



United States
Department of
Agriculture

Forest
Service

Umpqua National Forest
P.O. Box 1008
Roseburg, Oregon 97470

Reply to: 7150/5450

Date: December 8, 1983

County Surveyor, Fritz Ingram
Douglas County Courthouse
Roseburg, OR 97470

Dear Mr. Ingram:

In 1978, Baughman Technical Service, Inc., performed a Cadastral Survey under our Contract No. 006687N which involved the subdivision of Section 3, T. 31S., R. 2W., W.M. The subsequent survey plat is filed under County Survey No. M65-69. Under this contract, the N $\frac{1}{2}$ corner of Section 3 was determined lost and, therefore, set by proportionate measurement. An adjacent property owner, Paul Crume, contends there is evidence that this proportioned corner is out of position approximately 135 feet east.

We request the expertise of your office in evaluating Mr. Crume's evidence to determine if, in fact, the proportioned corner was set out of position.

If you have any questions, please contact Wally Rainsberry or Jake O'Dowd at 672-6601.

Sincerely,

H.C. CHAPPELL
Forest Engineer



U.S. File No. 62/13

FS-6200-11(8-80)

GOVERNMENT CORNER RESTORATION FORM

Township 31 S Range 2 W Sec. 3 County DOUGLAS

State OREGON Date 12-14-83

No. _____

FILED
RECEIVED

DEC 16 1983

COUNTY SURVEYOR
DOUGLAS COUNTY, ORE.

Corner Designation

1/4 5 3 4
5 3

- Condition Report Only
- Not Found
- Renewed
- Unrecorded
- Surveyed In
- Referenced Out

Previous Renewals 182 (1978 BAUGHMAN SURVEY)

MONUMENT DETAIL

Monument(s) Found: (Condition and Source)

PAUL CRUM A PROPERTY OWNER ALONG THIS BOUNDARY ASKED THAT WE LOOK AT THE EVIDENCE HE HAS FOUND WHICH HE BELIEVES TO BE EVIDENCE OF THE MONUMENT SET ORIGINALLY FOR THE QUARTER CORNER BETWEEN SECTIONS 3 AND 34.

T30S R2W WM

WE FIRST FOUND THE MARCH 1978 BAUGHMAN SURVEY MONUMENT A 2 1/2" BRASS CAP ON A 2 1/2" IRON PIPE PROTRUDING 14" ABOVE THE GROUND (MARKED AS NOTED). THIS MONUMENT WAS SET AT A PROPORTIONATE POSITION.

1/4 5 3 4
5 3

133.7 FEET WEST OF THE BAUGHMAN MONUMENT WE WERE SHOWN A MOUND OF STONE 24" DIAMETER AND 7" HIGH. A METAL POST HAS BEEN SET DOWN INTO THE APPARENT OPENING OF THIS MOUND. (THE ORIGINAL SURVEY NOTES CALL A WOOD POST IN A MOUND OF STONE

T 31 S

1978 OLS 536

Accessories Found:

AT THE CORNER POSITION.) CHECKING FOR THE ORIGINAL BEARING TREES REVEALED NO EVIDENCE. THE POSITION OF THE 40" PINE (S88°W 158 LKS) FALLS ALONG THE WESTERLY EDGE OF A ROAD BUILT FOR POWER LINE MAINTENANCE. THE POSITION OF THE 30" PINE (N86°W 159 LKS) FALLS IN THE TRAVELED WAY OF THE ROAD. NO CONCLUSIVE EVIDENCE OF EITHER ORIGINAL BEARING TREE WAS LOCATED AT THE RECORD POSITIONS FROM THE MOUND OF STONE. THE TOP SOIL IN THIS AREA IS SHALLOW AND ROCKY, THE TREES IN THIS AREA DO NOT MATURE TO A SIZE LARGER THAN THE RECORD BEARING TREES. THERE IS ALSO EVIDENCE OF FIRE IN THIS AREA.

