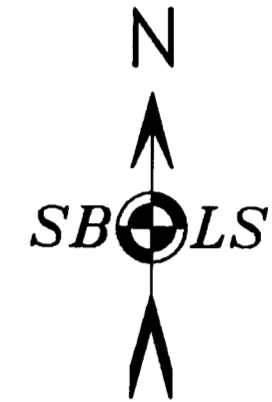


**MAP OF SURVEY**

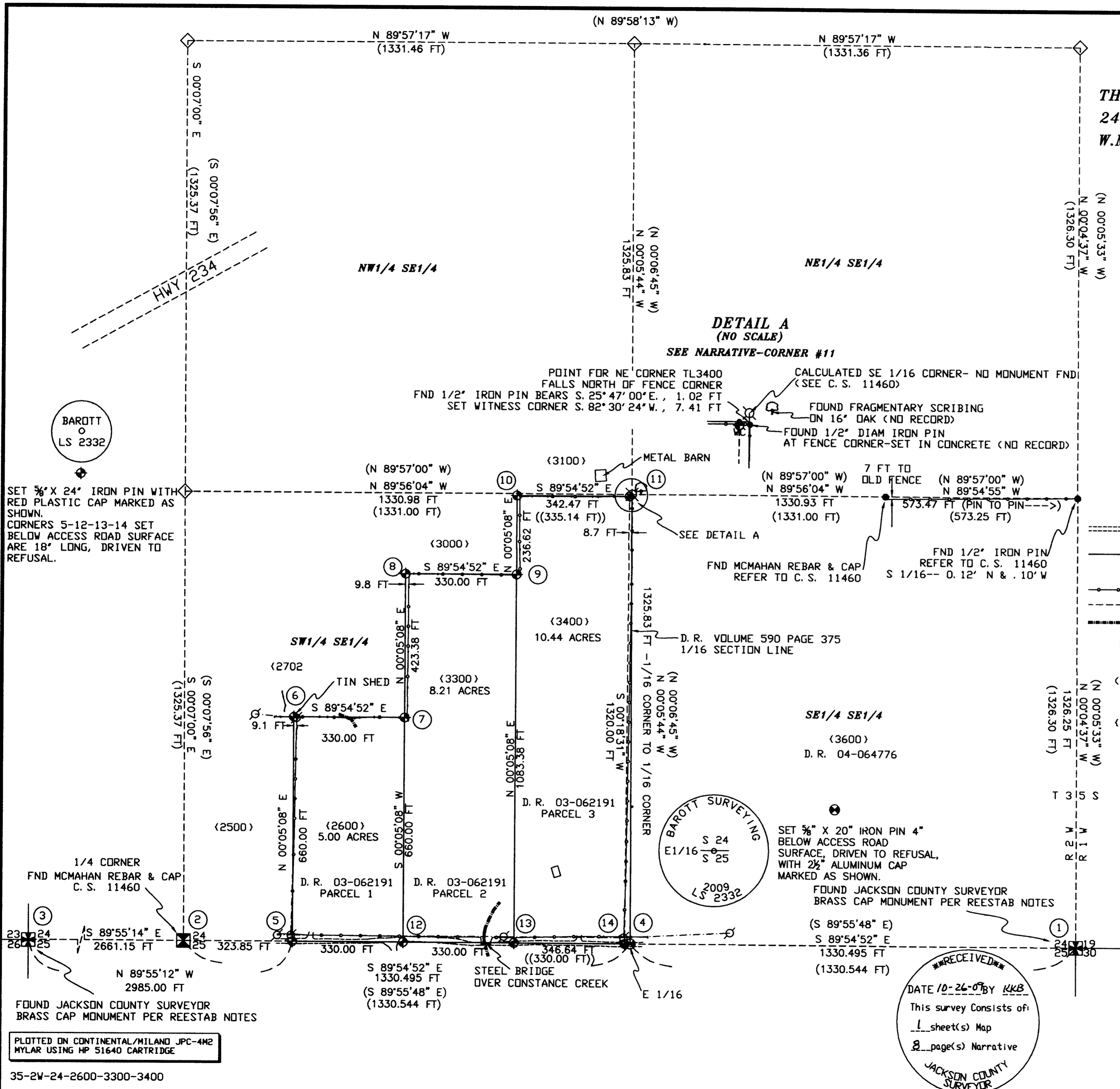
LOCATED IN:  
**THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 35 SOUTH, RANGE 2 WEST, W.M., JACKSON COUNTY, OREGON**



