

RECORD OF SURVEY

BOUNDARY SURVEY AND BOUNDARY LINE ADJUSTMENT

IN THE NE 1/4, SE 1/4, NW 1/4 OF SECTION 10
TWP 4 NORTH, RNG 29 EAST
OF THE W.M., UMATILLA COUNTY, OREGON

CLIENT: **JEFFREY N. AND ANTOINETTE C.L. BRUTON**
33964 E. LOOP RD.
STANFIELD, OREGON 97875

SURVEYS

ORIGINAL GLO SURVEY T. DAVENPORT 1861
EDWARDS SURVEY NO. 04-106-C
PRIMM FOR UMATILLA COUNTY 2002
PRIMM FOR SMITH 2006
EDWARDS SURVEY NO. 11-28-C
EDWARDS FOR BURNS 2011
BOUNDARY LINE ADJUSTMENT
EDWARDS SURVEY NO. 11-46-B
LAND PARTITION 2011-07

NOTES

(D) DEED
(C) CALCULATED
(000) AS PER RECORD GLO ORIGINAL SURVEY
[000] AS PER EDWARDS SURVEY NO. 04-106-C
[000] AS PER EDWARDS SURVEY NO. 11-28-C
/000/ AS PER EDWARDS FOR BURNS 2011 BOUNDARY LINE ADJUSTMENT
\000\ AS PER EDWARDS SURVEY NO. 11-46-B PARTITION PLAT 2011-07

LEGEND

FOUND MONUMENT AS NOTED
X COMPUTED POINT NOT SET
● SET 5/8" x 30" REBAR WITH YELLOW PLASTIC CAP STAMPED "PLS LS 48490"
— PROPERTY SURVEYED
- - - FENCE LINE

DEEDS

INSTRUMENT NO. 2007-5250232
INSTRUMENT NO. 2009-5600526
INSTRUMENT NO. 1999-3610361
REEL 271 PAGE 792

SURVEYOR'S NARRATIVE

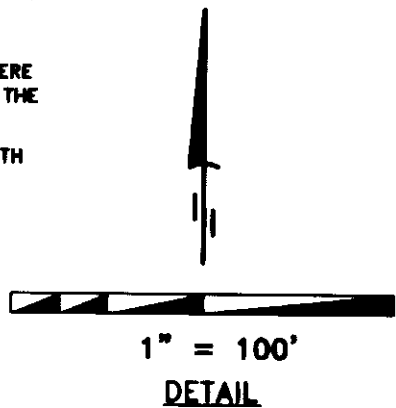
THIS SURVEY WAS PERFORMED AT THE REQUEST OF JEFF AND ANTOINETTE BRUTON TO PERFORM A BOUNDARY LINE ADJUSTMENT ON THE COMMON BOUNDARY LINE BETWEEN THE LANDS DESCRIBED IN INSTRUMENT NO. 2007-5250232 AND INSTRUMENT NO. 2009-5600526 AS PER ENCROACHMENT AGREEMENT DESCRIBED IN INSTRUMENT NO. 1999-3610361.

SECTION 10 BREAKDOWN WAS COMPUTED BY US DURING THE 2006 SMITH SURVEY. 2 3/8 INCH BRASS CAPS WERE FOUND NEAR THE CENTER 1/4 AND THE SOUTHEAST CORNER OF SECTION 10 SET BY LS 951 AND DO NOT FIT THE SECTION 10 BREAKDOWN OF 2006 AND THEREFORE I DID NOT HOLD THESE 2 MONUMENTS.

