

TOWNSHIP 26 RANGE 03 POINT IDENTIFIER # 500600

PRIMARY CORNER DESCRIPTION Sec. Cor. for 2, 3, 10 and 11

Alias _____	Description _____
Alias _____	Description _____
Alias _____	Description _____
Alias _____	Description _____

Original - W. H. Byars, Under Contract #269 dated July 24, 1877 (DCSO records, Vol. 10 Page 4380)

Set a white oak post, 5" dia. 4 ft. long, 16" in the ground for the cor., from which

- An Ash 4" dia., bears N.65°E., 7 lks. dist.
- A W.Oak 5" dia., bears S.30°E., 96 lks. dist.
- An Ash 5" dia., bears S.35°W., 30 lks. dist.
- An Alder 10" dia., bears N.12½°W., 131 lks. dist.

J.W. Cole & C.W. Springer, for: Kimmel & DeBanardi - July 1923 - Vol. 3 Pages 163-64

No evidence left for this corner so established it by double proportionate measurement as per Gov't instructions.

Drove an Iron bolt 5 x 8 x 30" in ground and erected a pile of rock 2 ft. in dia. and 18" high, from which

- An Alder 10" N.15°E., 36.2 ft.
- A Fir 8" N.42°W., 77.2 ft.
- A B.Oak 9" S.41°45'E., 126.1 ft.
- A Cedar 9" S.20°30'W., 97.0 ft.

Ben B. Irving, Doug. Co. Surveyor - Wit: N.E. Richardson; Loren Weber - Dec. 29. 1939 - C.S. File 16/55

Corner intact except mound of stone displaced and BT NE quadrant rotted down.

Replaced mound at stone around corner and set a new BT NE quadrant:

- A 10" B.Oak N.53°E., 24.0 ft. mkd. T26S R3W S2 CS BT.

Doug. County Surveyors Office - James Byron, Deputy - April 1, 1957 - C.S. File 47/168

WITNESS CORNER to sec. cor. - Section cor. in creek. Pipe and mound of stone not found. All bearing trees except NE BT found and check for bearings & distances. I do not open BTs - they show good faces.

Exact corner location determined by projection of north line of North Umpqua Homesites Subd.

Set an I.P. with brass cap on section line East of corner mkd. "Wit. Cor. $\frac{32}{10|11}$ T26S R3W 43.5 ft. West to corner

from which

- 10" W.Oak bears N.83°E., 26.9 ft. scribed Wit. Cor. S 2, T26S R3W CS BT.

5" W.Oak bears N.43°W., 4.3 ft. scribed Wit. Cor. CS BT.
continued next page

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6" W.Oak bears S.73°W., 12.7 ft. scribed Wit. Cor. CS BT.
6" Ash bears S.67°E., 18.2 ft. scribed Wit. Cor. S11 CSBT.

Glenn Baughman, For: Sun Studs - October 1974 - RM 2-69

Northwest corner Section 11
Set - 5/8" Iron Rod.
New BTs- 8" Oak bears N.21°E., 12.0 ft. scribed T26S R3W S2 BT.
10" Ash bears N.58°W., 21.1 ft. scribed T26S R3W S3 BT.
8" Ash bears S.22½°W., 17.1 ft. scribed T26S R3W S10 BT.
7" Ash bears S.34°E. 19.4 ft scribed T26S R3W S11 BT
Old NW corner Sec. 11 bears West 43.5 ft. from the witness cor.

Doug. County Surveyors Office - Larry E. Monrean, Deputy
Karen Cheney; Pete Earle - March 21, 1977 - C.S. 59/31-12

