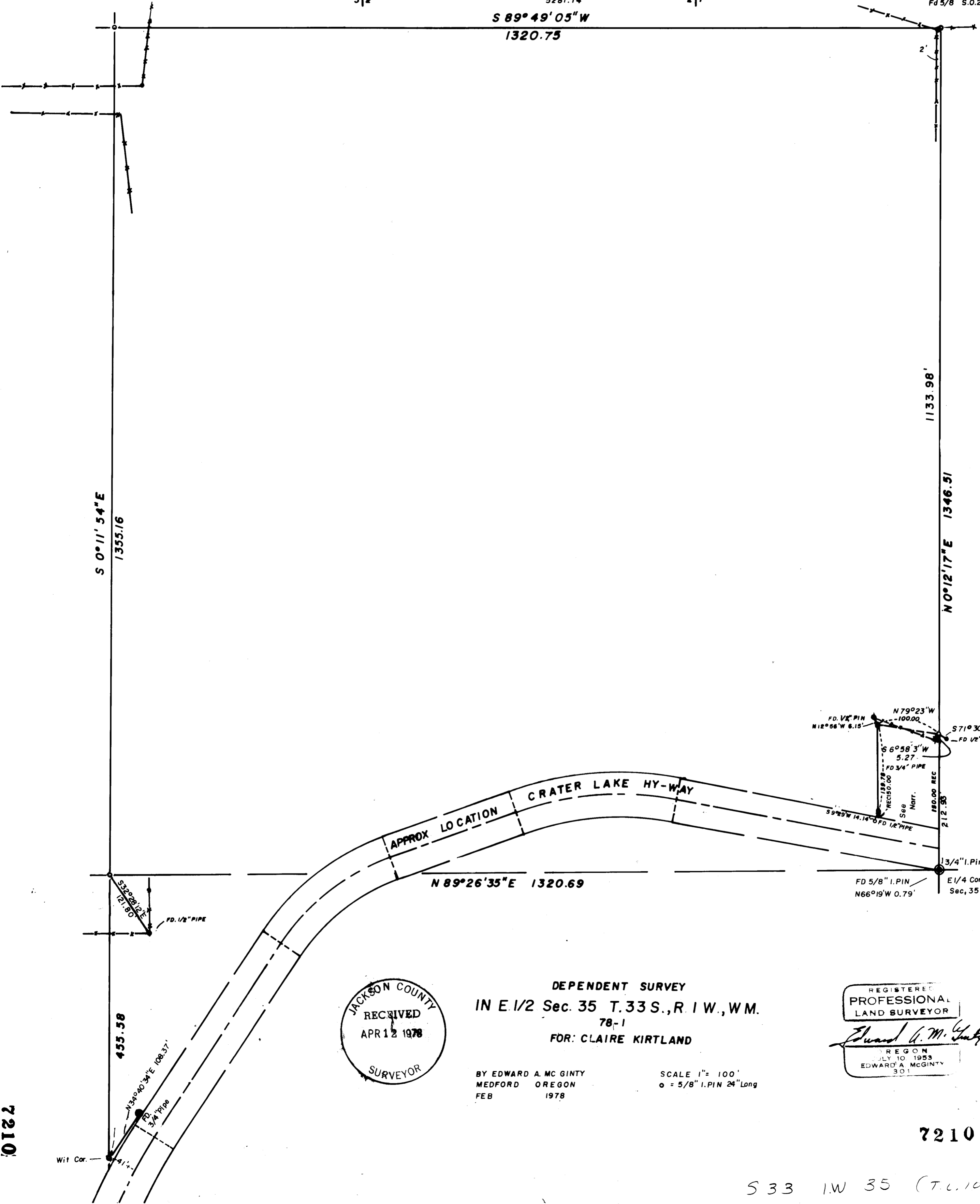
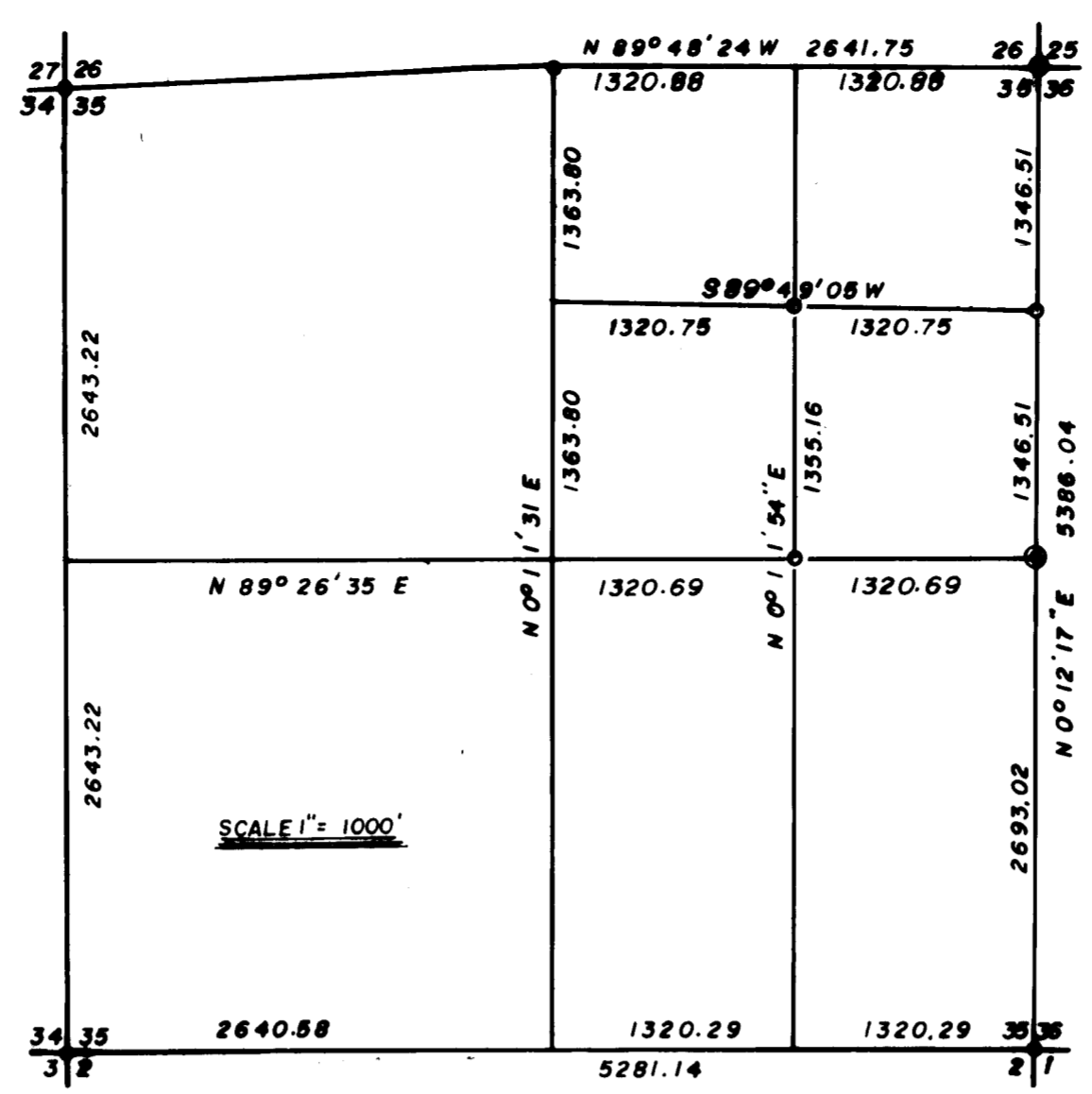


