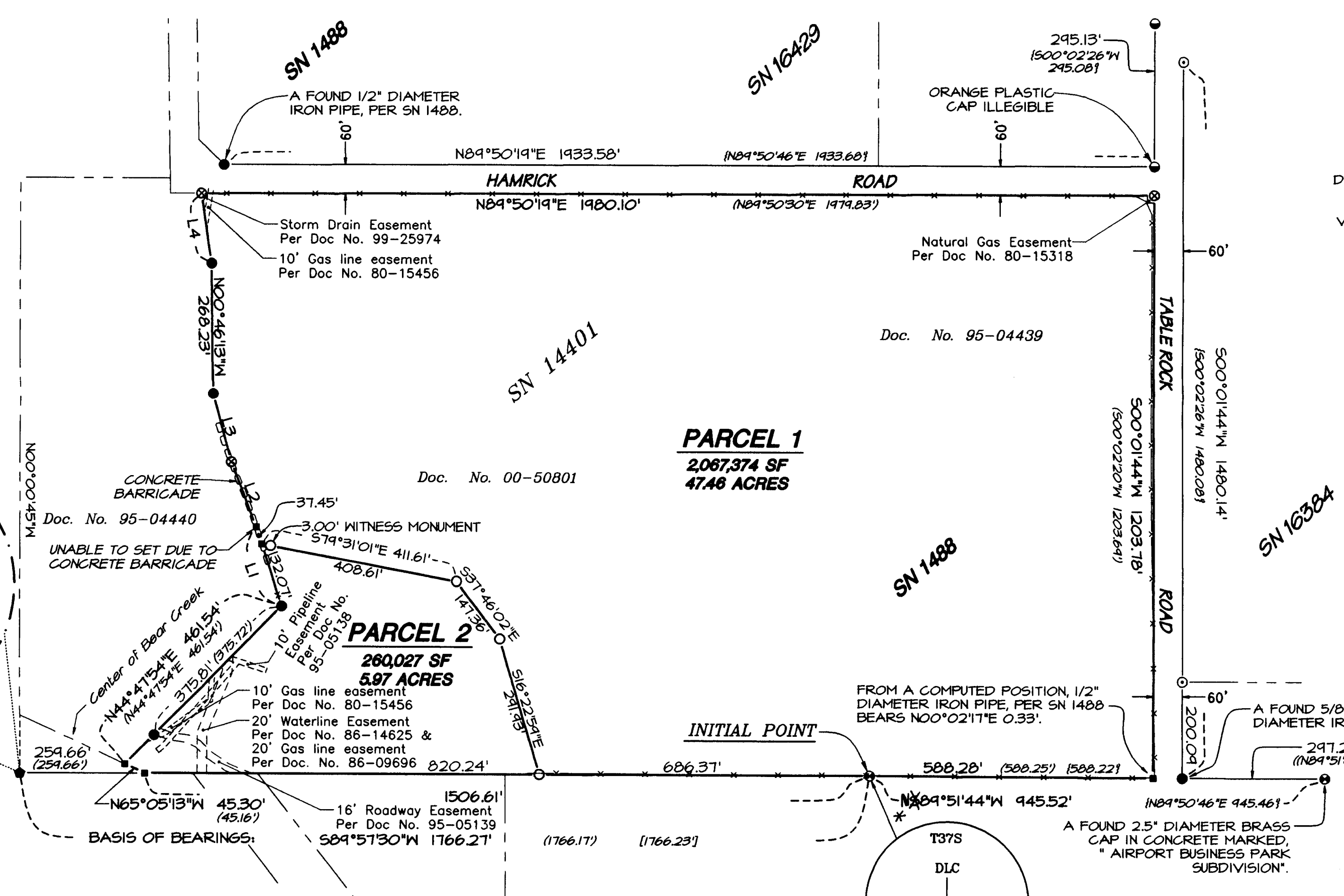
The tract of land surveyed, as depicted hereon, is pursuant to a property line adjustment performed by Mark Boyden, per Document Number 95-04439 of the Official Records of Jackson County, Oregon and Survey Number 14401 as filed in the office of the Jackson County Surveyor.

PREPARED FOR:

MODOC ORCHARDS
Two University Plaza, Suite 410
Hackensack, NJ 07601

LEGEND

- Indicates a set 5/8-inch diameter iron pin, 24 inches in length, with an orange plastic cap marked "NEATHAMER LS 56545", top set flush with the surface.
- ⊗ Indicates a set 5/8-inch diameter iron pin, 30 inches in length, with an orange plastic cap marked "NEATHAMER LS 56545", top set flush with the surface.
- Indicates a found 5/8-inch diameter iron pin with a red plastic cap marked "M. BOYDEN RLS 281", refer to SN 14401, unless otherwise noted hereon.
- ⊕ Indicates a found 2.5-inch diameter brass cap marking the S.E. corner of D.L.C. No. 56, per County Surveyor 1990 Re-estab notes, unless otherwise noted hereon.
- ⊙ Indicates a found 5/8-inch diameter iron pin with an orange plastic cap marked "HARDEY ENGINEERING & ASSOCIATES", per SN 16429.
- ⊖ Indicates a found 5/8-inch diameter iron pin, 24 inches in length, with a red plastic cap marked "M. BOYDEN PLS 281", refer to SN 16384.
- Indicates a computed position, nothing found or set.
- SN Indicates a survey filed number in the office of the Jackson County Surveyor.
- Doc. No. Indicates an instrument recorded by number of the Official Records of Jackson County, Oregon.
- Vol. Pg. Indicates a Volume and Page of the Deed Records of Jackson County, Oregon.
- D.L.C. Indicates Donation Land Claim.
- () Indicates Record Information per SN 14401
- [] Indicates Record Information, per SN 10558.
- { } Indicates Record Information, per SN 16429.
- (()) Indicates Record Information, per SN 16384.
- x- Indicates an existing fence.
- * AFFIDAVIT OF CORRECTION Doc No. 05-048472 (CS 18447) Arguehuter, C.S., 8/11/05



LINE TABLE

LINE #	BEARING	DISTANCE
L1	N18°11'12\"W	169.52'
L2	N21°04'25\"W	144.09'
L3	N15°00'05\"W	149.26'
L4	N08°32'53\"W	145.10'

**** RECEIVED ****
DATE 10-1-04 BY ES
This survey consists of:
2 sheet(s) Map
2 page(s) Narrative
JACKSON COUNTY SURVEYOR

I hereby certify that this is an exact copy of the original.
Carl E. Neathamer
Surveyor

REGISTERED PROFESSIONAL LAND SURVEYOR

Carl E. Neathamer
OREGON
JULY 08, 2001
CAEL E. NEATHAMER
56545

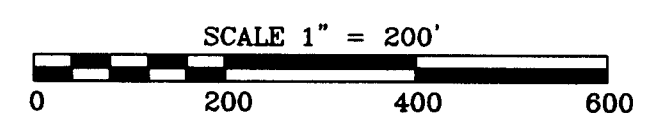
Renewal Date 12/31/04

BASIS OF BEARINGS:

South Line of Donation Land Claim Number 56, per Survey Number 14401, as filed in the office of the Jackson County Surveyor.

PREPARED BY: Neathamer Surveying, Inc.
100 East Main St., Suite N
P.O. Box 1584
Medford, Oregon 97501-0120
Phone (541) 732-2869
FAX (541) 732-1382

PROJECT NUMBER: 03087 DATE: August 31, 2004
Sheet 2 of 2 © LTM



* See Aff. of Correction Attached

PARTITION PLAT NO. P-60-2004

Located in the Northwest One-quarter of Section 12 and the Southwest One-quarter of Section 1, Township 37 South, Range 2 West, Willamette Meridian, Jackson County, Oregon

PREPARED FOR:

MODOC ORCHARDS
Two University Plaza, Suite 410
Hackensack, NJ 07601

DECLARATION:

KNOW ALL PERSONS BY THESE PRESENTS, that , MODOC ORCHARDS, JAYNE A Partnership comprised of Jaynedoc, a New Jersey Corporation and Jayne Joseph, hereafter referred to as Declarants, are the owners in fee simple of the lands as described in the "SURVEYOR'S CERTIFICATE" herewith, and have caused the same to be partitioned into Parcels 1 and 2 as depicted hereon.

AFFIDAVIT OF CONSENT FOR SUBDIVISION FROM MODOC ORCHARDS, A PARTNERSHIP COMPRISED OF JAYNE DOC, A NEW JERSEY CORPORATION AND JAYNE JOSEPH, RECORDED AS DOCUMENT NUMBER 04-57834 IN THE OFFICIAL RECORDS OF JACKSON COUNTY, OREGON.

NOTES:

This Partition Plat is subject to the following matters of record:

- 1) Regulations, including levies, assessments, water and irrigation rights and easements for ditches and canals of the Rogue River Irrigation District.
- 2) Regulations, including levies, liens, assessments, rights-of-way and easements of the Rogue Valley Sewer Services.
- 3) Rights of the public, riparian owners and governmental bodies in that portion of the hereon described property lying below the high water mark for Bear Creek.
- 4) Easements for the transmission and distribution of electricity in favor of PacifiCorp, or its predecessor or successor in interest recorded Documents Numbered: Volume 233, Page 134, Volume 340, Page 124, Volume 349, Page 103, Volume 471, Page 174 and Volume 522, Page 141 all of the Deed Records of Jackson County, Oregon. Exact location is not given.
- 5) An agreement, including the terms and provisions thereof recorded September 23, 1963 as Volume 553, Page 345 of the Deed Records of Jackson County, Oregon.
- 6) Easements to construct, entrench, maintain and operate a pipe line with necessary valves and appurtenances thereto granted to CP National Corporation in Documents Numbered 80-05222, 80-15318, 80-15456 and 80-19406 (does not effect this property) in the Official Records of Jackson County, Oregon.
- 7) Easements for constructing, reconstructing, maintaining, using operating and repairing pipeline facilities of the municipal water system granted to the City of Medford recorded in Documents Numbered 86-09696 and 86-14625 of the Official Records of Jackson County, Oregon.
- 8) An easement for an existing underground water pipeline recorded in Document Number 95-05138 of the Official Records of Jackson County, Oregon.
- 9) An easement to construct, reconstruct, maintain and repair a dirt or gravel road recorded in Document Number 95-05139 of the Official Records of Jackson County, Oregon.
- 10) An easement for the installation and maintenance of a storm drain line granted to the City of Central Point in Document Number 99-25974 of the Official Records of Jackson County, Oregon.
- 11) Hazardous substances certificate and indemnity, including the terms and provisions thereof, records December 15, 2000 as Document Number 00-50803 of the Official Records of Jackson County, Oregon.

