

# MINOR LAND PARTITION

LOCATED IN  
D.L.C. NO. 40, SE 1/4 OF SEC. 5 & SW 1/4 OF SEC. 4, TWP. 39S., R. 1 E. W.M.  
JACKSON COUNTY OREGON  
FOR

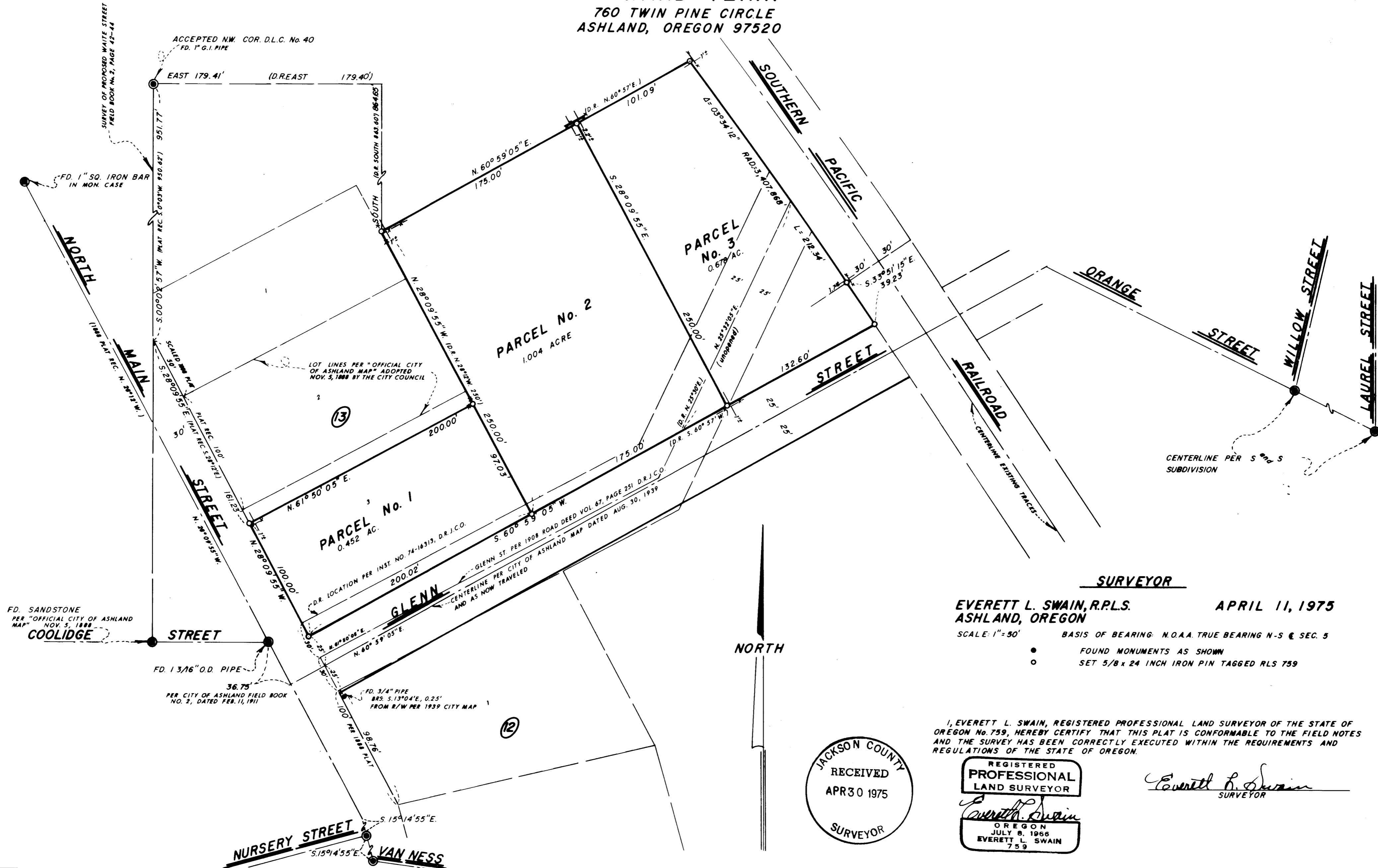
FILED FOR RECORD THIS THE 30th DAY OF April 19 75  
AT 11:59 O'CLOCK A.M. AND RECORDED IN VOLUME 1  
PAGE 19 OF "MINOR LAND PARTITIONS" IN JACKSON COUNTY,  
OREGON.