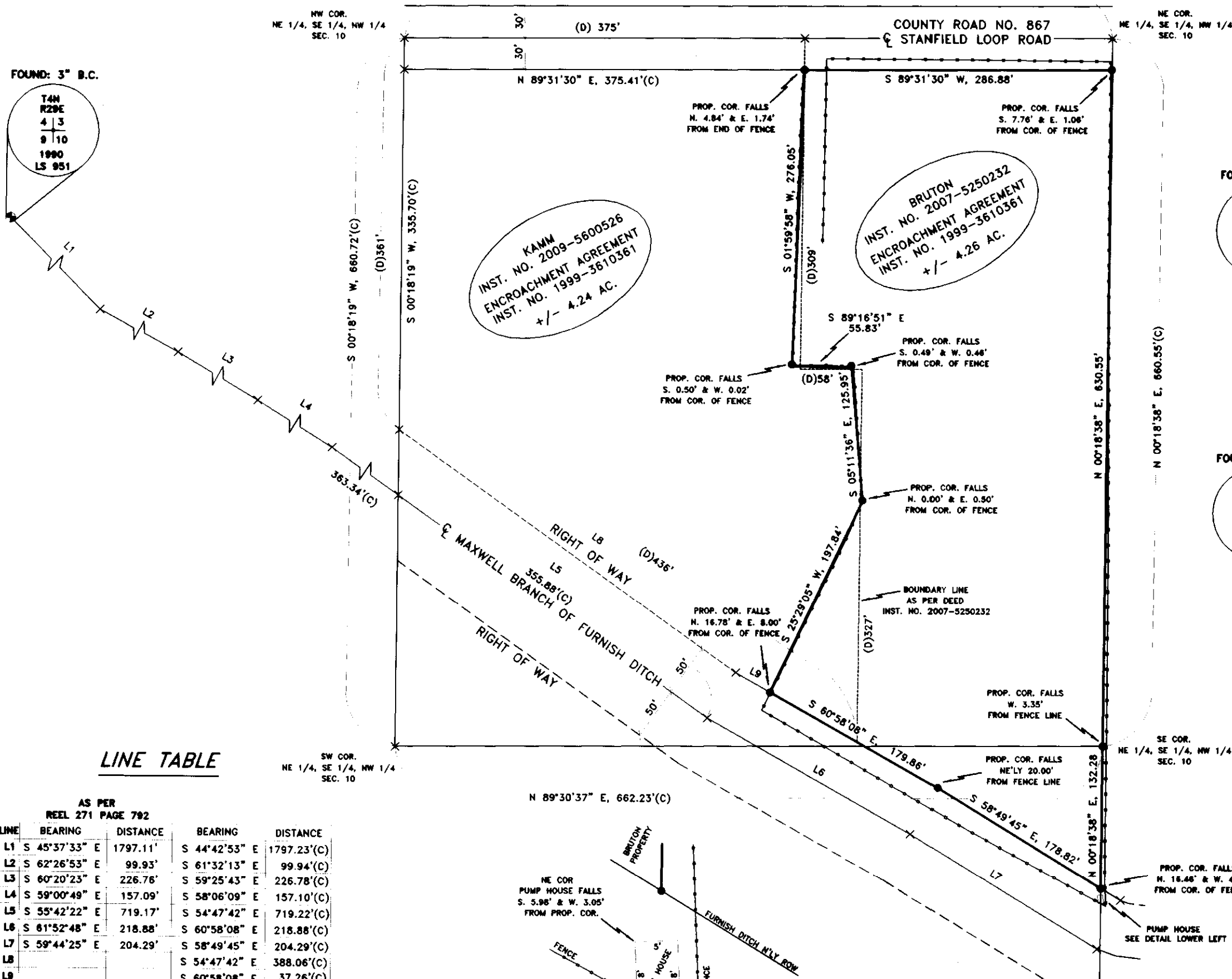
IN BOTH INSTRUMENT NO. 2007-5250232 AND INSTRUMENT NO. 2009-5600526 THERE IS A CALL TO THE "SOUTH RIGHT OF WAY OF THE STANFIELD IRRIGATION DISTRICT MAIN CANAL". I BELIEVE THIS TO BE IN ERROR AND SHOULD BE NORTH RIGHT OF WAY OF THE STANFIELD IRRIGATION DISTRICT MAIN CANAL AND HELD IT AS SUCH.

