

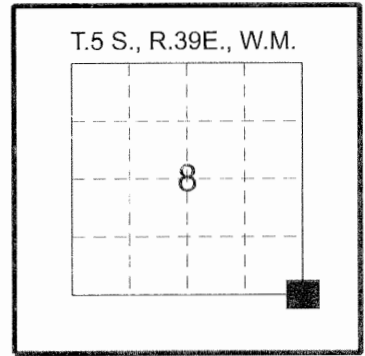
CERTIFIED RECORD OF LAND CORNER MONUMENTATION

J-9

HISTORY OF ORIGINAL CORNER ESTABLISHMENT:

The subdivision of T5S, R39E, W.M. was originally surveyed by David P. Thompson under General Land Office Contract No. 103, approved February 15, 1864. The field notes for this survey state:

Set post for corner to sections 8.9.16 & 17 in mound of stone.



DESCRIPTION OF CORNER EVIDENCE FOUND:

Found mound of stone built against rock outcrop, with 4 1/2 in. diam. opening at center, stones in place to support a post (missing), bottom of opening is down 15 in. to solid rock.

NOTE: Corner is out of record position in relation to found 1/4 corner to Secs.8 & 9, (Record 40ch., Measured 35.63 ch.). Fits topo call to summit of hill.

DESCRIPTION OF MONUMENT AND ACCESSORIES ESTABLISHED TO PERPETUATE THE ORIGINAL LOCATION OF THIS CORNER:

At center of found mound of stone:

Set a 3 1/4 in. diam. alum. cap on a 5/8 in. diam. by 30 in. long iron rod (rebar), driven 11 inches in crack of rock with chiseled groove, four 8 in. spikes driven at base of rebar in crack, with clear DEEP-1 magnet at base, with mound of stone to top, t-post placed alongside 3 ft. NE'ly, marked as shown:

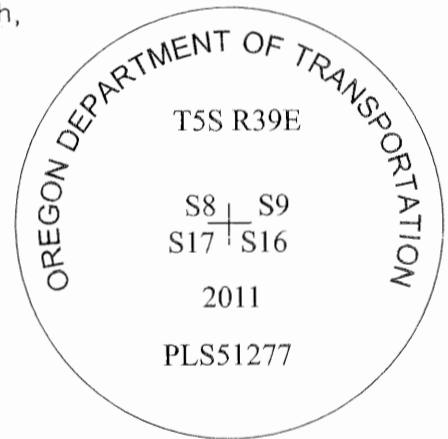
From which: Establish the following references:

A X (cross) BO, carved into face of rock outcrop 14 in. high by 24 in. long, outcrop is 8 ft. by 3 ft. by 2.5 ft. high, bears N80° E, 6.18 ft.

A 5/8 in. diam. by 30 in. long iron rod (rebar) with a 1 1/2 in. diam. alum. cap, driven 19 in. in the ground, mkd.: ODOT SE, bears S8° E, 10.75 ft.

A blue DEEP-1 magnet, buried 4 in. in the ground to top, bears S46° W, 10.35 ft.

A orange DEEP-1 magnet, buried 10 in. in the ground to top, bears N54° W, 8.00 ft.



Accessories taken with steel tape and hand compass set at 19° East declination.

Witnesses:

Pete Elder, Molly Martin, Thomas Huebner.

I hereby certify that the above corner position was perpetuated as hereon in June 17, 2011.

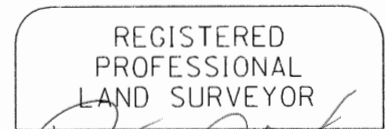
UNION COUNTY SURVEYOR

Date Received 2/16/12

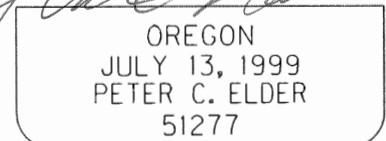
Date Filed 3/30/12

By R. ROBINSON DEPUTY

File No. 020-2012R



Pete Elder



RENEWS: 12/31/2013

OREGON DEPARTMENT OF TRANSPORTATION



Section	Ladd Canyon		
Highway	Interstate 84		
County	Union	Scale	NTS
Purpose	Quarry	Date	Feb., 2012
File			