FROM THE MOUND OF STONE EVIDENCE OF AN OLD FENCE (BARBED WIRE, WOODEN POSTS AND NAILS) RUNS EAST TO AND BEYOND THE MONUMENT SET BY BAUGHMAN. FENCE EVIDENCE WAS ALSO FOUND RUNNING NORTH FROM THE MOUND OF STONE. AS ACCORDING TO MR. CRUM, HE LOCATED THE STONE MOUND AFTER THE BAUGHMAN SURVEY MONUMENT WAS SET. HE INDICATED THAT THE BRUSH HAD TO BE CUT AWAY BEFORE THE MOUND COULD BE FOUND. MR. CRUM FIRST OCCUPIED THIS LAND IN 1946, THE OLD FENCE HAS BEEN AT THE PRESENT LOCATION FOR A PERIOD OF TIME PRIOR TO HIS TIME OF RESIDENCE.

EXPLANATION OF PHOTOS: 1. ROCK MOUND AND PIPE AS FOUND 2. CLOSE UP OF OF MOUND AND PIPE (NOTE OPENING) 3. STONE MOUND WITH PIPE REMOVED 4. STONE MOUND WITH METAL PIPE IN BACKGROUND, OLD FENCE POST (WITH NAIL) ALONG SIDE. FENCE WIRE BEING HELD. 5. MOUND OF STONE FOREGROUND, OLD FENCE POST

G & F No. 6213

RENEWAL

Monument Detail

Monument Set (Procedure and Description)

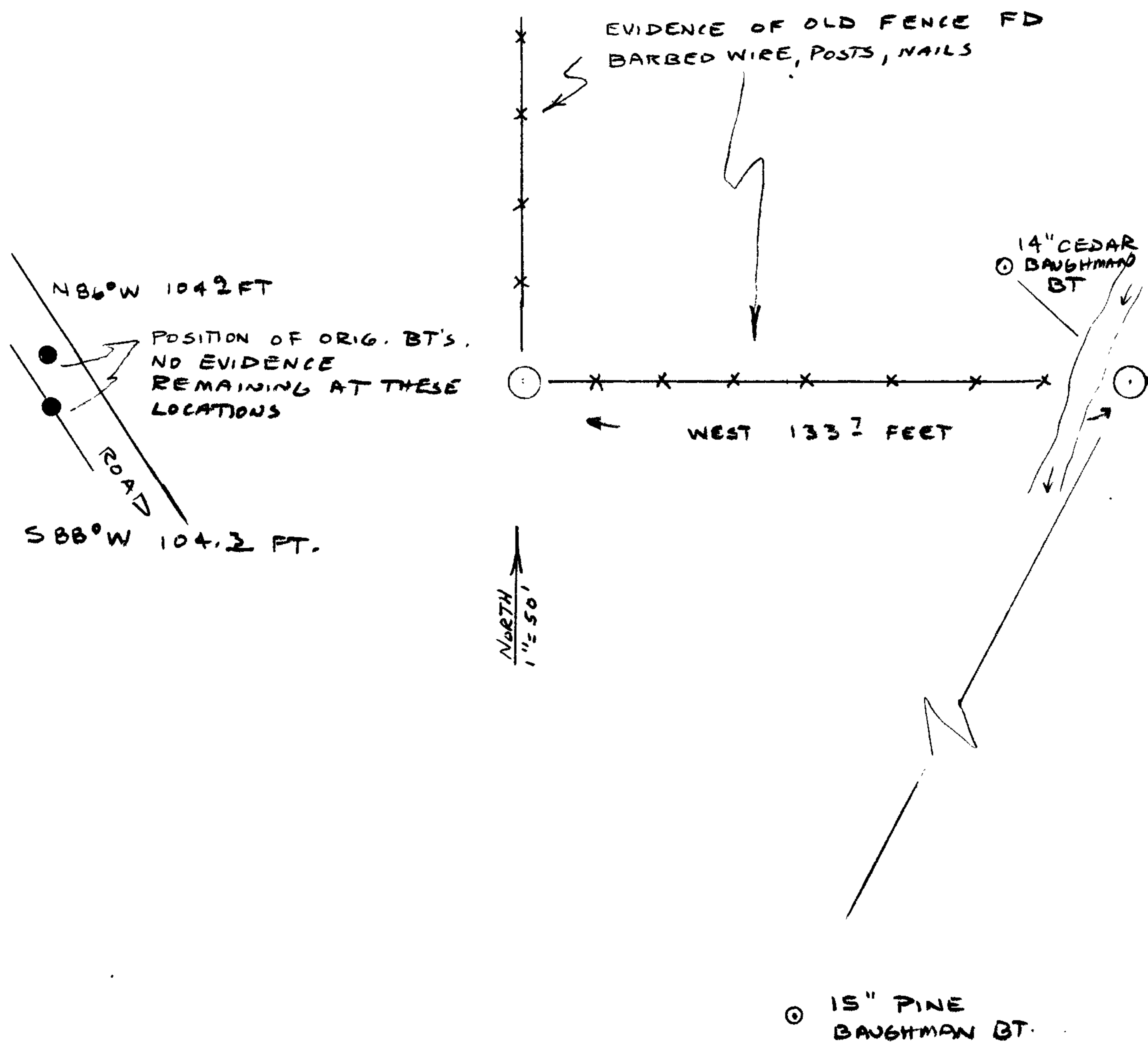
WITH NAIL BEING SHOWN, ORANGE WITNESS SIGN TO BAUGHMAN MONUMENT BACKGROUND, & 6 STANDING FENCE POSTS BEING SHOWN TO THE NORTH.