7210



JACKSON COUNTY
RECEIVED
APR 12 1978
SURVEYOR

DEPENDENT SURVEY
IN E 1/2 Sec. 35 T. 33 S., R. 1 W., W.M.
78-1
FOR: CLAIRE KIRTLAND

BY EDWARD A. MCGINTY
MEDFORD OREGON
FEB 1978

SCALE 1" = 100'
O = 5/8" I.PIN 24" Long

REGISTERED
PROFESSIONAL
LAND SURVEYOR
Edward A. McGinty
OREGON
JULY 10 1953
EDWARD A. MCGINTY
301

7210

S 33 1.W 35 (T.L. 1000)

7210

cont'd

Survey Narrative for Kirtland

NORTH 1/4 CORNER OF SEC. 35

A. This corner was officially re-established from the original evidence by the deputy county surveyor. This monument was recorded as being a 1 in pipe set approx. flush with the surface.

THE NE., SE., SW., and NW CORNERS

These corners were officially re-established by the county surveyor. All were found.

WEST 1/4 CORNER

1. Survey No. 1568 dated 9-3-1952 indicates a found post in rock mound with no verification or evidence of recovering any evidence of original bearing tree.

A. In 1924 a survey by C.Z. Boyden, deputy county surveyor made a search to recover this corner by surveying the west line of Section 35 and found corner to be lost.

B. I made a search of the general area and at about 400 ft. North of the record position found a post about 4 ft. high in rock mound about 1 foot west of a fence from which I made a search for the original bearing tree and found no evidence to support its location. Original tree calls for to the NW being a pine, which would be within a few feet of the oak snag, probably well over a hundred years old making it very improbable for a location of the original B.T. to exist. This post was probably set by persons unknown within the last 30 years.

C. Local residence, who were acquainted with an old time resident that had identified to them the general area as being approx. 400 ft. south of the post.

2. Computed theo. position of this as being at a proportional distance (from open ended tie to the NW cor. to SW cor. of Sec. 35).

NORTH 1/16 CORNER BETWEEN SECTIONS 35 and 36.