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Oregon

John A. Kitzhaber, MD, Governor

February 9, 2012

Department of Transportation

ODOT Region 5

3012 Island Ave

La Grande, OR 97850-9497

541-963-3177

FAX 541-963-9079

Mr. Greg Blackman, PLS
Union County Surveyor
2006 Adams Avenue
La Grande, OR 97850

RE: Map of Survey and PLSS Corner Remonumentation
The Oregon Department of Transportation
Clover Creek Quarry – Section 7, T.5 S., R.39 E., WM

Dear Greg,

Attached for filing is the signed and sealed three-page mylar of a Map of Survey of ODOT's Clover Creek Quarry located in Section 7, T5S, R39E, WM along Interstate 84. This map includes both minor revisions from your redline and the removal of dimensions and PLSS corner remonumentation for two corners in Section 8 that have no impact to the retracement in Section 7.

As I explained in my meeting with Rick Robinson in your office last week, I too had concerns about the corner to Sections 8, 9, 16 and 17 despite my evaluation of the evidence in the field with Pete Elder prior to monumentation. As I stated to Rick, the distance shortage it represented along the section line between Sections 8 and 9 was an oversight on my part until I drafted the Map of Survey and began questioning the corners validity. As a result, Pete and I went back in the field this past Monday to look at the evidence, look at the one topo call heading north along the section line and re-evaluate the originally staked theoretical position 300 feet south. Based upon this renewed search, we did not uncover any new evidence to re-establish the section corner, but I also do not believe that there is enough evidence to accept the manmade stone mound we did find as the bona fide section corner.

This means that I would like to withdraw the signed/sealed "Certified Record of Land Corner Monumentation" for the section corner common to Sections 8, 9, 16, and 17, T5 S, R39E, but file the one prepared for the quarter corner common to Sections 8 and 9, T5S, R39E. We will remove the monument and accessories for the section corner.

Please call me at (541) 963-1120 if you have any questions.

Sincerely,

Mark D. Filsinger, PLS
ODOT Region 5 Survey Lead

UNION COUNTY SURVEYOR	
Date Received	<u>2/9/12</u>
Date Filed	<u>3/30/12</u>
By	<u>R. ROBINSON DEPUTY</u>
File No.	<u>020-2012R</u>

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UNION COUNTY SURVEYOR

GREGORY T. BLACKMAN
2006 Adams Avenue
La Grande, OR 97850
(541) 963-6092

TO WHOM IT MAY CONCERN

RE: MONUMENTED CORNER FOR S8, S9, S16, S17, TWP 5S R 39 E, WM.

This corner was originally monumented by Mr. Mark Filsinger, land surveyor for the Oregon Department of Transportation during the survey he completed and filed as 007-2012 in the Union County Survey records. Mr. Filsinger submitted the survey in February of 2012, and upon my review, I questioned the above corner as to its relativity to the other found corners in the area, stating that the 300 foot shortage to the North was significant, and asked him to review his work. Mr. Filsinger diligently went back to the site and reviewed his criteria for setting the corner. Mr. Filsinger withdrew the corner, stating that he thought that there was not enough evidence to accept the manmade stone mound as the corner. Mr. Filsinger stated to my deputy Rick Robinson, that the topo call that he had used did not properly fit the corner and that the call was erratic, and he withdrew his certified record, and also stating that he would remove the monument set by him. (SEE ATTACHED LETTER DATED FEBRUARY 9, 2012.)

Peter Elder, who is also a State Highway Surveyor, and who was working on the project with Mr. Filsinger then submitted a new certified corner record for the same position. I filed the certified record of the corner by Mr. Elder, however I have serious doubts that this position is the true position, as does Mr. Filsinger, and Mr. Robinson. This letter is intended to put other surveyors on notice that this corner is disputed by the Union County Surveyor and should not be used without investigating to the South and East to confirm or reject this corner. If you look at the other corners on this survey you will see that the distances and bearings are reasonably conforming with the exception of this corner. The terrain does not suggest difficult chaining methods or hardships that usually come with chaining blunders. I strongly advise caution on using this corner, as I would not at this time have any confidence that this corner is valid.

Professionally Yours;



Greg Blackman, PLS 991
Union County Surveyor

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