New Accessories FOUND (BEARINGS AND DISTANCES TAKEN FROM BAUGHMAN MONUMENT).

A PINE 12" NOW 15" DIA BEARS S 28° W 349.6 FEET

A CEDAR 12" NOW 14" DIA. BEARS N 47° W 380 FEET.

Sketch of Monument, Accessories, and General Area



Location & Comments

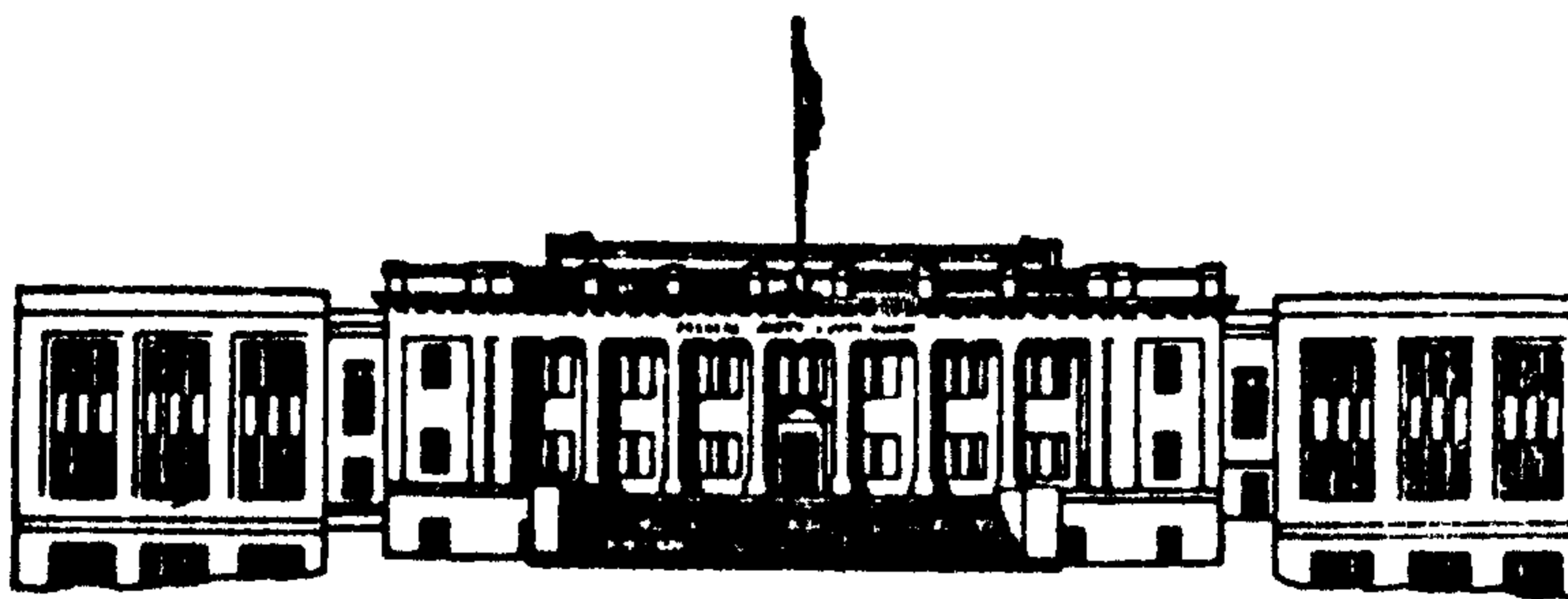
Comp. Declin. 19° EAST
Agency DOUGLAS COUNTY SURVEYORS OFFICE
Party Chief LARRY E. MONREAN
Notekeeper LARRY T. MUMFORD
Witnesses R.W. SMITH, MR. PAUL CRUM

