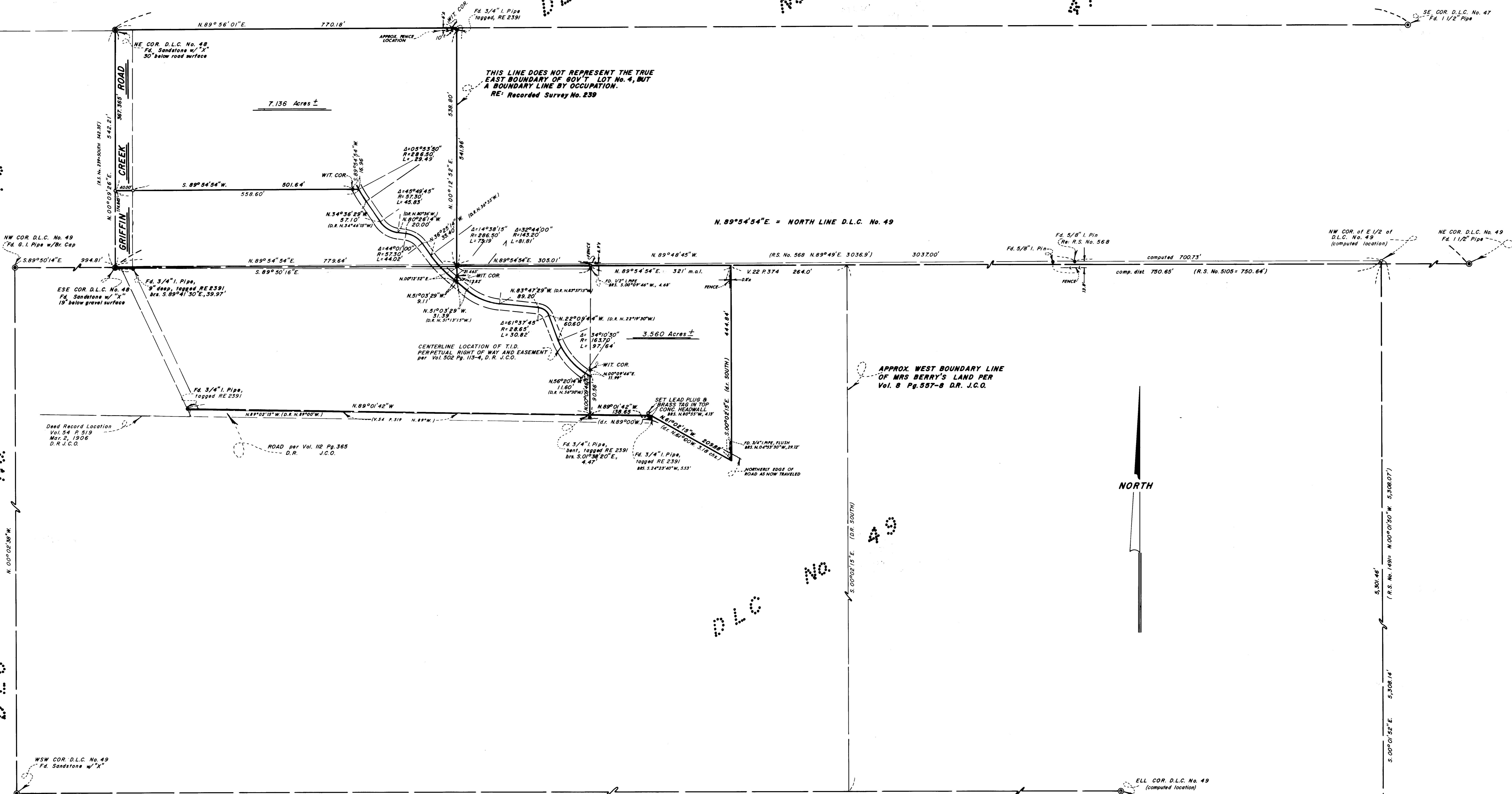


No.

47

SE COR. D.L.C. No. 47
Fd. 1 1/2" Pipe



THIS LINE DOES NOT REPRESENT THE TRUE EAST BOUNDARY OF GOV'T LOT No. 4, BUT A BOUNDARY LINE BY OCCUPATION.
RE: Recorded Survey No. 239

N. 89° 54' 54" E. = NORTH LINE D.L.C. No. 49

APPROX. WEST BOUNDARY LINE OF MRS BERRY'S LAND PER Vol. 8 Pg. 537-8 D.R. J.C.O.