APPROVALS:

[Signature] 9-15-04
Central Point Planning Department Date

Examined and approved this 8th day of September, 2004.

[Signature]
Jackson County Surveyor

TAX STATEMENT APPROVAL:

ALL TAXES, FEES, ASSESSMENTS, OR OTHER CHARGES AS REQUIRED BY O.R.S. 92.095 HAVE BEEN PAID AS OF OCTOBER 1ST, 2004.

[Signature] 10/1/04 [Signature] 10-1-04
ASSESSOR Date TAX COLLECTOR Date

SURVEYOR'S CERTIFICATE

I, Cael E. Neathamer, a Registered Professional Land Surveyor of the State of Oregon, do hereby certify that I have correctly surveyed and marked with the proper monuments, as provided by law, the tract of land shown hereon and that this plat is a correct representation of said tract and that the following is an accurate description of the boundary lines of the parent tract of land as set forth hereon:

All that certain real property as described in Document Number 00-50801, as recorded in the Official Records of Jackson County, Oregon being located in the Northwest One-quarter of Section 12 and the Southwest One-quarter of Section 1, Township 37 South, Range 2 West, Willamette Meridian, Jackson County, Oregon, being more particularly described as follows:

Beginning at the East-Southeast corner of Donation Land Claim No. 56, Township 37 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon and the Initial Point; thence along the southerly boundary of said claim, South 89°51'30" West, 1506.61 feet to a point on the centerline of Bear Creek, being the most easterly corner of tract described in Instrument No. 90-22522 of the Official Records of said County; thence along said creek centerline, North 65°05'13" West, 45.30 feet; thence leaving said centerline of creek, along the westerly line of said Document Number 00-50801 the following courses; North 44°47'54" East, 461.54 feet to a 5/8" rebar with red plastic cap; North 18°11'12" West, 169.52 feet; North 21°09'25" West, 144.09 feet; North 15°00'05" West, 149.26 feet to a 5/8" rebar with red plastic cap; North 00°46'13" West, 268.23 feet to a 5/8" rebar with red plastic cap; North 08°32'53" West, 145.10 feet to the southerly right-of-way line of Hamrick Road; thence leaving said westerly line, along said right-of-way line, North 89°50'19" East, 1980.10 feet to the westerly right-of-way of Table Rock Road; thence along last said right-of-way line, South 00°01'44" West, 1203.78 feet to intersect the North boundary of Donation Land Claim No. 58 of said Township, Range and Meridian; thence along the North boundary of said Claim No. 58, North 89°51'44" West, 588.28 feet, to the True Point of Beginning.

Cael E. Neathamer
Surveyor

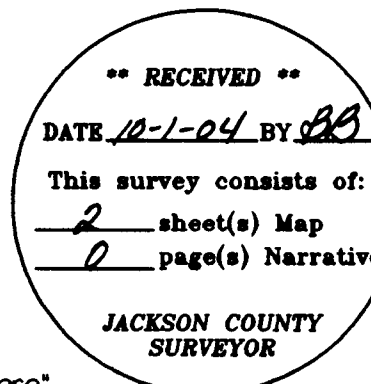
RECORDING:

FILED FOR RECORD THIS THE 01 DAY OF October, 2004 AT 1:23 O'CLOCK P.M. AND RECORDED AS PARTITION PLAT NO. P-60-2004 OF THE RECORDS OF PARTITION PLATS IN JACKSON COUNTY, OREGON. INDEX VOLUME 15, PAGE 60.

[Signature] [Signature]
COUNTY CLERK DEPUTY

COUNTY SURVEYOR FILE NO. 18447

I hereby certify that this is an exact copy of the original.
Cael E. Neathamer
Surveyor



REGISTERED PROFESSIONAL LAND SURVEYOR

Cael E. Neathamer
OREGON JULY 08, 2001 CAEL E. NEATHAMER 56545

Renewal Date 12/31/04

PREPARED BY: Neathamer Surveying, Inc.
100 East Main St., Suite N
P.O. Box 1584
Medford, Oregon 97501
Phone (541) 732-2869
FAX (541) 732-1382

PROJECT NUMBER: 03087 DATE: August 31, 2004
Sheet 1 of 2 © LTM