BASIS OF BEARING GEODETIC (TRUE MEAN) FROM GPS- SOUTH LINE OF SECTION 24 BETWEEN CORNERS #1 & 2

**LEGEND**

- (10) CORNER # -SEE NARRATIVE FOR DESCRIPTION
  - ACCESS ROAD (GLASS LANE)
  - CHURBA PROPERTY BOUNDARIES LOCATED THIS SURVEY
  - ◇ CALCULATED POINT-NO MONUMENT FOUND OR SET
  - EXISTING FENCELINE
  - CALCULATED SECTION SUBDIVISION LINE
  - CONSTANCE CREEK (NOW A DRY CHANNEL)
  - ( ) RECORD FROM RECORDED SURVEY NO. 11460 JACKSON COUNTY SURVEYOR'S OFFICE
  - D. R. DEED RECORD, JACKSON COUNTY, OREGON
  - (( )) RECORD FROM 03-062191
  - OVERHEAD UTILITY POLE
  - ( ) CURRENT TAX LOT NUMBERS
- SEE ATTACHED NARRATIVE**



**MAP OF SURVEY**

<b>DRAWN</b> S B L S	<b>DATE</b> 10-22-09	<b>RAYMOND L CHURBA</b> PO BOX 2322 WHITE CITY, OR 97503 (300 GLASS LANE)
<b>APPROVED</b>	<b>DATE</b>	<b>PROJECT NO.</b> 2009-31
<b>SCALE</b> 1"=200'	<b>SHEET</b>	

**STEPHAN BAROTT LAND SURVEYING**

REGISTERED PROFESSIONAL LAND SURVEYOR  
 Stephan Barott  
 OREGON JULY 28, 1988  
 STEPHAN L. BAROTT 2332  
 MY CERTIFICATE EXPIRES DECEMBER 31, 2011

**S B L S**  
 1446 ST. ANDREW WAY  
 MEDFORD, OREGON 97504  
 541-776-1272  
 fax 541-776-2956  
 sbarott@charter.net

BAROTT SURVEYING  
 S 24  
 E 1/16  
 S 25  
 LS 2009  
 LS 2332

SET 5/8" X 20" IRON PIN 4" BELOW ACCESS ROAD SURFACE, DRIVEN TO REFUSAL, WITH 2 1/2" ALUMINUM CAP MARKED AS SHOWN.

FOUND JACKSON COUNTY SURVEYOR BRASS CAP MONUMENT PER REESTAB NOTES

(S 89°55'48" E)  
 S 89°54'52" E  
 1330.495 FT  
 1330.544 FT

DATE 10-26-09 BY KKB  
 This survey consists of:  
 1 sheet(s) Map  
 2 page(s) Narrative

JACKSON COUNTY SURVEYOR

**Survey Narrative to Comply with  
Oregon Revised Statutes, Paragraph 209.250**

A 60P Spike with a pink stake chaser bears North 52°58'39" East, 30.07 feet. GPS coordinates on file with this office.

13. South corner for Tax Lots 3300 and 3400.

At the corner point, I set a 5/8" diameter X 18" long iron pin with red plastic cap marked "BAROTT LS 2332" and driven to refusal 4" below the surface of Glass Lane.

From which;

A Utility Pole bears North 58°56'30" West, 35.3 feet.

The northeast corner of a steel bridge over Constance Creek bears North 89°23'11" West, 69.67 feet.

A 60P Spike with a pink stake chaser bears North 81°58'28" East, 71.56 feet. GPS coordinates on file with this office.

14. Southeast corner of Tax Lot 3400.

At the corner point as described in D.R. 03-062191, I set a 5/8" diameter X 18" long iron pin with red plastic cap marked "BAROTT LS 2332" and driven to refusal 4" below the surface of Glass Lane.