THE BASIS OF BEARING OF THIS SURVEY ARE THE FOUND MONUMENTS MARKING THE NORTHWEST CORNER AND THE WEST 1/4 CORNER BOTH OF SECTION 10 AND IS BASED ON A SURVEY WE COMPLETED IN 2002 FOR UMATILLA COUNTY.

THIS SURVEY WAS ACCOMPLISHED UTILIZING 2 TRIMBLE R-8 GNSS RECEIVERS. AN AUTONOMOUS POSITION WAS GENERATED ON THE BASE UNIT AND THE TWO PREVIOUSLY MENTIONED FOUND RECTANGULAR CORNERS WERE SUBSEQUENTLY USED FOR LOCALIZING THE SYSTEM, EACH CORNER WAS THEN LOCATED OR SET ON A 15 SECOND EPOCH WITH A FIXED SOLUTION.



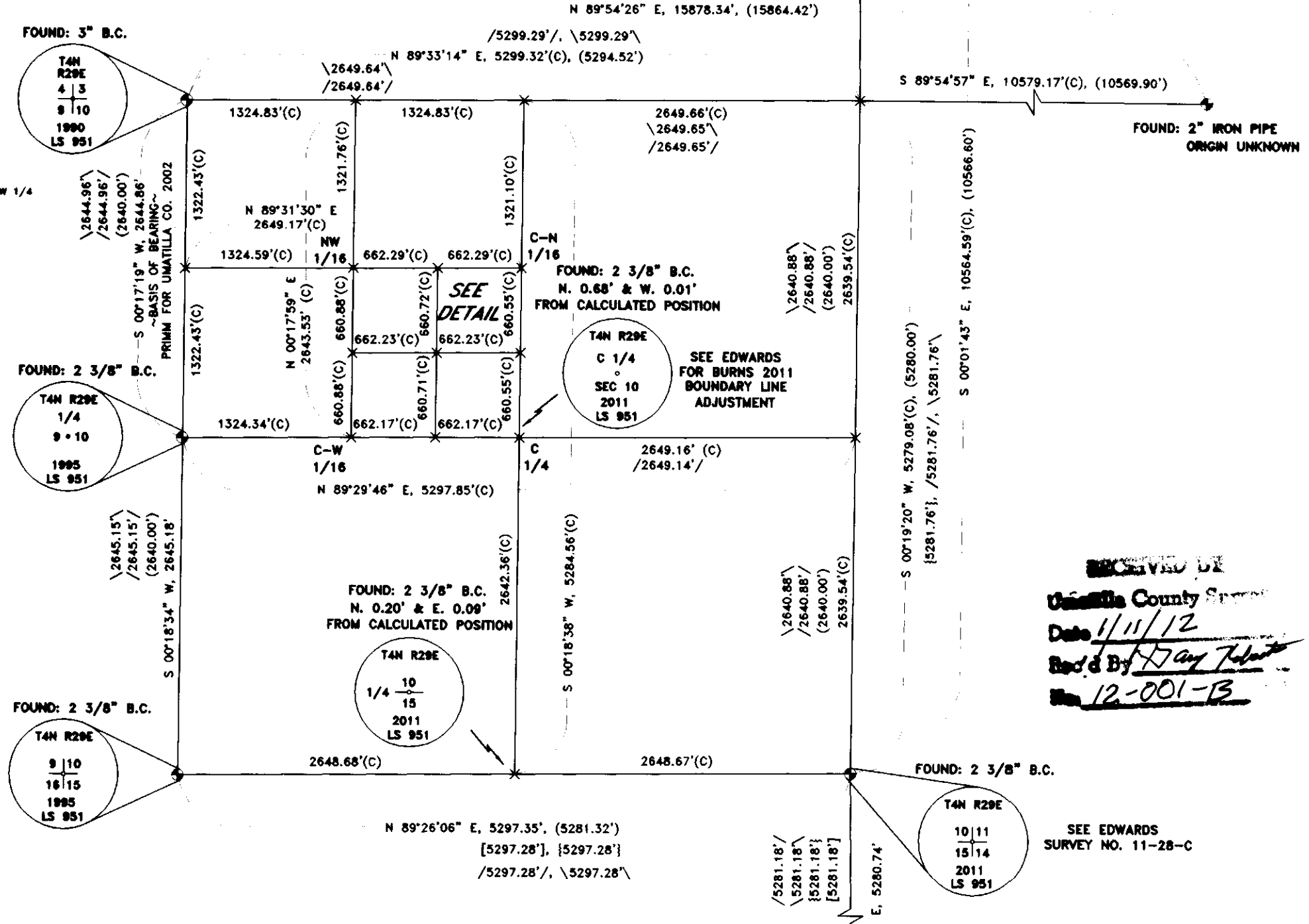
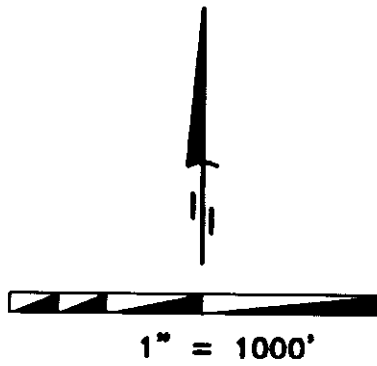
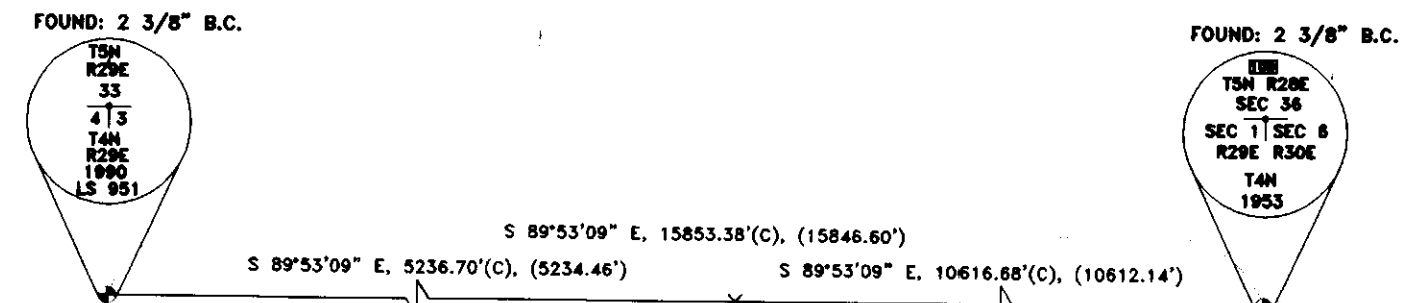
NE 1/4, SE 1/4, NW 1/4 SECTION 10