Surveyor's Seal

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Larry T. Mumford

OREGON
JULY 13, 1979
LARRY E. MONREAN
#1830



COUNTY OF DOUGLAS

OFFICE OF THE SURVEYOR
ROOM 205 -- JUSTICE BUILDING
ROSEBURG, OREGON 97470

December 15, 1983

H.C. Chappell, Forest Engineer
Umpqua National Forest
P.O. Box 1008
Roseburg, Oregon 97470

Dear Mr. Chappell:

In response to your request for an investigation of the quarter corner between section 34, township 30 south, and section 3, township 31 south, range 2 west, Willamette Meridian, I found the following:

1. A mound of stones at a very old fence corner; a mound of stones being called for in the original notes.
2. No other physical evidence in support of the mound of stones.
3. Creek calls east and west of the search area agree favorably at record distance from the Baughman proportioned corner according to our aerial photos. This information was scaled.

Although there is evidence of the rock mound as a property corner by use, there is not sufficient physical evidence to support it as an original survey corner.

Sincerely,

L.E. Monrean, L.S. 1830
Survey Supervisor

LEM:cmo

FILE No. 62/13

Tiller, Oregon 97484
May 23, 1984

FILED
RECEIVED

MAY 30 1984

COUNTY SURVEYOR
DOUGLAS COUNTY, ORE.

Re: your letter 12-15-1983
to H. C. Chappell,
Forest Engineer

Larry E. Monrean, Survey Supervisor
County of Douglas, Office of the Surveyor
Room 205 - Justice Building
Roseburg, Oregon 97470

Dear Mr. Monrean,

In regard to the quarter corner between section 34, township 30 south, and section 3, township 31 south, range 2 west, Willamette Meridian; I hereby state my position.

Your letter states that you found a mound of stones at a very old fence corner. You failed to mention the very old fence line with sufficient posts still standing to establish the line of direction, both north and east. The east line runs nearly perfect with the new survey. The north line lines up nearly perfect to all old timber cutting lines still visible to the south for up to approximately 7 miles. This indicates that said fence line is in line with old survey.

Also, you did not mention the two old down trees (probable bearing trees). Though they have been down for many years, the remains include many pine knots. They are in close proximity to where the old bearing trees should be from said mound of stones. There is no doubt in my mind that these are the remains of the old bearing trees and that the mound of stones and the one mentioned in the 1857 survey notes are one and the same.

