

# RECORD OF SURVEY

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M., UMATILLA COUNTY, OREGON

## LEGAL DESCRIPTION

(PER PRELIMINARY TITLE REPORT PROVIDED BY PIONEER TITLE COMPANY, ORDER NO. 89364, DATED JANUARY 04, 2012.)

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 29 EAST, WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON, BEING PARCEL 1 OF PARTITION PLAT NO. 2010-29 (INSTRUMENT NO. 2010-5730298) OFFICE OF UMATILLA COUNTY RECORDS, FORMERLY DESCRIBED AS FOLLOWS:

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 29 EAST, WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON, BEING DESCRIBED AS COMMENCING AT A POINT WHICH LIES ON THE EASTERLY LINE OF SAID SECTION 5, SAID POINT BEING SOUTH 01° 32' EAST, A DISTANCE OF 663 FEET FROM THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 5; THENCE CONTINUING SOUTH ALONG THE EASTERLY LINE OF SAID SECTION 5, A DISTANCE OF 136 FEET TO THE SOUTHEAST CORNER OF THAT TRACT OF LAND CONVEYED TO MARTHA A. MASTERS, BY DEED RECORDED IN BOOK 190, PAGE 408, DEED RECORDS; THENCE WEST ALONG THE SOUTH LINE OF SAID MASTERS TRACT, A DISTANCE OF 30 FEET TO A POINT WHICH LIES ON THE WESTERLY RIGHT-OF-WAY LINE OF THE COUNTY ROAD; THENCE SOUTH ALONG THE WESTERLY RIGHT-OF-WAY LINE OF THE SAID COUNTY ROAD, A DISTANCE OF 91 FEET TO THE TRUE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE WESTERLY AT RIGHT ANGLES, A DISTANCE OF 670 FEET; THENCE SOUTHERLY AT RIGHT ANGLES, A DISTANCE OF 852 FEET, MORE OR LESS, TO A POINT LOCATED ON THE CENTERLINE OF THE FURNISH DITCH; THENCE EASTERLY AND SOUTHERLY ALONG THE CENTERLINE OF THE SAID FURNISH DITCH TO A POINT WHICH LIES ON THE WESTERLY RIGHT-OF-WAY OF THE SAID COUNTY ROAD; THENCE NORTHERLY ALONG THE WESTERLY RIGHT-OF-WAY OF THE SAID COUNTY ROAD TO THE POINT OF BEGINNING;

EXCEPTING THEREFROM THAT TRACT OF LAND CONVEYED TO THE CITY OF STANFIELD BY DEDICATION DEED RECORDED IN INSTRUMENT NO. 2002-4080489, OFFICE OF UMATILLA COUNTY RECORDS;

ALSO EXCEPTING THEREFROM ANY PORTION LYING WITHIN THE HIGHWAY RIGHT-OF-WAY, INCLUDING BUT NOT LIMITED TO THAT PORTION THEREOF TAKEN BY THE STATE OF OREGON, BY AND THROUGH ITS STATE HIGHWAY COMMISSION, BY FINAL JUDGMENT IN CASE NO. 9388, ENTERED NOVEMBER 13, 1967, IN ACTION AGAINST LILLIAN DEARDORFF, ETAL AND ALSO THAT TRACT OF LAND CONVEYED TO THE STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION, HIGHWAY DIVISION, BY DEED RECORDED IN MICROFILM REEL 173, PAGE 757, OFFICE OF UMATILLA COUNTY RECORDS