Set a 5/8 x 24 in. iron pin, and found a 5/8 in. iron pin which bears 0.20 ft. south and 0.70 ft. West

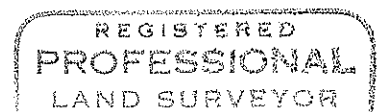
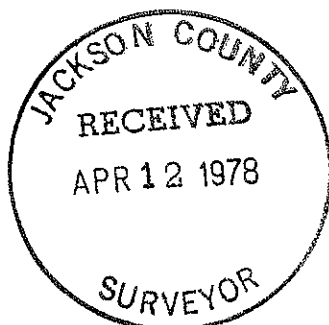
Ties to the Southeast corner and to the Southwest corner and to the Northwest corners of Section 35 were along an indirect and open ended traverse without the benefit of adjustment, so no bearings are indicated.

The client has been informed of the considerable difference existing between this survey and previous surveys No. 1567 and 1568, also the possible encroachment has or may eventually lead to adverse possession.

The client furnished description with an exception which is somewhat vague. I have recommended a boundary line agreement. (see narrative of survey No. 3968).

The record location of Crater Lake Hwy. as it has existed for the past 50 years, would be difficult to relocate with any accuracy beings as many changes have occurred in the widening of the pavement and flattening of curves, etc.

The approx. location of Crater Lake Hwy. is shown.



Edward A. McGinty
 OREGON
 JULY 10, 1953
 EDWARD A. MCGINTY
 301

7210 !

SURVEY NO. _____

SURVEY NARRATIVE TO COMPLY WITH O.R.S. 209-250

Survey for: Ms. Claire Kirtland
6120 Woodman Ave.
Van Nuys, Calif 91401

Survey by: Edward A. McGinty, R.S.
Medford, Oregon
February, 1978

Basis of Bearing: Solar Observation

Location of Survey: East 1/2 of Sec. 35, T33S, R1W. WM.

Precedence of Survey:

EAST 1/4 CORNER OF SEC. 35.

The probable location for the placement of this corner was analyzed by the following methods;

A. Deed Record Vol. 126 page 243, dated March 1920, Hutchinson to Geo. Weeks, would place the 1/4 cor. 4 1/2 rods south of the south boundary line of the Pacific Hwy.

1. During a period around 1918 to 1920 an extensive survey was made to relocate Crater Lake Hwy, and on this survey a tie was made to what was the closest and most reliable corner being the NE cor. of Sec. 35.

2. Prior to the construction of said Hwy. the acquisition of right of way was made being over and across Geo. Weeks prop., Deed Rec. Vol. 139-546, May 15, 1920 (no right of way was acquired from the property lying north of Weeks in the area of the 1/4 cor.).

To evaluate this evidence the southerly line of the Pacific Hwy. referred to in Vol. 126 - page 243, is at least north of the boundary of the now relocated Hwy. (may 1920 location deed record). After a field search, it is doubtful that there is any possibility of ever recovering, even reasonably close, the location of the south boundary line mentioned in Vol. 126-243. Also using the last course and measuring northerly from the river bank would place the existing Crater Lake Hwy within the boundary of Weeks property.

B. Consideration was given to an indirect pro-ration on comparison measurement, on the assumption that an error was made crossing the Rogue River.

C. Survey No. 1568 mentioned a post was recovered at a given distance from the NE. cor. of Sec. 35 which would place the corner in the pavement, apparently a gross error was made. (see Survey No. 1568). Also the same surveyor, later felt the best possible location was at a proportional distance (see Sur. No. 3662).

D. At a proportional distance measured southerly to the top of old river bank of the Rogue River near record distance and westerly found old Pine approx. 35 ins., diam., which dates back to about the time of the original survey, also found the southerly bank being solid bed rock which indicates the Rogue River, at the water line, is substantially in the same location, probably not exceeding 10 ft. as it existed at the time of the original survey

E. The original location of the East 1/4 cor. could be debateable as some evidence does appear to exist, which would place its location slightly north, whereas some evidence indicates slightly south, with the best probable location being at a proportional distance, which I set 3/4 in. x 30 ins. iron pin, from which

an iron pin, 5/8 in. diam., bears N.66°19'W., 0.78 ft. (survey no. 3662)

a black oak, 16 ins. diam., bears N.17°04'W., 79.2 ft. (not marked)

a black oak, 24 ins. diam., bears N.14°11'E., 151.6 ft. (see survey no. 3662)

SOUTH 1/4 CORNER

- A. Survey No. 1568 indicates that the surveyor recovered monument as set by C.Z. Boyden.
1. C.Z. Boyden, in 1924, surveyed south line of Sec. 35 to recover the south 1/4 corner. Apparently he found no original evidence and continued to the SE. corner of the Section, his field notes shows no such monument as mentioned in Sur. No. 1568 as ever being set (note he did not compute a theo. position at a proportional distance.
- B. From open ended traverse computed theoretical position.