I purchased this property in October, 1946, nearly 38 years ago. I hereby swear that the said old fence line was here then and looked almost as old then as now. The posts in the fence line were of yew wood (long lasting posts). According to their condition, I believe they were approximately 35 years old when I first observed them in 1946. I believe said fence to be approximately 73 years old; which places construction during the time Walter Rainville was proving up his homestead. I was told that the parents of Walter & Elzer Rainville lived on this Section 3 property in the 1880's, long before the properties were homesteaded; certainly they would have known where the corner was.

Concerning the mound of stones. Said mound of stones was not visible during my years here until located by myself and Bryan Wallway who helped me. The area is grown up to thick, heavy brush - impossible to walk through in places. When I learned that the 1978 surveyors had not found the old corner, I asked Mr. Wallway to help me. We took a chain saw and cut all the brush surrounding said fence corner. One strand of barbed wire making a 90 degree corner remained in place and there under several inches of rotted brush debris we uncovered the mound of stones surrounding a hole where the post had been. We did not move the stones, we left them as we found them. There can be no doubt that this is the corner set by the surveyors in 1857. There is absolutely no evidence of downed trees within approximately 230 feet of the new corner set in 1978.

In your point 2, you state "no physical evidence in support of the mound of stones". I take that to mean you found no "for sure, positive" bearing trees to support the corner. It seems to me that bearing trees are marked to help find lost corners; when the corner is found, of what value are the bearing trees? I believe that if the surveyors (1978) had found the mound of stones at the old fence corner themselves, they would have placed the corner there; however, once they had set the new corner they wouldn't change it. They told me it wouldn't make any difference to me, explained that it wouldn't change my property line, that the procedure for setting new corners was splitting the distance exactly in half. My property line is in accordance with the 1857 survey, not 1978, and I have reasonable proof of that corner. The procedure and modern technology in setting the new corner proves that the old corner could not be in the same place.

Mr. Monrean, it seems to me that you are more concerned with protecting a fellow surveyor's work than with honestly inspecting and reporting the evidence.

Your point 3 makes reference to the creek - east, no way can this distance be considered. Roseburg Lumber Company logged their land in section 34 approximately 1950. They used my road out. They constructed a road up said creek and left it without protection for high water. The creek has changed course several times since then.

I hereby swear that the statements made herein are true.

