

# Section 9, Township 2 South, Range 38 East, W.M.

## NARRATIVE

The purpose of this survey is to establish and monument the boundaries of the SW1/4 of the SE1/4 of the SW1/4 and the SE1/4 of the SE1/4 of the SW1/4, Section 9, T.2S., R.38E., W.M. In reviewing the record prior to the survey I discovered many conflicting surveys in this section. I find that the main conflict between the surveys is due to holding lines of occupation in the section to establish interior corners versus establishing interior corners from a proper section subdivision as per the BLM Manual of Instruction.

The original GLO survey set monuments of non-durable quality, mostly wooden posts, with few references. Only one original GLO corner was preserved, the NW corner of the section. The rest of the original corners have been obliterated through heavy occupation. Most of the exterior corners of the section were reestablished gradually over a long period of time. There is evidence of old unrecorded surveys through found non-original monuments that were used to reestablish the South line and the West 1/4 corner of Section 9. These monuments agree with long standing occupation. Many surveys were performed establishing corners in the interior of the section before Survey 73-78 properly divided the section through using the above cited reestablished exterior corners and by reestablishing the remainder of the exterior corners by proportionate measurement.

I tied all the corners in the section that were necessary to establish and divide the SW 1/4 of the section. I observed that many interior lines of occupation were well established and adverse to the proper section subdivision as per Survey 73-78. After thoroughly analyzing all the evidence I accept the said section subdivision and use it to establish the boundaries in this survey. I recognize that unwritten legal rights may be pertinent to properties in the interior of said section due to long standing occupation.

The subject parcels in this survey are bounded on the south by the South line of Sec. 9 which is in the center of the 60 foot wide right of way of the county road Starr Lane. I set the monuments at the right of way line 30 feet from the south line of Section 9. On the east side of the survey the boundary is the North-South center of section line. There is a county road, Mt. Glenn Road, that also has a width of 60 feet but is not centered on said center of section line. Said road is centered on the S. 1/4 corner of Sec. 9 but then deviates from center as it runs north by an irregular distance as disclosed in an old conveyance. I set my monument at the SE corner of the SW1/4 at 30 feet West of the N-S center of section line and 30 feet North of the South line of said section, this point being on the line of both said rights of ways. I accept the solution from Minor Land Partition 2001-006 for the right of way of Mt. Glenn Rd. as it proceeds north from the South line of Sec. 9.

## REFERENCES

DEEDS	SURVEYS
Deed No. 67016	Survey No. 1-61
Deed No. 79732	" 61-71
Bk. 87 Pg. 219	" 58-72
	" 67-75
	" 58-77
	" 73-78
	" 74-78
	" 22-1992
	" 22-1992
	" 73-78
	Minor Land Partition No. 1991-016
	Minor Land Partition No. 2001-006

## OTHER REFERENCES

Union County Monumentation Records  
Original GLO Survey Notes from Contract No. 103,  
surveyed by David Thompson, approved Jan. 20, 1864.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Peter C. Elder*

OREGON  
JULY 13, 1999  
PETER C. ELDER  
51277

Renewal Date: December 31, 2005

Peter C. Elder  Land Surveying  
610 16th St. La Grande Oregon (541) 663-0606

MAP of SURVEY  
Survey of the SW1/4 SE1/4 SW1/4 and  
SE1/4 SE1/4 SW1/4 of Section 9,  
Township 2 South, Range 38 East, W. M.

DRAWN BY:	PCE	SCALE:	1" = 400'
SURVEYED FOR:	Elaine Livingston	DATE:	Nov. 26, 2004
SURVEYED:	November 2004	SHEET:	1 OF 1

SURVEY NO. 036-2004

## LEGEND

- Set 5/8 in. dia. by 30 in. long iron rod with yellow plastic cap marked: "ELDER LS51277"
- Found cadastral monument of record as described.
- Found 5/8 in. dia. iron rod with yellow plastic cap marked: "BGB SURVEY MARKER"
- Found monument of record as described.
- ( ) Record bearing and distance from Survey No. 73-78
- [ ] Record bearing and distance from Minor Land Partition Plat 2001-006
- < > Record bearing and distance from Minor Land Partition Plat 1991-016
- { } Record bearing and distance from Survey No. 22-1992
- << >> Record bearing and distance from Survey No. 67-75

## BASIS OF BEARING

The line between the S.1/4 corner and the S.W. corner of Sec.9 as shown on MLP No. 2001-006 as S89°42'44"W.  
Note: MLP 2001-006 uses record dimensions for Sec. 9 as surveyed in Survey No. 73-78, said survey shows wrong quadrant for the bearing of this line.

Found 2 1/2" dia. alum. cap on alum. post up 2", at fence cor. N-S-W.