Found - 5/8" I.R. set at sec. cor. as determined by Baughman
A 1957 Co. Surveyors Office Witness Corner brass cap
From the Baughman corner monument bears
S.86°E., 68.0 ft.
From the Baughman Corner (5/8" I.R.) found:
An 8" Oak bears N.23°E., (Rec. N.21°E.) 12.0 ft.
scribed "T26S R3W S2 BT"
An Ash 9" (Rec. 10") bears N.56°W., (Rec. N.58°W.)
21.1 ft. Tree scribed "T26S R3W S3 BT".
An 8" Ash bears S.24°W., (Rec. S.22½°W.) 18.5 ft.
(Rec. 17.1 ft. Tree scribed "T26S R3W S10 BT".
An 8" Ash (Rec. 7") bears S.34°E., 19.1 ft. (Rec.
19.4 ft.) scribed "T26S R3W S11 BT".
From the 1957 Monument, found:
A W.Oak 10" now 12" bears N.85°E., (Rec. N.83°E.) 26.9
ft. Tree has well healed blaze. We open and find
scribing "Wit. Cor S2 T26S R3W CS BT".
A W.Oak 5" now 8" bears N.43°W., 4.3 ft. Tree has well
healed blaze. We open & find scribing "Wit. Cor.
CS BT".
A W.Oak 6" now 10" bears S.73°W., 12.7 ft. Tree has
well healed blaze. We open & find scribing "Wit.
Cor CS BT".
An Ash 6" now 10" (double tree) bears S.67°E., 17.2 ft.
to center of base 18.2 ft. to center of scribed
trunk. Tree has a well healed blaze. We opened
and find a rotted face with fragmentary scribing.
continued next page

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No other BTs found.
We replace the 5/8" I.R. set by Baughman with an I.Pipe 2" x 30" long, 24" in the ground, with brass cap attached mkd. "Douglas County Surveyor" T26S R3W S3 S2 S10 S11 1977"
We place 5/8" I.R. along North edge of cap.
We replace 1957 DCSO brass cap monument with a 5/8" I.Rod
We remove the scribing from the trees which reference this monument. This renewal was done in accordance with Circuit Court Decree #75-210 (See C.S. File 59/21)

Found OK, Herm Pieske, May 1990 - Partition 1990-0018 A&B
Fd. OK, Donald Bentz, Oct. 1991, Partition 1992-0051

Douglas Co. Surveyors Office - Randall W. Smith, Deputy -
Stephen J. Flause - 09/?/1999 - C.S. File 66/12-4

Found - 5/8" iron rod, protrudes 4" above a mound of stone.
1977 (DCSO)
2½" dia. brass cap on a 1½" O.D. iron pipe protrudes
7" above ground (1977 DCSO)
5/8" iron rod along North edge of BC/IP, protrudes
2" above ground (1974 Baughman)

1974 Baughman corner has 4 live BTs, see 1974 & 1977 renewal.
1957 corner position

- 5" now 9" dia., W.Oak showing evidence of being opened in 2 places and scribing removed by DCSO in 1977. We single blaze 5 ft. above ground and scribe "S3 CS BT" bears N.43°W., 4.3 ft. (agrees w/rec.) 1957 (Note BT not in Sec. 3)
- 6" now 10" dia., W.Oak showing evidence of being opened in 2 places and scribing removed by DCSO in 1977. We single blaze 5 ft. above ground and scribe "S10 CS BT", bears S.73°W., 12.7 ft. (agrees w/rec.) 1957 (Note BT not in Sec. 10)
- 6" now 12" dia., Ash showing evidence of being opened in 1 large place and scribing removed by DCSO in 1977. We single blaze 6 ft. above ground and scribe "S11 CS BT" bears S.67°E., 18.2 ft. (agrees w/1957 rec.) 1957 (Note tree now single trunked.)
- 10" now 14" dia., W.Oak showing evidence of being opened in 2 places and scribing removed by DCSO in 1977. We single blaze 5 ft. above ground and scribed "S2 CS BT" bears N.83°E., 26.9 ft. (agrees w/1957 rec.) 1957

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Set - 1977 brass cap removed from iron pipe. Yellow plastic DCSO cap set in center of IP. Protrudes 4" above ground.
 Yellow plastic DCSO cap added to 5/8" I.R. set in 1977 at 1957 WC position.
 1977 DCSO IP bears N.86°W., 68.0 ft. from 5/8" IR set in 1977 at 1957 WC position.