APPROVAL:

Dale O. Himesa April 15, 1975  
ASHLAND PLANNING COMMISSION DATE

Howard Terry  
COUNTY CLERK

**HOWARD TERRY**  
760 TWIN PINE CIRCLE  
ASHLAND, OREGON 97520

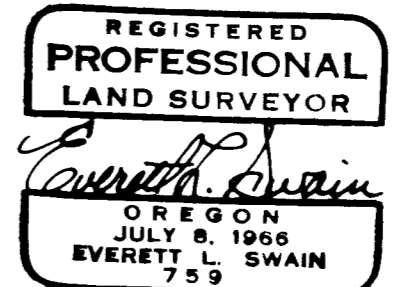
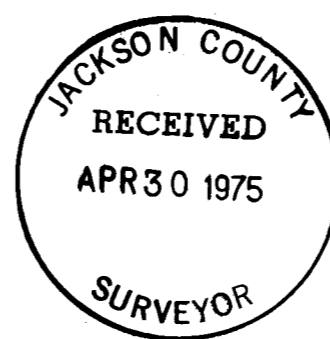


**SURVEYOR**

**EVERETT L. SWAIN, R.P.L.S.** APRIL 11, 1975  
ASHLAND, OREGON

SCALE: 1" = 50' BASIS OF BEARING: N.O.A.A. TRUE BEARING N-S & SEC. 5  
● FOUND MONUMENTS AS SHOWN  
○ SET 5/8 x 24 INCH IRON PIN TAGGED RLS 759

I, EVERETT L. SWAIN, REGISTERED PROFESSIONAL LAND SURVEYOR OF THE STATE OF OREGON No. 759, HEREBY CERTIFY THAT THIS PLAT 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

SURVEY NO. 6004  
6004

SURVEY NARRATIVE TO COMPLY WITH PARAGRAPH 209.250  
OREGON REVISED STATUTES

SURVEY FOR: Howard W. Terry  
760 Twin Pine Circle  
Ashland, Oregon 97520

LOCATION: Situated in Donation Land Claim No. 40, and the Southeast quarter of Section 5 and the Southwest quarter of Section 4, Township 39 South, Range 1 East of the Willamette Base and Meridian, Jackson County, Oregon.

PURPOSE: To survey and monument the parcels as shown on the accompanying map per clients request.

PROCEDURE: Commenced this survey by researching the Deeds of Record conveying Glenn Street. In 1908 Abel D. Helman deeded Glenn Street as shown in dashed lines. See Volume 67, Page 251 of the Deed Records of Jackson County, Oregon. In 1939 the City of Ashland Engineering Department, under the supervision of Frank Walker, City Engineer, proposed to realign Glenn Street as it was and is now traveled. The City of Ashland has a map showing the various proposals made at that time, on file in the office of the Engineering Department. However, no council acceptance of this proposal has been found to date.

Therefore, at the request of my client, I have used the alignment of Glenn Street per the City of Ashland's 1939 realignment. The realignment was designated as being 50 feet in width instead of the deed record 60 feet on said 1939 map. Utilizing the 50 foot right of way, leaves the corner of one building questionable as to encroachment into said right of way. If 60 feet is used there will be a considerable encroachment of a building or buildings into the right of way. The client has been made aware of these conditions.

Also, it was discovered that when retracing lot 3, block 13 of the Official City of Ashland Map accepted and adopted on Nov. 5, 1888 by the city council, the existing fence lines are consistently in error by 10 to 12 feet. It appears as though Glenn Street was probably established 50 feet in width many years ago and that all properties were then surveyed the record distances as shown on said 1888 map. The reduction in the right of way of Glenn Street from the deed width of 60 feet to 50 feet, could account for the consistent error in the existing fences Northerly of Glenn Street.

On April 18, 1975 street legalization and monumentation was discussed with the city attorney. He was very reluctant to pursue this course of action and indicated that as far as he was concerned the city had no problem. In any event it was felt that council action would be necessary to clear the problem.

Following the aforementioned wishes of my client, I proceeded to survey the parcels as shown on the accompanying map.