ALSO EXCEPTING THEREFROM ANY PORTION LYING WITHIN THE COUNTY RD RIGHT OF WAY

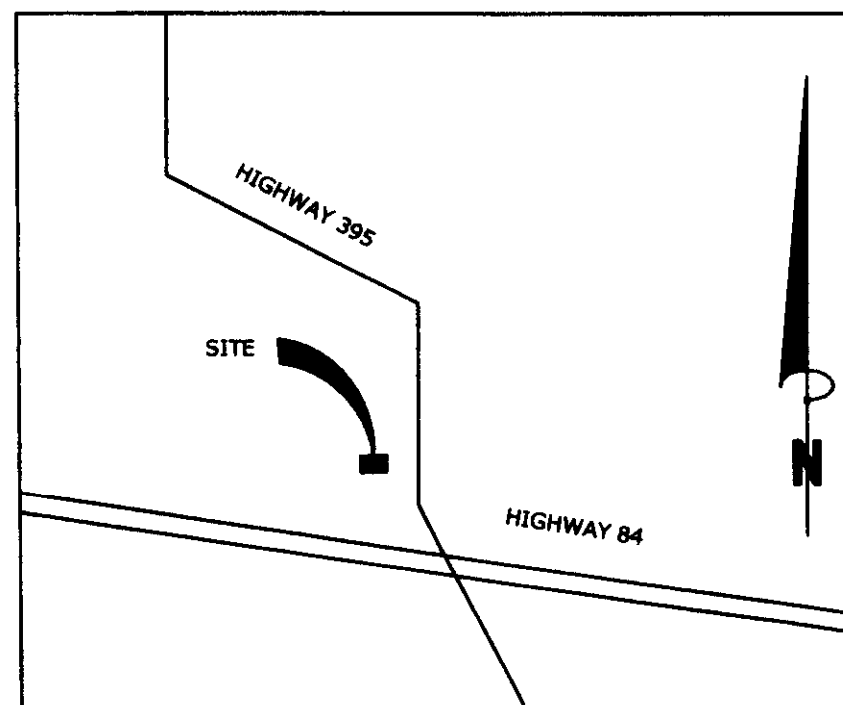
## BASIS OF BEARING

N00°26'22"W BETWEEN A MONUMENT FOUND AT THE NORTHEAST CORNER OF TAX LOT 1500 AND A MONUMENT FOUND 802.78' SOUTHERLY ALONG THE EAST LINE OF TAX LOT 1500, AS RECORDED ON UMATILLA COUNTY MAPS 01-14-C, AND PARTITION PLAT 2010-29.

## REFERENCES

UMATILLA COUNTY SURVEYS:  
01-14-C, 91-39-B (SHEETS 7 AND 8), 96-29-B, PARTITION PLAT #2010-29

UMATILLA COUNTY DEED RECORDS:  
DEED BOOK 93, PAGE 849. DEED BOOK 296, PAGE 456. DEED BOOK 303, PAGE 497. DEED MICROFILM ROLL 173, PAGE 757. DEED MICROFILM ROLL 285, PAGE 918



VICINITY MAP  
NOT TO SCALE

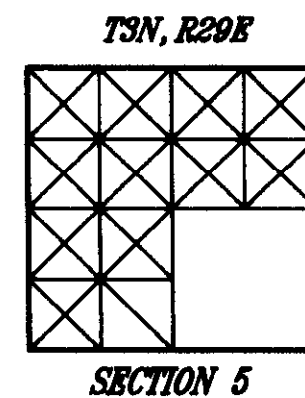
RECEIVED BY  
Umatilla County Surveyor  
Date: 7/19/2012  
Rec'd By: S. Green  
No. 12-101-B

## SURVEYOR'S CERTIFICATION

I, MICHAEL R. MERRITT, OREGON PROFESSIONAL LAND SURVEYOR NUMBER 85254, DO HEREBY CERTIFY THAT I HAVE CORRECTLY SHOWN THE RECORD BOUNDARIES OF THE UNSURVEYED PARCEL DESCRIBED IN THE LEGAL DESCRIPTION SHOWN ABOVE, SAID PARCEL BEING SITUATED IN THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 29 EAST, WILLAMETTE MERIDIAN, UMATILLA COUNTY, OREGON.

SIGNED: *M. Merritt*  
MICHAEL ROBERT MERRITT, P.L.S.

DATE: 7/19/2012



REGISTERED PROFESSIONAL LAND SURVEYOR  
*M. Merritt* 7/19/12  
OREGON  
NOVEMBER 6, 2011  
MICHAEL ROBERT MERRITT  
85254

WHITE SHIELD, INC  
LAND SURVEYING ENVIRONMENTAL SERVICES  
23412 68TH AVE S.  
KENT, WA.  
98032  
Phone: 253-867-6070  
Fax: 253-867-6075

RECORD OF SURVEY  
GREENBERG FARROW  
1430 WEST PEACHTREE STREET  
SUITE 200  
ATLANTA, GEORGIA 30309  
SE 1/4, SEC. 5, T3N, R29E.