Note - See BLM correspondence in CS File 59/21 & 63/166 on acceptance of corners.
 See sketch in file.



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Oregon State Office
P.O. Box 2965
Portland, Oregon 97208

FILED

Date: 2/9/1999 By: JJP

This survey consists of:

Map: _____

Narrative: _____

Corner Plat: _____

DOUGLAS COUNTY
SURVEYOR

IN REPLY REFER TO:
9631 (OR 957)
Douglas Co., Or.

February 4, 1999

Harvey Christensen
Northwest Timberland Consulting, Inc.
4680 Briars Street
Eugene, Oregon 97404-1113

Dear Mr. Christensen:

This is in reply to your letter, dated January 26, 1999, concerning the 1/4 section corner of sections 2 and 11, T. 26 S., R. 3 W., Willamette Meridian, Oregon.

Upon reviewing the county records you've supplied, it is our opinion that Cole recovered the original 1/4 section corner of sections 2 and 11. This opinion is based on the definition of an existent corner as described in Section 5-5 of the Manual, which states that an existent corner is one whose position can be identified by verifying the evidence of the monument or its accessories, by reference to the description in the field notes. Cole indicates the corner was well marked, by a large pile of rocks and a stake at the corner position, and that he recovered the remains of the bearing tree accessory. We consider this evidence to be substantial and consistent with Flint's original corner description; therefore, meeting the Manual definition of an existent corner.

The county records document at least three official perpetuations, performed between 1955 and 1966, of Cole's recovered corner. In 1966, the county surveyor's office perpetuated Cole's corner with a brass cap monument. Although in 1966 there was no remaining original corner evidence, the records of the previous corner perpetuations clearly established a chain of evidence between the 1966 perpetuation and the original corner evidence reported by Cole. Therefore, in our opinion the 1/4 section corner re-monumented by the county, in 1966, is the original corner established by Flint, in 1882.

Since there is federal ownership in section 11, it is very possible that in the future a cadastral survey will be performed by the BLM to delineate this federal land. The position for the center 1/4 section corner would be established by the BLM based on the 1/4 section corner of sections 2 and 11 as re-monumented by the county in 1966. The 1975 decision by the Circuit Court of The State of Oregon for Douglas County pertained to the boundary between the private parties involved in that complaint, and did not extend to the federal lands in section 11.

C.S. File No. 59/21 : 63/166

Regarding the 1/4 section corner of sections 10 and 11, it is our opinion that if Cole's witness corner is extant, then the true point for the corner should be reestablished 10.00 feet south of the witness corner in accordance with Cole's record. In 1923, Cole evaluated the evidence and conditions evident at that time and made the decision to determine the 1/4 section corner based on recovered line blazes and the record call to the river. Original survey line evidence and topography is prescribed in today's Manual as being acceptable collateral evidence when certain criteria are met. We do not feel that the decision made by Cole in 1923 should be second guessed today when ground conditions and survey evidence are not the same as in 1923. Also, records you've provided show that the county was honoring Cole's corner on maps of deed descriptions as long ago as 1934. Considering the longevity and apparent reliance placed on Cole's corner we feel there is sufficient justification to accept it today, and therefore the position for the center 1/4 section corner of section 11 would be established by the BLM using his corner.

Regarding the corner of sections 2, 3, 10, and 11, Cole reestablished this corner by proportionate measurement based on the 1/4 section corners discussed above. Although this corner is not needed to control the BLM ownership in section 11, it is our opinion the corner reestablished by Cole should be accepted, providing the original corner is in fact lost.

We hope this information is helpful. We will forward a copy of this letter to the Douglas County Surveyor for his information.

Sincerely,

Wayne M. Gardner
Chief, Branch of
Geographic Sciences

cc: Douglas County Surveyor

Found OK by M. Heimburger, Jan. 2002 - M139-42
 Found OK by K. DeGroot, Dec. 2002 - M137-53
 Fd. Ok by K. DeGroot, May 2007 - M153-14

FD. OK, 4 live BTs, 2/21/2008 - John Pike & Stephen Flause, DCSO C.S. 67/25-19