NORTH

MAP OF SURVEY
LOCATED IN
DONATION LAND CLAIM No. 49 & GOV'T LOT 4, SEC. 11, T.38 S. R.2 W. B. & M. COUNTY OREGON FOR

MR. & MRS. JAMES J. BOYLE
EVERETT L. SWAIN, R.L.S. ASHLAND, OREGON
SCALE: 1" = 100'
BASIS OF BEARING

DECEMBER 10, 1975
RECORDED SURVEY No. 2485

- FOUND MONUMENTS AS SHOWN
- SET 5/8 x 24 INCH IRON PIN TAGGED R.L.S. 759
- SET 5/8 x 24 INCH IRON PIN WITH ALUMN. CAP MARKED SWAIN SURVEYING

REGISTERED PROFESSIONAL LAND SURVEYOR
EVERETT L. SWAIN
COR. 1975



SW COR. D.L.C. No. 49 (computed location)

SW COR. of E 1/2 of D.L.C. No. 49
Fd. 1 3/8" I. Pin
RE: R.S. No. 1491

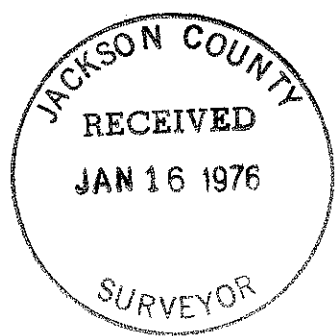
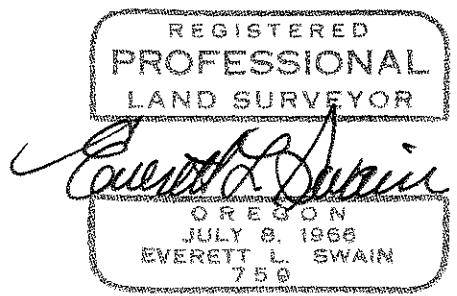
Page 2
Mr. & Mrs. James Boyle

With the above stated research completed and found monumentation tied to my survey control, proceeded to survey the parcels of land as shown on the accompanying map.

A Wild 1 second Theodolite and Hewlett-Packard 3800A Distance Meter, all in good adjustment, were utilized to perform this survey.

December 10, 1975

Everett L. Swain
Professional Land Surveyor
Ashland, Oregon



SURVEY NARRATIVE TO COMPLY WITH PARAGRAPH 209.250
OREGON REVISED STATUTES

SURVEY FOR: Mr. & Mrs. James Boyle
3635 Griffin Creek Road
Medford, Oregon 97501

LOCATION: Situated in Donation Land Claim No. 49 and Government Lot 4, Section 11, Township 38 South, Range 2 West of the Willamette Base and Meridian Jackson County, Oregon.

PURPOSE: To survey, monument and prepare legal descriptions for those parcels of land as shown on the accompanying map, per clients request.

PROCEDURE: Commenced this survey by reviewing the various surveys conducted along and adjacent to the North boundary line of Donation Land Claim No. 49. Recorded survey No. 239 purported to have surveyed the outer boundary of the Howard U. Walters, et ux property around 1949. However, with a portion of the Walters holdings being controlled by the North boundary line of Donation Land Claim No. 49 and the fact that a direct tie to the Northeast corner of said Donation Land Claim was not made on said survey, coupled with more recent surveys being made and based on the purported North line of said claim, there appeared to be a difference in the location of said claim line. Therefore, it was necessary to retrace the North line of said claim for verification of the true location of said North line. Monuments as set on Recorded Survey Nos. 239, 568 and 5105 were tied to my survey. The results are as shown on the accompanying map.

Other monumentation needed to conduct this survey was located and tied to the survey control. After many hours of research in regards to the chain of title effecting the West half of Donation Land Claim No. 49, it was found that the West boundary of Volume 22, page 374 of the Deed Records would be controlling in relation to my clients East boundary, lying Southerly of the North line of Donation Land Claim No. 49.

My clients legal description as recited in Instrument No. 71-04892 of the Official Records of Jackson County, Oregon is drastically in error. In reviewing the chain of title of this parcel of land, it was found that one course has been changed to read in a Southwesterly direction instead of a Northwesterly direction. When applying the Northwest course, as heretofore stated in previous deeds, the mathematical closure is not perfect, but much better. Therefore, it was my opinion that the original intent was for a Northwest course and was treated as such.

The East boundary line of Government Lot 4 was not established on this survey. The North-South centerline of Section 11 would be needed to establish said East boundary and with the North and South quarter corners not presently in evidence, it was agreed that the boundary line as established on Recorded Survey No. 239, would be held as a boundary line by occupation. The client is aware of the circumstances surrounding this boundary line.