SCALE H: N/A JOB: 211-017-01  
V: N/A CADD: ACAD-ACAD-STANFIELD MRM2.dwg

## TITLE EXCEPTIONS (CONT)

10) EASEMENT, INCLUDING THE TERMS AND PROVISIONS THEREOF, GRANTEE : PACIFIC POWER AND LIGHT COMPANY RECORDED : OCTOBER 26, 1945, BOOK 170, PAGE 428, DEED RECORDS.

11) EASEMENT, INCLUDING THE TERMS AND PROVISIONS THEREOF, GRANTEE : UMATILLA ELECTRIC COOPERATIVE ASSOCIATION RECORDED : JUNE 7, 1985, BOOK 280, PAGE 248, DEED RECORDS.

12) ACCESS RESTRICTIONS, INCLUDING THE TERMS AND PROVISIONS THEREOF, CONTAINED IN FINAL JUDGEMENT FILED IN THE STATE CIRCUIT COURT FOR UMATILLA COUNTY, OREGON, PLAINTIFF : STATE OF OREGON, BY AND THROUGH ITS STATE HIGHWAY COMMISSION RESPONDENT: LILLIAN DEARDORFF, ETAL FILED : NOVEMBER 13, 1967, CASE NO. 9388

13) ACCESS RESTRICTIONS AND RESERVATIONS, INCLUDING THE TERMS AND PROVISIONS THEREOF, CONTAINED IN DEED, GRANTEE : STATE OF OREGON, BY AND THROUGH ITS STATE HIGHWAY COMMISSION RECORDED : NOVEMBER 17, 1969, BOOK 303, PAGE 497, DEED RECORDS

14) ACCESS RESTRICTIONS AND RESERVATIONS, INCLUDING THE TERMS AND PROVISIONS THEREOF, CONTAINED IN DEED, GRANTEE : ROLAND L. HOLEMAN, ETUX RECORDED : NOVEMBER 23, 1988, MICROFILM REEL 173, PAGES 757 AND 758, OFFICE OF UMATILLA COUNTY RECORDS

INDENTURE OF ACCESS, INCLUDING THE TERMS AND PROVISIONS THEREOF, FIRST PARTY: STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION SECOND PARTY: PILOT CORPORATION RECORDED : MAY 22, 1996, MICROFILM REEL 290, PAGE 926, OFFICE OF UMATILLA COUNTY RECORDS

15) EASEMENT FOR INGRESS AND EGRESS, INCLUDING THE TERMS AND PROVISIONS THEREOF, RESERVED IN DEED, GRANTEE : ROLAND L. HOLEMAN RECORDED: FEBRUARY 18, 1996, MICROFILM REEL 285, PAGE 918, OFFICE OF UMATILLA COUNTY RECORDS

16) EASEMENT, INCLUDING THE TERMS AND PROVISIONS THEREOF, GRANTEE : UMATILLA ELECTRIC COOPERATIVE ASSOCIATION RECORDED: JUNE 18, 1996, MICROFILM REEL 292, PAGE 225, OFFICE OF UMATILLA COUNTY RECORDS NOT PLOTTED.

17) JOINT USE OF EASEMENT AGREEMENT, INCLUDING THE TERMS AND PROVISIONS THEREOF, FIRST PARTY : STANFIELD IRRIGATION DISTRICT SECOND PARTY : PILOT CORPORATION RECORDED : OCTOBER 1, 1997, INSTRUMENT NO. 1997-3170291, OFFICE OF UMATILLA COUNTY RECORDS

18) EASEMENT FOR INGRESS AND EGRESS, INCLUDING THE TERMS AND PROVISIONS THEREOF, GRANTEE : CASCADE NATURAL GAS CORPORATION RECORDED: NOVEMBER 3, 1997, INSTRUMENT NO. 1997-3180758, OFFICE OF UMATILLA COUNTY RECORDS NOT PLOTTABLE.