UNION COUNTY  
SURVEYOR

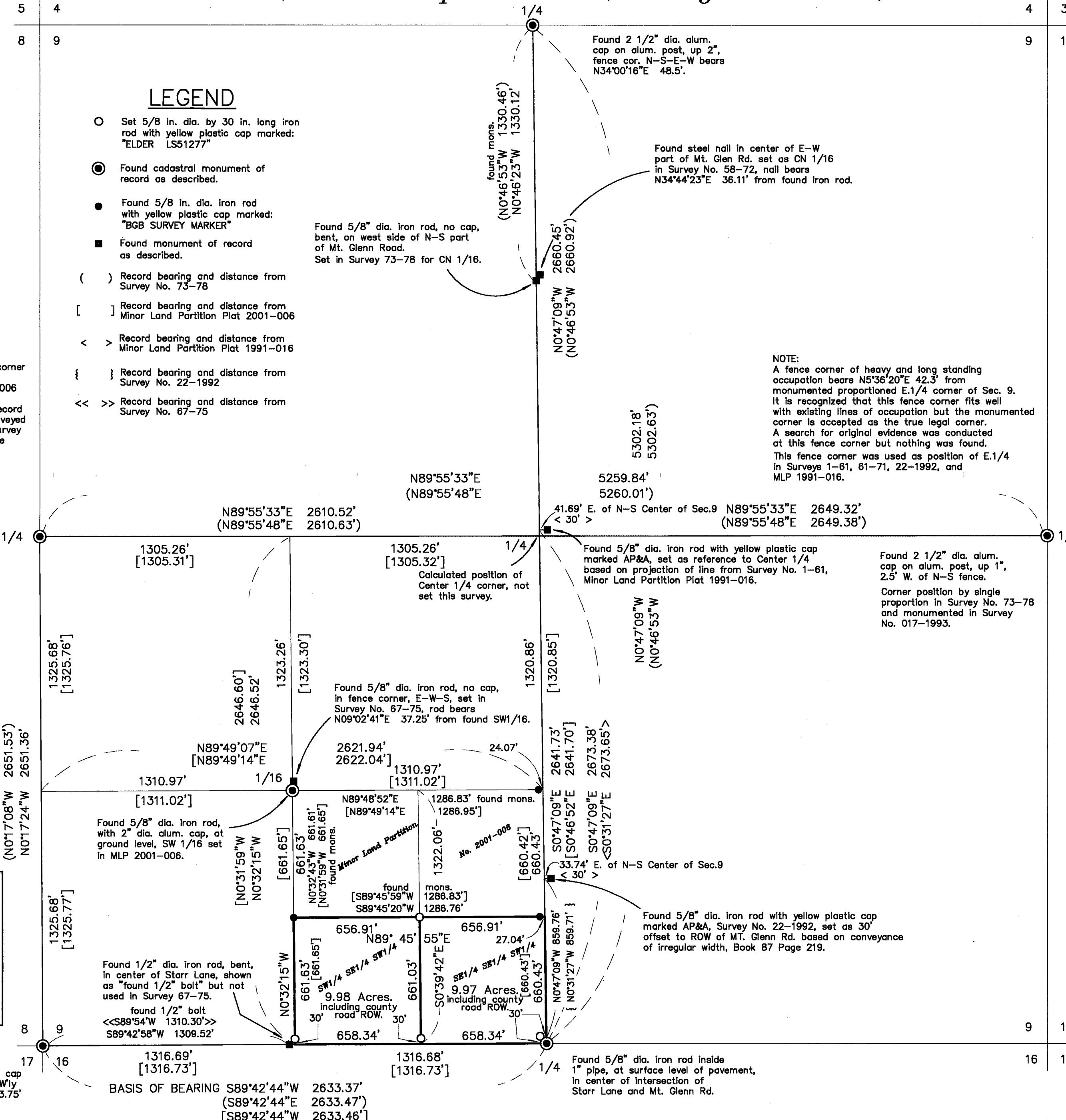
Date Received 12/6/04

Date Filed 12/6/04

By R. Robinson, Deputy

File No. 036-2004

Found 3 1/8" dia. brass cap on alum. post, up 2", SW'y of curve in Starr Lane, 3.75' NW of power pole.



## NOTE:

A fence corner of heavy and long standing occupation bears N5°36'20"E 42.3' from monumented proportioned E.1/4 corner of Sec. 9. It is recognized that this fence corner fits well with existing lines of occupation but the monumented corner is accepted as the true legal corner. A search for original evidence was conducted at this fence corner but nothing was found. This fence corner was used as position of E.1/4 in Surveys 1-61, 61-71, 22-1992, and MLP 1991-016.

Found 5/8" dia. iron rod with yellow plastic cap marked AP&A, set as reference to Center 1/4 based on projection of line from Survey No. 1-61, Minor Land Partition Plat 1991-016.

Found 2 1/2" dia. alum. cap on alum. post, up 1", 2.5' W. of N-S fence.  
Corner position by single proportion in Survey No. 73-78 and monumented in Survey No. 017-1993.

Found 5/8" dia. iron rod with yellow plastic cap marked AP&A, Survey No. 22-1992, set as 30' offset to ROW of MT. Glenn Rd. based on conveyance of irregular width, Book 87 Page 219.

Found 5/8" dia. iron rod, with 2" dia. alum. cap, at ground level, SW 1/16 set in MLP 2001-006.

Found 1/2" dia. iron rod, bent, in center of Starr Lane, shown as "found 1/2" bolt" but not used in Survey 67-75.  
found 1/2" bolt  
<<S89°54'W 1310.30'>>  
S89°42'58"W 1309.52'

BASIS OF BEARING S89°42'44"W 2633.37'  
(S89°42'44"E 2633.47')  
[S89°42'44"W 2633.46']