LINE TABLE

LINE	BEARING	DISTANCE	BEARING	DISTANCE
L1	S 45°37'33" E	1797.11'	S 44°42'53" E	1797.23'(C)
L2	S 62°26'53" E	99.93'	S 61°32'13" E	99.94'(C)
L3	S 60°20'23" E	226.78'	S 59°25'43" E	226.78'(C)
L4	S 59°00'49" E	157.09'	S 58°06'09" E	157.10'(C)
L5	S 55°42'22" E	719.17'	S 54°47'42" E	719.22'(C)
L6	S 61°52'48" E	218.88'	S 60°58'08" E	218.88'(C)
L7	S 59°44'25" E	204.29'	S 58°49'45" E	204.29'(C)
L8	S 54°47'42" E	388.06'(C)	S 54°47'42" E	388.06'(C)
L9	S 60°58'08" E	37.26'(C)	S 60°58'08" E	37.26'(C)

NOTE: BEARINGS AND DISTANCES ON REEL 271 PAGE 792 ARE GRID, SCALE 1.0000632 AND ROTATE 00°54'40" TO GET GROUND BEARINGS AND DISTANCES.



SURVEYOR'S CERTIFICATION

I, KEITH P. PRIMM, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF OREGON HEREBY CERTIFY THAT THIS MAP CORRECTLY REPRESENTS A SURVEY CONDUCTED UNDER MY DIRECT SUPERVISION IN AUGUST 2011, IN CONFORMANCE WITH THE REQUIREMENTS OF THE SURVEY RECORDING LAW, AS ESTABLISHED BY ORS CHAPTER 92, AND HAVE SET THE PROPER MONUMENTS.

REGISTERED PROFESSIONAL LAND SURVEYOR
K.P.P.

OREGON
JULY 12, 2005
KEITH P. PRIMM
48490

EXPIRATION DATE: 12/31/12

DATE: 03 JAN 12

PRIMM LAND SURVEYING INC

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pls@oregontrail.net

CLIENT: **JEFFREY N. AND ANTOINETTE C.L. BRUTON**

N.E. 1/4, S.E. 1/4, N.W. 1/4 SEC. 10
TWP. 4 NORTH, RNG. 29, EAST OF THE W.M.

PROJECT:	BOUNDARY SURVEY AND BOUNDARY LINE ADJUSTMENT OF THE LAND DESCRIBED IN INSTRUMENT NO. 2007-5250232.	JOB#:	1107004
		DATE:	12 AUG 11
		FB/PG:	31/29-31
		SHEET:	1 OF 2
		DRAWN BY:	KPP
		APPROVED:	KPP

Umatilla County Survey
Date: 11/11/12
Rec'd By: [Signature]
12-001-13

RECORD OF SURVEY

BOUNDARY SURVEY AND BOUNDARY LINE ADJUSTMENT

IN THE NE 1/4, SE 1/4, NW 1/4 OF SECTION 10
TWP 4 NORTH, RNG 29 EAST
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CLIENT: **JEFFREY M. AND ANTOINETTE C.L. BRUTON**
33864 E. LOOP RD.
STANFIELD, OREGON 97875

BRUTON LEGAL OF RECORD INST. NO. 2007-5250232

THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10, AND THAT PORTION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 10, LYING AND BEING NORTHERLY OF THE MAXWELL BRANCH OF THE FURNISH DITCH, IN TOWNSHIP 4 NORTH, RANGE 29, EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

EXCEPTING THEREFROM THE FOLLOWING:

BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 4 NORTH, RANGE 29, WHICH POINT IS IN THE CENTERLINE OF COUNTY ROAD NO. 867 AND THE BEGINNING POINT OF THIS DESCRIPTION; THENCE EAST ALONG THE CENTERLINE OF SAID COUNTY ROAD A DISTANCE OF 375 FEET TO A POINT IN SAID CENTERLINE OF SAID ROAD; THENCE SOUTH A DISTANCE OF 309 FEET TO A POINT; THENCE EAST A DISTANCE OF 58 FEET TO A POINT; THENCE SOUTH A DISTANCE OF 327 FEET TO A POINT ON THE SOUTH RIGHT OF WAY OF THE STANFIELD IRRIGATION DISTRICT MAIN CANAL; THENCE IN A WESTERLY DIRECTION ALONG SAID STANFIELD IRRIGATION DISTRICT'S MAIN CANAL RIGHT OF WAY, 438 FEET TO A POINT ON THE EAST LINE OF THE SAID NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10; THENCE NORTH 361 FEET ALONG SAID EAST LINE TO THE POINT OF BEGINNING;

ALSO EXCEPTING THEREFROM THAT PORTION OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 10, LYING AND BEING SOUTHERLY OF THE MAXWELL BRANCH OF THE FURNISH DITCH;

EXCEPTING THEREFROM ANY PORTION LYING WITHIN STANFIELD LOOP ROAD;

ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON;

SUBJECT TO:

- 2007-2008 TAXES, WHICH ARE A LIEN, BUT NOT YET PAYABLE.
- AS DISCLOSED BY THE TAX ROLLS THE PREMISES HEREIN DESCRIBED HAVE BEEN ZONED OR CLASSIFIED FOR SPECIAL USE. AT ANY TIME THAT SAID LAND IS DISQUALIFIED FOR SUCH USE SAID PROPERTY WILL BE SUBJECT TO ADDITIONAL TAXES AND INTEREST.
- THE PREMISES HEREIN DESCRIBED ARE WITHIN THE BOUNDARIES OF THE STANFIELD IRRIGATION DISTRICT, AND THIS PROPERTY IS THEREFORE SUBJECT TO ALL EASEMENTS, LEVIES AND ASSESSMENTS THEREOF.
- SUBJECT TO RIGHT OF WAY OF MAXWELL BRANCH OF FURNISH DITCH.
- ENCROACHMENT AGREEMENT, INCLUDING THE TERMS AND PROVISIONS THEREOF, CONTAINED IN INSTRUMENT:
FIRST PARTY: MICHAEL WAYNE NORTON, ET UX
SECOND PARTY: LESLIE H. KAMM, ET UX
RECORDED: NOVEMBER 17, 1999, INSTRUMENT NO. 1999-3610361, OFFICE OF COUNTY RECORDS, UMATILLA COUNTY, OREGON.

KAMM LEGAL OF RECORD INST. NO. 2009-5600526

BEGINNING AT NORTHEAST CORNER OF NORTHWEST QUARTER OF SOUTHEAST QUARTER OF NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 4 NORTH, RANGE 29, WHICH POINT IS IN CENTERLINE OF COUNTY ROAD NO. 867 AND BEGINNING POINT OF THIS DESCRIPTION; THENCE EAST ALONG THE CENTERLINE OF SAID COUNTY ROAD A DISTANCE OF 375 FEET TO A POINT IN SAID CENTERLINE ROAD; THENCE SOUTH 309 FEET TO A POINT; THENCE EAST 58 FEET TO A POINT; THENCE SOUTH 327 FEET TO A POINT ON SOUTH RIGHT OF WAY OF STANFIELD IRRIGATION DISTRICT'S MAIN CANAL; THENCE IN A WESTERLY DIRECTION ALONG SAID STANFIELD IRRIGATION DISTRICT'S MAIN CANAL RIGHT OF WAY, 438 FEET TO A POINT ON EAST LINE OF SAID NORTHWEST QUARTER OF SOUTHEAST QUARTER OF NORTHWEST QUARTER OF SAID SECTION 10; THENCE NORTH 361 FEET ALONG SAID EAST LINE TO THE POINT OF BEGINNING; SUBJECT TO ANY AND ALL WATER RIGHTS OF WAY AND ROADS; ALL BEING EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

SUBJECT TO AND EXCEPTING:

- THE TERMS AND CONDITIONS OF THAT CERTAIN "ENCROACHMENT AGREEMENT" DATED THE 17TH DAY OF AUGUST 1999 AND RECORDED UNDER NUMBER 1999-3610361, RECORDS OF UMATILLA COUNTY, OREGON.
- AS DISCLOSED BY THE TAX ROLLS THE PREMISES HEREIN DESCRIBED HAVE BEEN ZONED OR CLASSIFIED FOR FARM USE. AT ANY TIME THAT SAID LAND IS DISQUALIFIED FOR SUCH USE SAID PROPERTY WILL BE SUBJECT TO ADDITIONAL TAXES AND INTEREST.

