

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

Survey For: Scott Holliman 4794 Old Sam's Valley Road Gold Hill, OR. 97525

## Location:

Southeast one-quarter of Section 30, Township 35 South, Range 2 West, Willamette Meridian, Jackson County, Oregon

## Purpose:

To survey and document the location of the fence line per Jackson County Circuit Court Case 72-570-E. The fence controls the west line of the lands described within Deed documents 98-19742 and 02-16554, Official Records of Jackson County, Oregon.

Procedure: I began this survey with an analysis of the survey performed by Edward McGinity, reference file survey No. 4593. The purpose of McGinty's survey was to monument the lands eventually described within documents 98-19742 and 02-16554. The boundaries of parcels within the area are controlled by sectional subdivision lines, McGinity indicates within his narrative (S.N. 4593) that he "performed a theoretical subdivision of the section to determine the north line, the easterly line determined by a combination of data, deed recitals, and apparent intent to be parallel with the east line of the section". McGinity goes on to indicate he ran the west line "north based on a solar observation" as most of the adjacent deed calls refer to a bearing of North".

The fence and access driveway situated to the east of McGinty's line was moved west to McGinity's line. This resulted in Jackson County Circuit Court Case 72-570-E, the Decree ordered the fence and easement returned to the former location and once restored the fence became the "true boundary". The Defendant was to have the fence restored to the original location, surveyed and a true description prepared by a registered surveyor and the description filed with the Court (volume 283 Page 287).

I performed a survey tying the corner of Sections 29, 30, 31 and 32 and the one-quarter corner of Sections 30 and 31, Township 35 South, Range 2 West, Willamette Meridian as a basis of bearing. I performed a search for the monuments established by McGinty which controlled his description of the fence line. Monuments were recovered as shown on the attached map of survey and ties were made to the existing fence alignment. Measurements shown on the attached map of survey were observed at posts along the fence line. McGinty's description of the relocated fence line begin and end with ties to his monuments with one angle point in the fence alignment. I compared the existing fence location with McGinty's alignment and found a reasonable comparison. McGinty's description contains a distance error between the north terminus of the fence line (intersection with an East-West fence) and his referenced monument to the West. I utilized McGinty's survey map and his description of the relocated fence and found a 10.00 foot closing error in departure, McGinty's closing distance (record) is 15.8 feet and my field measurement is 25.8 feet. Utilizing a distance of 25.80 feet the closure is correct.

Mr. Scott Holliman indicated that the current fence is in the same location as when he purchased the property. He indicated the southerly portion of the fence from his south line northerly to the point where his driveway turns east to his residence was in need of replacement when he purchased the property in 1998. He removed the fence and replaced it with new materials in the same location. Mr. Holliman indicated the fence northerly from his driveway was in the same location as when he acquired the property. Mr. Holliman's deed references the Circuit Court case for the location of the west boundary he did not understand the fence was the property line.

I reviewed historical aerial photographs on file with Jackson County from 1978 to 2005 and confirmed the location of the fence and the residences utilizing the driveway to have been in the same location since 1978. I spoke with adjacent landowners and they also confirmed the the location of the fence and driveway.

Basis of Bearing: SN 4593

Equipment utilized in this survey:

Nikon DTM 420 Electronic Total Station and related equipment.

Date of Survey: March 7, 2007

Surveyor:

HAROLD L. CENTER, P.L.S. Oregon Certificate No. 1071 Certificate Renewal Date: 12/31/03 2604 David Lane

Medford, OR. 97504 541-535-6108