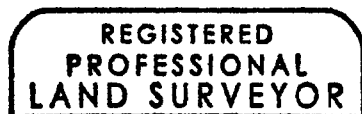
From which;

Utility Pole B14132 bears North 11°58'52" West, 18.75 feet.

A 1/2" diameter iron pin with a pink plastic cap marked "SBL CONTROL" bears North 16°36'24" East, 11.25 feet. GPS coordinates on file with this office.

The East one-sixteenth corner for Section 24 and 25, previously described, bears South 89°54'52" East, 16.64 feet. This corner is know as the true Southeast corner for Tax Lot 3400.

**DATE OF SURVEY: October 22, 2009**



*Stephan Barott*



*Expires: 12-31-2011*

**Survey Narrative to Comply with  
Oregon Revised Statutes, Paragraph 209.250**

A ½” iron pin set inside a ¾ inch iron pipe, and in concrete of a fence corner of a fence corner of a North and West wire fence bears South 80°57’50” East, 10.5 feet. No record of iron pin found.

A ½” diameter iron pin with a pink plastic cap marked “SBL5 CONTROL” bears South 89°15’05” East, 19.21 feet. GPS coordinates on file with this office.

10. Northwest corner of Tax Lot 3400.

At the corner point, I set a 5/8” X 24” long iron pin with red plastic cap marked “BAROTT LS2332”

From which:

A fence corner of a South and East wire fence bears South 88°25’16” East, 7.3 feet.

A ½” diameter iron pin with a blue plastic cap marked “SBL5 CONTROL” bears South 75°58’55” East, 46.34 feet. GPS coordinates on file with this office.

11. Northeast corner of Tax Lot 3400, as described in D.R. 03-062191.

Corner point falls on north edge of a 4” wooden fence post set in concrete. Fence bears East-West.

From which;

A witness corner, a 5/8” X 24” long iron pin with a red plastic cap marked “BAROTT LS 2332” bears South 01°03’20” West, 0.98 feet.

A ½” diameter iron pin set in concrete in fence corner bears South 83°12’07” East, 7.82 feet. No record of iron pin found.

The face of a 16 Oak with fragmentary scribing visible, bears North 80°14’32” East, 34.25 feet. No record of this tree could be found.

The calculated position for the Southeast one-sixteenth corner for Section 24 bears North 51°30’59” East, 9.35 feet. Nothing found at this location.

The true Northeast corner for Tax Lot 3400 located on the one-sixteenth Section line, bears South 89°54’52” East, 7.33 feet distance.

12. South corner for Tax Lots 2600 and 3300.

At the corner point, I set a 5/8” diameter X 18” long iron pin driven to refusal, 2 feet south of south edge of Glass Lane,

From which;

**Survey Narrative to Comply with  
Oregon Revised Statutes, Paragraph 209.250**

6. Northwest corner of Tax Lot 2600.

At the corner point, I set a 5/8" X 24" long iron pin with red plastic cap marked "BAROTT LS2332"

From which:

Utility Pole set near the corner of a South-East-West wire fence, bears South 68°16'00" East, 8.6 feet.

The Southwest corner of a tin shed bears North 14°17'02" West, 1.1 feet.

A 1/2" diameter iron pin with a blue plastic cap marked "SBLs CONTROL" bears South 82°54'07" East, 152.03 feet. GPS coordinates on file with this office.

7. Northeast corner of Tax Lot 2600.

At the corner point, I set a 5/8" X 24" long iron pin with red plastic cap marked "BAROTT LS2332"

From which:

A fence corner of a North and East wire fence bears South 88°25'16" East, 7.3 feet.

A 1/2" diameter iron pin with a blue plastic cap marked "SBLs CONTROL" bears South 64°10'10" East, 13.89 feet. GPS coordinates on file with this office.

8. Northwest corner of Tax Lot 3300.

At the corner point, I set a 5/8" X 24" long iron pin with red plastic cap marked "BAROTT LS2332"

From which:

A 1/2" diameter iron pin set in concrete of a fence corner of a South and East wire fence bears North 85°53'12" East, 9.61 feet. No record of iron pin found.