ENCROACHMENT AGREEMENT OF RECORD INST. NO. 1999-3610361

COMES NOW MICHAEL WAYNE NORTON AND CARRIE LEM NORTON, HUSBAND AND WIFE, HERINAFTER REFERRED TO AS NORTON, AND LESLIE H. KAMM AND JUNE C. KAMM, HUSBAND AND WIFE, HERINAFTER REFERRED TO AS KAMM, AND AGREE AS FOLLOWS:

- THE PARTIES HERETO OWN ADJOINING PIECES OF PROPERTY IN SECTION 10, TOWNSHIP 4 NORTH, RANGE 29, EWM, UMATILLA COUNTY, OREGON.
- THE NORTH-SOUTH BOUNDARY LINE BETWEEN THE PROPERTIES IS SEPARATED BY A FENCE LINE THAT THE PARTIES AGREE MAY NOT BE ON THE ACTUAL BOUNDARIES OF THE PROPERTY.
- NEITHER PARTY DESIRES A SURVEY TO BE MADE AT THIS TIME, HOWEVER BOTH AGREE THAT THE FENCE LINES AS NOW CONSTITUTED SHOULD BE THE PROPERTY LINE.
- KAMM AND NORTON AGREE THAT WHEN AND IF A SURVEY ESTABLISHES THE LOCATION OF THE FENCE LINES, THAT THEY WILL ADJUST THE LEGAL BOUNDARIES TO MATCH THE SURVEYED FENCE LINES.
- THE JOHN R. ROSHAK TRUST DATED JULY 19, 1994 HOLDS THE LEGAL TITLE TO THE KAMM PROPERTY AND JOINS IN THIS AGREEMENT TO ACKNOWLEDGE ITS WILLINGNESS TO BE BOUND BY THIS AGREEMENT.
- THE DESCRIPTION OF THE NORTON PROPERTY IS ATTACHED HERETO AS EXHIBIT 1 AND MADE A PART HEREOF AS THOUGH SET FORTH VERBATIM HEREIN. THE ESTIMATED LOCATION OF THE BOUNDARIES AND FENCE LINE IS ALSO ATTACHED HERETO AS EXHIBIT 2 AND MADE A PART HEREOF.

BRUTON LEGAL AFTER BOUNDARY LINE ADJUSTMENT

A PARCEL OF LAND SITUATED IN THE NORTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 10, TOWNSHIP 4 NORTH, RANGE 29 EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT MARKING THE NORTHWEST CORNER OF THE NORTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 10, TOWNSHIP 4 NORTH, RANGE 29 EAST OF THE WILLAMETTE MERIDIAN, WHICH POINT IS IN THE CENTERLINE OF COUNTY ROAD NO. 867; THENCE N 89°31'30" E, 375.00 FEET ALONG SAID CENTERLINE TO A POINT IN SAID CENTERLINE; THENCE S 00°28'30" E, 30.00 FEET LEAVING SAID CENTERLINE AND TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490" ON THE SOUTHERLY RIGHT OF WAY OF SAID COUNTY ROAD NO. 867 AND THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE S 01°50'58" W, 276.05 FEET LEAVING SAID SOUTHERLY RIGHT OF WAY TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490"; THENCE S 89°16'51" E, 55.83 FEET TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490"; THENCE S 05°11'36" E, 125.95 FEET TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490" ON THE NORTHERLY RIGHT OF WAY OF THE MAXWELL BRANCH OF FURNISH DITCH; THENCE S 80°58'08" E, 179.86 FEET ALONG SAID NORTHERLY RIGHT OF WAY TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490" ON SAID NORTHERLY RIGHT OF WAY; THENCE S 58°49'45" E, 178.82 FEET CONTINUING ALONG SAID NORTHERLY RIGHT OF WAY TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490" ON THE EAST LINE OF THE SOUTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 10; THENCE N 00°18'38" E, 132.28 FEET LEAVING SAID NORTHERLY RIGHT OF WAY AND ALONG SAID EAST LINE TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490" MARKING THE SOUTHEAST CORNER OF THE NORTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 10; THENCE N 00°18'38" E, 630.55 FEET ALONG THE EAST LINE OF THE NORTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 10 TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490" ON THE SOUTHERLY RIGHT OF WAY OF SAID COUNTY ROAD NO. 867; THENCE S 89°31'30" W, 286.88 FEET ALONG SAID SOUTHERLY RIGHT OF WAY TO THE TRUE POINT OF BEGINNING.