19) FINANCING STATEMENT, INDICATING A SECURITY AGREEMENT, DEBTOR : PILOT CORPORATION D/B/A PILOT TRAVEL CENTER SECURED PARTY : CAT SCALE COMPANY RECORDED : MARCH 27, 1998, INSTRUMENT NO. 1998-3260338 CONTINUED : OCTOBER 21, 2002, INSTRUMENT NO. 2002-4220426 CONTINUED : OCTOBER 16, 2007, INSTRUMENT NO. 2007-5270118

20) LEASE AND OPERATING AGREEMENT WITH A RIGHT OF FIRST REFUSAL, INCLUDING THE TERMS AND PROVISIONS THEREOF, DISCLOSED BY MEMORANDUM, LESSOR : PILOT TRAVEL CENTERS, LLC LESSEE : MCDONALD'S CORPORATION DATED : JUNE 13, 2002 RECORDED : JULY 8, 2003, INSTRUMENT NO. 2003-4410488 AND SUPPLEMENTAL : NOVEMBER 28, 2005, INSTRUMENT NO. 2005-4920475, OFFICE OF UMATILLA COUNTY RECORDS

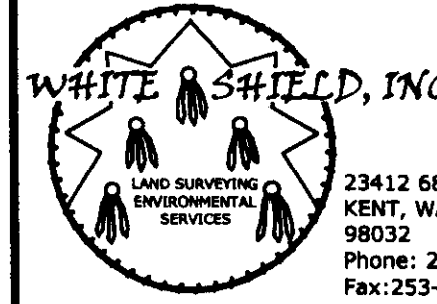
21) INTEREST OUTSTANDING, IF ANY IN FAVOR OF THE CITY OF STANFIELD IN AND TO PARCEL 2 OF PARTITION PLAT NO. 2010-29.

22) EASEMENTS SHOWN ON PARTITION PLAT NO. 2010-29, RECORDED : DECEMBER 14, 2010 IN INSTRUMENT NO. 2010-5730298, OFFICE OF UMATILLA COUNTY RECORDS

23) ANY DOCUMENTS EXECUTED BY PILOT DELAWARE LLC, A DELAWARE LIMITED LIABILITY COMPANY (HEREINAFTER REFERRED TO AS THE "LLC") MUST BE EXECUTED PURSUANT TO A PROPER RESOLUTION VOTED ON AT A DULY CALLED MEETING IN ACCORDANCE WITH THE BY-LAWS OF OR OTHER AUTHORITY OF THE "LLC". CERTIFIED COPIES OF THE RESOLUTION AUTHORIZING THE EXECUTION AND OF THE MINUTES OF THE MEETING AND COPIES OF THE BY-LAWS OR OTHER AUTHORITY FOR SUCH EXECUTION MUST BE FURNISHED FOR EXAMINATION. THE RESOLUTION MUST SPECIFY THE OFFICERS AUTHORIZED TO SIGN ON BEHALF OF THE "LLC".