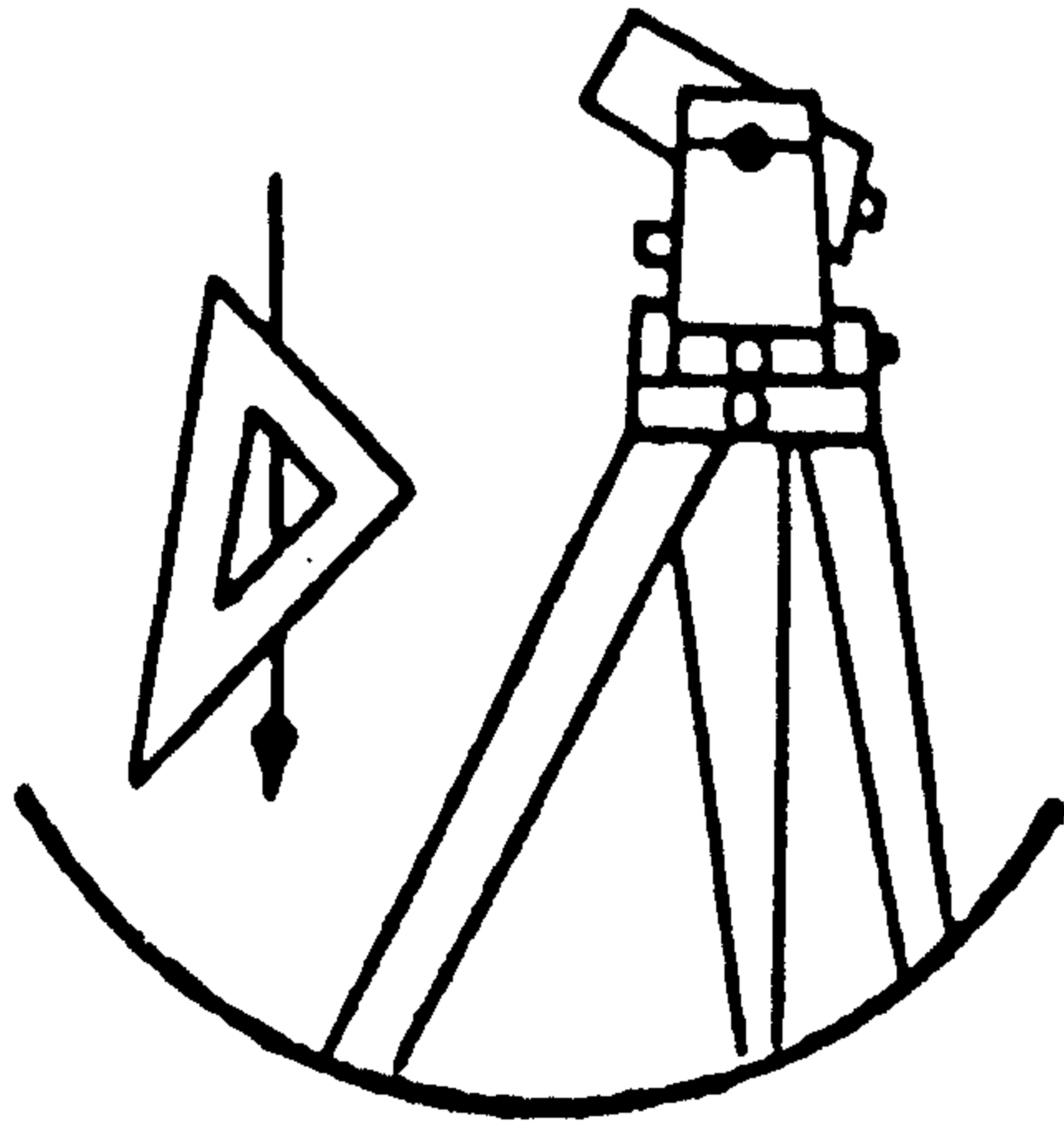
Deigned before me as Notary Public
Don Oringer
E. J. Chace

Paul C. Crume
Paul C. Crume
Route 2, Box 26
Tiller, OR 97484

May 24, 1984

cc: H. C. Chappell, Forest Engineer

C.S. File No. 62/13



DOUGLAS COUNTY SURVEYOR'S OFFICE

ROOM 205 - JUSTICE BUILDING
ROSEBURG, OREGON 97470
PHONE 440-4272

FRITZ INGRAM
COUNTY SURVEYOR

May 31, 1984

Mr. Paul Crume
Route 2, Box 26
Tiller, OR 97484

Dear Mr. Crume:

I am responding to your letter dated May 23, 1984, regarding the quarter corner between Section 34, Township 30 South, and Section 3, Township 31 South, Range 2 West, Willamette Meridian.

The Oregon Revised Statutes set down guidelines as outlined in the U.S. Manual of Surveying Instructions to which surveyors are responsible when evaluating survey evidence of government corner locations. Considering these guidelines, I was unable to locate any physical evidence to support the mound of stone at the fence corner as the location of the official government corner.

With regard to your statements concerning the two old down trees, I was unable to locate any evidence of old blazes or scribing on these trees to identify them as original bearing trees. The positions of these trees do not fit well with the mound of stones when comparing the bearings and distances of the original bearing trees from the original corner monument.

Although I am unable to find any physical evidence of the original corner monument, the mound of stones at the fence corner is undoubtedly a property corner by use.