A 1/2" diameter iron pin with a blue plastic cap marked "SBLs CONTROL" bears South 82°47'26" East, 23.20 feet. GPS coordinates on file with this office.

9. Northeast corner of Tax Lot 3300.

At the corner point, I set a 5/8" X 24" long iron pin with red plastic cap marked "BAROTT LS2332"

From which:

**Survey Narrative to Comply with  
Oregon Revised Statutes, Paragraph 209.250**

**CORNERS ESTABLISHED THIS SURVEY:**

4. The East one-sixteenth corner for Sections 24 and 25, Township 35 South, Range 2 West, of the Willamette Meridian, Jackson County, Oregon.

At the corner point, I set a 5/8" X 20" long iron pin driven to refusal and 4" below the surface of Glass Lane, with a 2 1/2" diameter aluminum cap, marked:

BAROTT SURVEYING  
S24  
E 1/16 \_\_\_\_\_  
S 25  
2009  
LS 2332

From which;

A 5/8" diameter iron pin with a red plastic cap marked "BAROTT LS2332" bears North 89°54'52" West, 16.46 feet.

A 1/2" diameter iron pin with a pink plastic cap marked "SBL CONTROL" bears North 51°09'31" West, 17.24 feet. GPS coordinates on file with this office.

Utility Pole #B14132 bears North 48°11'14" West, 27.55 feet.

The NAD-83 Geodetic position of this corner is as follows:

Latitude      42°30'20.03688" North  
Longitude    122°52'51.23380" West  
Elevation    1314.73 feet

5. Southwest corner of Tax Lot 2600.

At the corner point, I set a 5/8" diameter X 18" long iron pin with red plastic cap marked "BAROTT LS 2332" and driven to refusal 4" below the surface of Glass Lane.

From which;

A 1/2" diameter iron pin with a pink plastic cap marked "SBL CONTROL" bears North 51°09'31" West, 17.24 feet. GPS coordinates on file with this office.

Utility Pole bears North 13°21'55" West, 18.9 feet.

A 4" diameter metal fence post bears North 9°05'45" West, 22.8 feet.

**Survey Narrative to Comply with  
Oregon Revised Statutes, Paragraph 209.250**

T35S  
R2W R1W  
24|19  
25|30  
C.S.  
1983

The NAD-83 Geodetic position of this corner is as follows:

Latitude      42°30'20.01711" North  
Longitude     122°52'33.47228" West  
Elevation     1343.59 feet

2. The one-quarter corner for Sections 24 and 25, Township 35 South, Range 2 West, of the Willamette Meridian, Jackson County, Oregon.

At the corner point, I found a 5/8" diameter iron pin with a plastic cap marked D. McMAHAN L.S. 1913, 4" below the surface of Glass Lane.

The NAD-83 Geodetic position of this corner is as follows:

Latitude      42°30'20.05638" North  
Longitude     122°53'08.99491" West  
Elevation     1343.79 feet

3. The section corner for Sections 23, 24, 25, and 26, Township 35 South, Range 2 West, of the Willamette Meridian, Jackson County, Oregon.

At the corner point, I found a Jackson County Surveyor's Office 2 1/2" brass cap monument, 6" below the surface of Glass Lane marked:

T35S R2W  
23|24  
26|25  
C.S.  
1987

The NAD-83 Geodetic position of this corner is as follows:

Latitude      42°30'20.09281" North  
Longitude     122°53'44.51972" West  
Elevation     1335.84 feet

**Survey Narrative to Comply with  
Oregon Revised Statutes, Paragraph 209.250**

**PROCEDURE:**

Prior to commencement of this survey, deed records of the Churba property as well as the adjacent properties were evaluated. Surveys of Record were also evaluated. A thorough search was conducted for any record of a recorded survey for the Churba properties. Several unrecorded monuments were found, mostly set in concrete at fence corners. I could not find the source for these monuments.

Having found the existing controlling corners, I computed the position for the Churba corner points and set monuments as indicated on the Map of Survey.

Several fences were found along, or adjacent to, the exterior property boundary. Most do not follow the property boundary. In general, the north-south fences are from 6-10 feet too far East at their northern end. The east-west fences seem to be close to the property lines. In addition, some have two or three older fences alongside. I found unrecorded iron pins at the fence corners for corners No. 8, 9, and 11. All three were found set in concrete, adjacent to T-iron fence posts.