24) PARCEL CONVEYED TO THE CITY OF STANFIELD PER DOCUMENT 2002-4080489

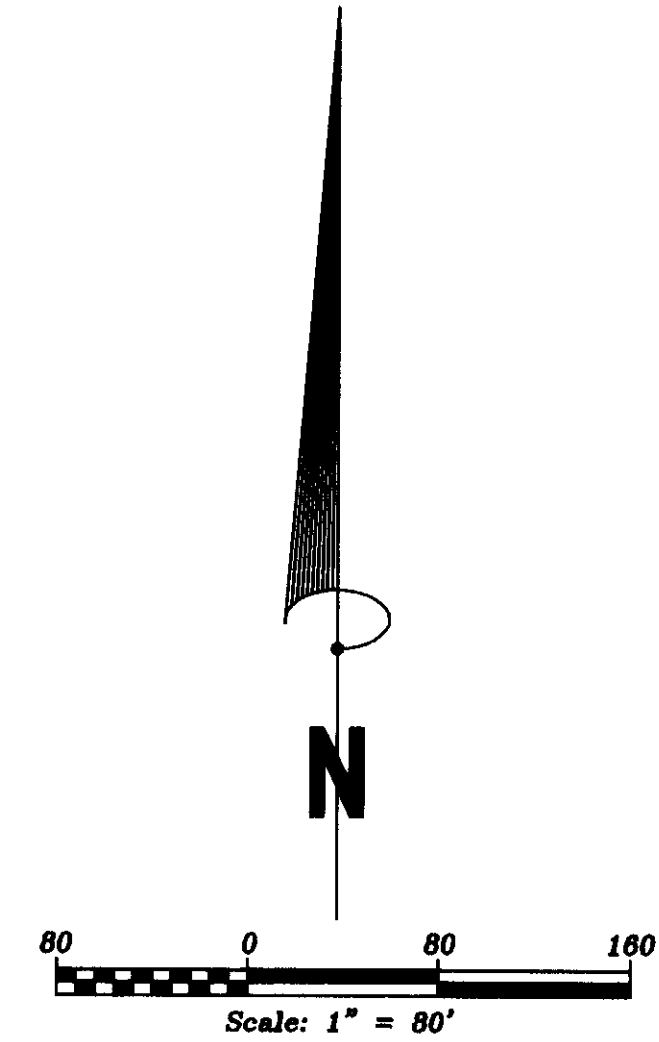
25) LAND CONVEYED TO THE STANFIELD IRRIGATION DISTRICT, DEED BOOK 296, PAGE 456



SURVEY BY: WSI DRAWN BY: EJS CHECKED BY: MRM DATE: JULY 09, 2012

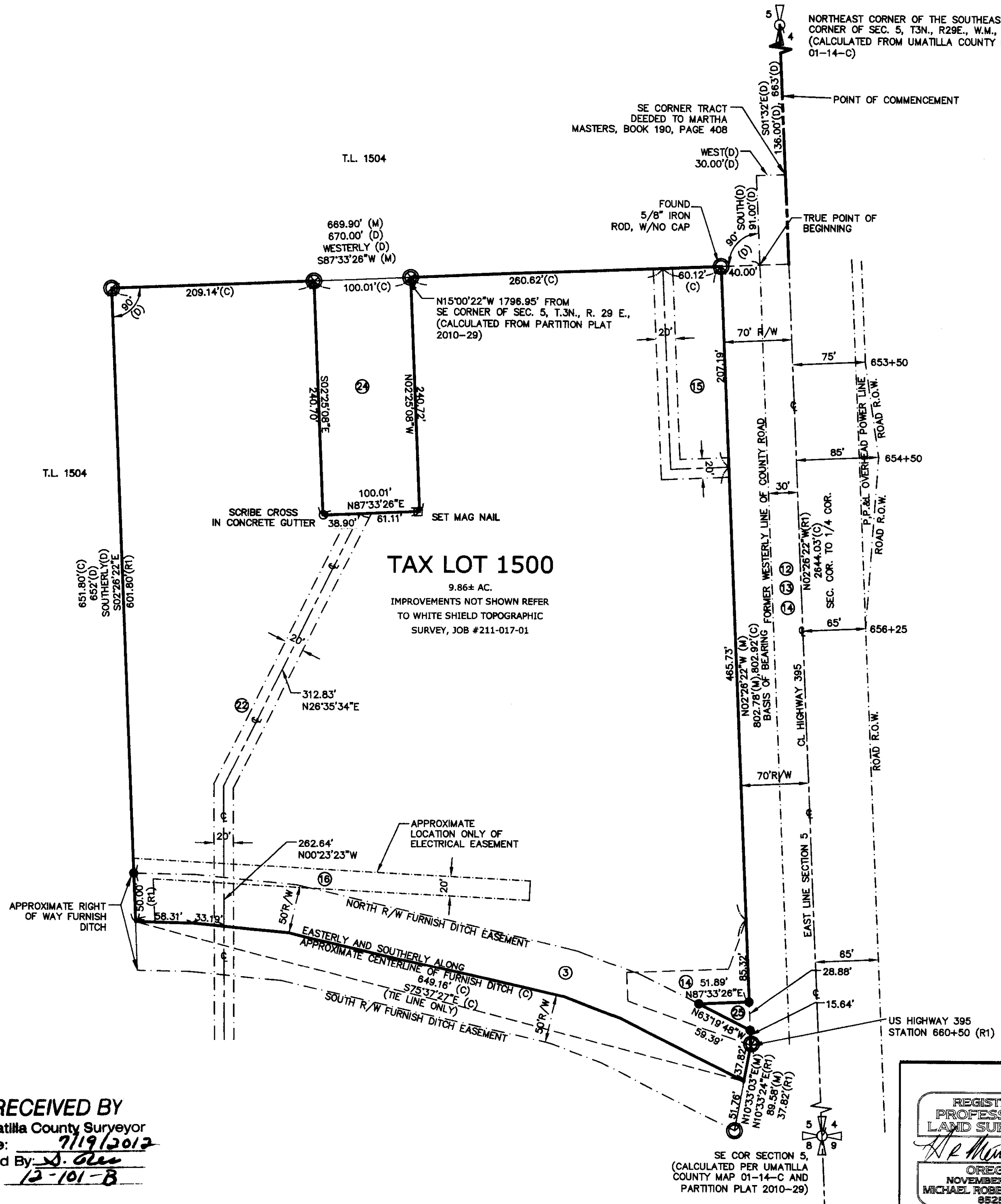
# RECORD OF SURVEY

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M., UMATILLA COUNTY, OREGON



## LEGEND

- RECORD SECTION CORNER, PER MAP 01-14-C
- RECORD QUARTER CORNER, PER MAP 01-14-C
- FOUND 5/8" REBAR WITH PLASTIC CAP MARKED: "HUFFMON PLS 2786"
- FOUND 5/8" IRON ROD WITH PLASTIC CAP MARKED: #872-SURVEY 01-14-C
- TITLE EXCEPTION NUMBER
- (C) CALCULATED
- (D) DEED
- (M) MEASURED
- (R1) PER UMATILLA RECORD OF SURVEY #01-14-C DATED 09/21/1995
- CENTERLINE
- T.L. TAX LOT
- SET 5/8" IRON ROD WITH PLASTIC CAP, MARKED: PLS 85254
- SCRIBE CROSS IN CONCRETE GUTTER
- SET MAG NAIL
- RIGHT OF WAY, AS NOTED