CONTAINING 4.26 ACRES MORE OR LESS.

KAMM LEGAL AFTER BOUNDARY LINE ADJUSTMENT

A PARCEL OF LAND SITUATED IN THE NORTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 10, TOWNSHIP 4 NORTH, RANGE 29 EAST OF THE WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT MARKING THE NORTHWEST CORNER OF THE NORTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 10, TOWNSHIP 4 NORTH, RANGE 29 EAST OF THE WILLAMETTE MERIDIAN, WHICH POINT IS IN THE CENTERLINE OF COUNTY ROAD NO. 867; THENCE S 00°18'19" W, 30.00 FEET LEAVING SAID CENTERLINE TO A POINT ON THE SOUTHERLY RIGHT OF WAY OF SAID COUNTY ROAD NO. 867 AND THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING S 00°18'19" W, 335.70 FEET LEAVING SAID SOUTHERLY RIGHT OF WAY TO A POINT ON THE NORTHERLY RIGHT OF WAY OF THE MAXWELL BRANCH OF FURNISH DITCH; THENCE S 54°47'42" E, 388.08 FEET ALONG SAID NORTHERLY RIGHT OF WAY TO A POINT ON SAID NORTHERLY RIGHT OF WAY; THENCE S 60°58'08" E, 37.26 FEET CONTINUING ALONG SAID NORTHERLY RIGHT OF WAY TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490" ON SAID NORTHERLY RIGHT OF WAY; THENCE N 25°29'05" E, 197.84 FEET LEAVING SAID NORTHERLY RIGHT OF WAY TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490"; THENCE N 09°11'36" W, 125.95 FEET TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490"; THENCE N 89°16'51" W, 55.83 FEET TO A 5/8 INCH IRON REBAR WITH A YELLOW PLASTIC CAP STAMPED "PLS LS 48490" ON THE SOUTHERLY RIGHT OF WAY OF SAID COUNTY ROAD NO. 867; THENCE S 89°31'30" W, 375.41 FEET ALONG SAID SOUTHERLY RIGHT OF WAY TO THE TRUE POINT OF BEGINNING.

CONTAINING 4.24 ACRES MORE OR LESS.

SURVEYOR'S CERTIFICATION

I, KEITH P. PRIMM, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF OREGON HEREBY CERTIFY THAT THIS MAP CORRECTLY REPRESENTS A SURVEY CONDUCTED UNDER MY DIRECT SUPERVISION IN AUGUST 2011, IN CONFORMANCE WITH THE REQUIREMENTS OF THE SURVEY RECORDING LAW, AS ESTABLISHED BY ORS CHAPTER 92, AND HAVE SET THE PROPER MONUMENTS.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

K.P.P.

OREGON
JULY 12, 2005
KEITH P. PRIMM
48490

EXPIRATION DATE: 12/31/12

DATE **03 JAN 12**

RECEIVED BY

Umatilla County Survey

Date 1/11/12

Rec'd By Dave Robert

12-001-B

PRIMM LAND SURVEYING INC



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CLIENT: **JEFFREY M. AND ANTOINETTE C.L. BRUTON**

N.E. 1/4, S.E. 1/4, N.W. 1/4 SEC. 10
TWP. 4 NORTH, RNG. 29, EAST OF THE W.M.

PROJECT:	BOUNDARY SURVEY AND BOUNDARY LINE ADJUSTMENT OF THE LAND DESCRIBED IN INSTRUMENT NO. 2007-5250232.	JOB#:	1107004
		DATE:	12 AUG 11
		FB/PG:	31/29-31
		SHEET:	2 OF 2
		DRAWN BY:	KPP
		APPROVED:	KPP