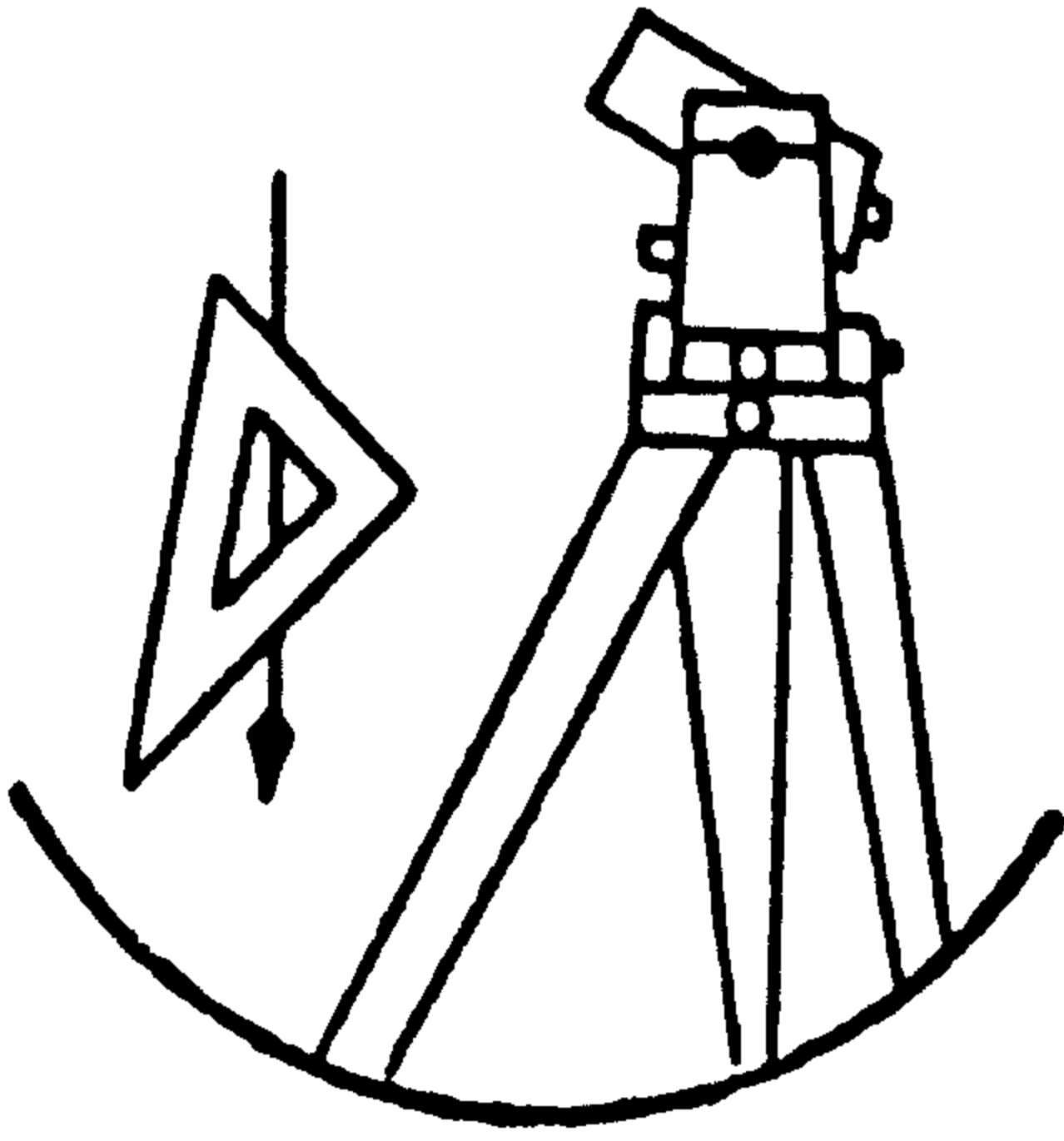
I trust that I have answered your questions.

Sincerely,

Larry E. "Ed" Monrean
Survey Supervisor

LEM: ls
cc H. C. Chappell

C.S. File No. 62/13



FRITZ INGRAM
COUNTY SURVEYOR

DOUGLAS COUNTY SURVEYOR'S OFFICE

ROOM 205 - JUSTICE BUILDING
ROSEBURG, OREGON 97470
PHONE 440-4272

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Survey Supervisor

LEM: ls
cc H. C. Chappell

C.S. File No. 62/13