- PROPERTY LINE



**TAX LOT 1500**  
9.86± AC.  
IMPROVEMENTS NOT SHOWN REFER TO WHITE SHIELD TOPOGRAPHIC SURVEY, JOB #211-017-01

REGISTERED PROFESSIONAL LAND SURVEYOR  
*M. Merritt* 7/9/12  
OREGON  
NOVEMBER 8, 2011  
MICHAEL ROBERT MERRITT  
85254

**WHITE SHIELD, INC**  
LAND SURVEYING ENVIRONMENTAL SERVICES  
23412 68TH AVE S.  
KENT, WA.  
98032  
Phone: 253-867-6070  
Fax: 253-867-6075

**RECORD OF SURVEY**  
GREENBERG FARROW  
16000 N. 89TH ST. STE A  
SCOTTSDALE, ARIZONA 85260  
SE 1/4 OF SEC. 5, T3N, R29E.  
WILLAMETTE MERIDIAN  
UMATILLA COUNTY, OREGON  
SCALE H: 1"=80' JOB: 211-017-01  
V: N/A CADD: ACAD-ACAD-STANFIELD MRM2.dwg

EXPIRES 12-31-2012 SURVEY BY: WSI DRAWN BY: EJS CHECKED BY: MRM DATE: JULY 09, 2012

File: C:\Users\merritt\Desktop\ACAD-ACAD-STANFIELD\_MRM2.dwg ID: merritt Date: 09-Jul-12 1:32:24pm

**RECEIVED BY**  
Umatilla County Surveyor  
Date: 7/19/2012  
Rec'd By: S. Blue  
No.: 12-101-B

2/2