The Easement limits for Glass Lane is 40 feet, as described in Document 84-14319 (and others-Common Easement Agreements). These easement agreements refer to that portion of Glass Lane from Highway 234 to my client's Westerly boundary of the current Tax Lot 2600. The Churba property was not a part of the original easement agreement. However, they have been allowed to use this same road for a number of years, even preceding the 1984 road use agreement. Most likely they have prescriptive rights for access, having been allowed to use the road for more than ten years.

GPS control was established utilizing the Leica SmartStation near each corner point. Coordinates are on file with this office. Monuments set for control are ½" X 15" long iron pins with plastic caps marked "SBS CONTROL."

Horizontal Datum is NAD 83- CORS 96 (Epoch 2002)

Vertical Datum is NAV88, International Feet using Geoid 03.

**EQUIPMENT:**

Equipment utilized throughout this survey includes a Leica TCRP-1203 Electronic Total Station and Leica Smartstation RTK GPS- coordinates adjusted utilizing Oregon Department of Transportation (ODOT) GPS network (ORGN).

**CORNERS ACCEPTED FOR CONTROL:**

1. The section corner for Sections 19 and 30, Township 35 South, Range 1 West, and Sections 24 and 25, Township 35 South, Range 2 West, of the Willamette Meridian, Jackson County, Oregon.

At the corner point, I found a Jackson County Surveyor's Office 2 ½" brass cap monument, 6" below the surface of Glass Lane marked:

## Survey Narrative to Comply with Oregon Revised Statutes, Paragraph 209.250

Faydrex, Inc. sold these parcels to John E. and Ilean Williams on July 2, 1973. Refer to Document 73-10419 of the Jackson County Deed Records. The parcel descriptions are nearly identical with Volume 590 Page 375, with the following exception for the north line of the current tax lot 3400:

“thence East, 335.14 feet; thence South 0°14’ West, 1320.0 feet, to said section line; thence West, 330.0 feet to the point of beginning.” No mention of the East line of the Southwest quarter of the Southeast quarter was noted.

John E. Williams and Beverly Williams sold these parcels to Raymond L. Churba on August 27, 2003. Refer to Document 2003-062191, of the Jackson County Deed Records.

These three parcels (and most other parcels in this portion of Section 24) begin at the section corner common to Sections 23, 24, 25 and 26 and bear East on the Section line from said section corner 2985 feet, 3315 feet, and 3645 feet to the point of beginning of each parcel. Each are described as being 330 feet in width along said south section line. If Section 24 were exactly 5,280 feet in width, these 330 foot wide parcels would agree with adjacent parcels. However, the current tax lot 3600 (adjacent to the current tax lot 3400) is described as being a true aliquot part of Section 24, or being the Southeast quarter of the Southeast quarter of said Section 24. The south line of Section 24 is 5,322.14 feet long. This discrepancy causes a “gap” of 16.64 feet at the section line near the Southeast corner of current tax lot 3400, and 7.33 feet at the northeast corner of said tax lot.

**HISTORY OF SURVEYS:** The history of surveys of T.35 S., R.2 W. pertaining to this survey is as follows:

The original subdivision of Township 35 South, Range 2 West was performed by Butler Ives under General Land Office Contract No. 47 dated October 21, 1854.

The Southeast section corners for Section 24 was remonumented from original evidence by the Jackson County Surveyor (last re-establishment 1983.)

The Southwest section corners for Section 24 was remonumented from original evidence by the Jackson County Surveyor (last re-establishment 1987.)

The south half of Section 24 was surveyed by Hoffbuhr and Associates during Land Partition recorded in Volume 3 page 13 (survey C.S. 11460) dated October 27, 1988. During this survey, Doug McMahan (of Hoffbuhr and Associates) established the south one-quarter corner for Section 24 by proportionate measurement.

Other surveys of record evaluated were:

C.S. 4750

C.S. 8982

C.S. 10802

C.S. 11892

C.S. 16265

No other surveys pertinent to this current survey are of record.