

MAP OF SURVEY of Sumpter Valley Railroad Right-of-Way in SE1/4 of Section 32 & SW1/4 SW1/4 Section 33, T9S, R37E, WM Baker County, Oregon

NARRATIVE

The survey was requested by Sumpter Valley Railroad Restoration, Inc. for the purpose of locating the old Sumpter Valley Railway, Co. right-of-way in Sections 32 & 33, T9S, R37E and Section 4, T10S, R37E on which the original grade was constructed prior to 1900, to prepare easements over two parcels of land where it was necessary to reconstruct grade outside the original right-of-way, and to make lot line adjustments. The original right-of-way was not monumented as near as I could determine and few if any ties were made to section corners or lines. Few maps were found that have any specific data concerning the right-of-way and most right-of-way deeds were described "as constructed" through the various parcels.

The railroad was abandoned in 1947 and all rail had been removed by 1952. Portions of the grade were dug up for the gold dredge and obliterated just before the dredge quit working in 1954. All of the right-of-way in the vicinity of this survey had been acquired by the Sumpter Valley Railway by fee simple title except one parcel which was by US grant which reverted upon abandonment but was re-acquired by quit-claim deed. The only deed that has specific description details is for the S-Wye in the SE1/4SE1/4 of Section 32.

With the aid of a 1949 aerial photo and a copy of a portion of the grade construction plans for the SVRY (properties of the Sumpter Valley Railroad Restoration, Inc.), ties to subdivision plats for the City of Sumpter and the remaining sections of the original grade, a fairly accurate location for the right-of-way was determined and fitted to those portions of the grade that still exists.

Due to the complexity and detail of the survey, it is necessary to place the survey on three separate map sheets to maintain legibility. This narrative applies to all sheets and is continued from one to another due to the space constraints.

SURVEY HISTORY

The township line was originally surveyed by Eugene McCormack under GLO Contract No. 398 dated September 27, 1881. Sections 32 and 33 were originally surveyed by Herman Gradon under GLO Contract No. 415 dated August 19, 1881. Section 4 was originally surveyed by William Gradon under GLO Contract No. 409 dated March, 1882. The following listing shows the numerous surveys that have been done in the two and adjacent sections which were relevant to this survey. There are some surveying determinations which have been made that are in conflict and will be addressed later. The asterisked number is used to identify measurements of record as shown on the maps:

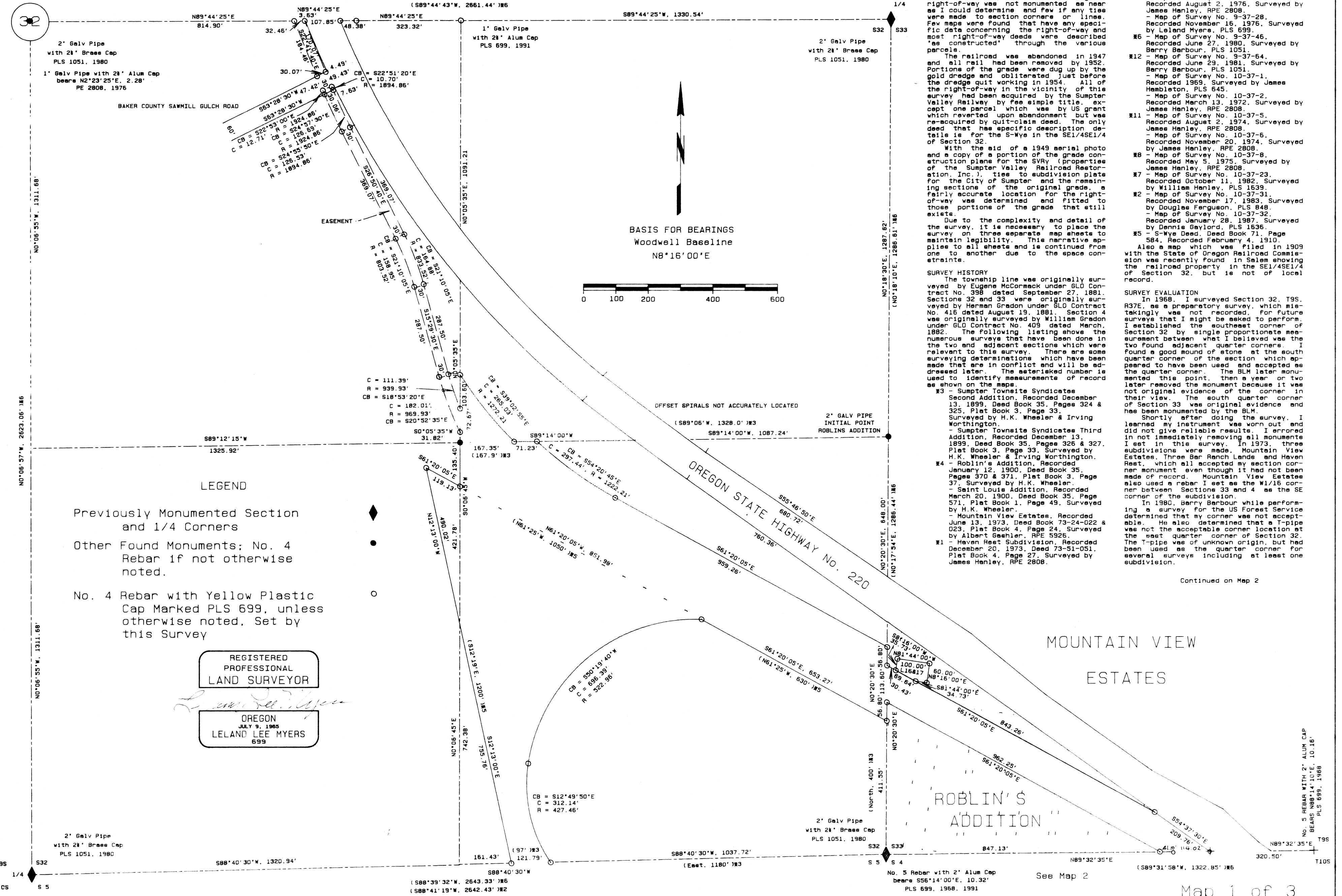
- *3 - Sumpter Townsite Syndicates Second Addition, Recorded December 13, 1899, Deed Book 35, Pages 324 & 325, Plat Book 3, Page 33. Surveyed by H.K. Wheeler & Irving Worthington.
- *4 - Roblin's Addition, Recorded January 12, 1900, Deed Book 35, Pages 370 & 371, Plat Book 3, Page 37. Surveyed by H.K. Wheeler.
- *5 - Saint Louis Addition, Recorded March 20, 1900, Deed Book 35, Page 571, Plat Book 3, Page 49. Surveyed by H.K. Wheeler.
- *6 - Mountain View Estates, Recorded June 13, 1973, Deed Book 73-24-022 & 023, Plat Book 4, Page 24. Surveyed by Albert Gaeher, RPE 5926.
- *7 - Haven Rest Subdivision, Recorded December 20, 1973, Deed 73-51-051, Plat Book 4, Page 27. Surveyed by James Hanley, RPE 2808.

- *8 - Three Bar Ranch Lands, Recorded September 12, 1973, Deed 73-37-045, Plat Book 4, Page 25. Surveyed by James Hanley, RPE 2808.
 - *9 - Map of Survey No. 9-37-7, Recorded July 7, 1975. Surveyed by James Hanley, RPE 2808.
 - *10 - Map of Survey No. 9-37-8, Recorded May 5, 1975. Surveyed by James Hanley, RPE 2808.
 - *11 - Map of Survey No. 9-37-10, Recorded August 2, 1976. Surveyed by James Hanley, RPE 2808.
 - *12 - Map of Survey No. 9-37-28, Recorded November 16, 1976. Surveyed by Leland Myers, PLS 699.
 - *13 - Map of Survey No. 9-37-46, Recorded June 27, 1980. Surveyed by Barry Barbour, PLS 1051.
 - *14 - Map of Survey No. 9-37-64, Recorded June 29, 1981. Surveyed by Barry Barbour, PLS 1051.
 - *15 - Map of Survey No. 10-37-1, Recorded 1969. Surveyed by James Hambleton, PLS 645.
 - *16 - Map of Survey No. 10-37-2, Recorded March 13, 1972. Surveyed by James Hanley, RPE 2808.
 - *17 - Map of Survey No. 10-37-5, Recorded August 2, 1974. Surveyed by James Hanley, RPE 2808.
 - *18 - Map of Survey No. 10-37-6, Recorded November 20, 1974. Surveyed by James Hanley, RPE 2808.
 - *19 - Map of Survey No. 10-37-8, Recorded May 5, 1975. Surveyed by James Hanley, RPE 2808.
 - *20 - Map of Survey No. 10-37-23, Recorded October 11, 1982. Surveyed by William Hanley, PLS 1639.
 - *21 - Map of Survey No. 10-37-31, Recorded November 17, 1983. Surveyed by Douglas Ferguson, PLS 848.
 - *22 - Map of Survey No. 10-37-32, Recorded January 28, 1987. Surveyed by Dennis Gaylor, PLS 1636.
 - *23 - S-Wye Deed, Deed Book 71, Page 584, Recorded February 4, 1910.
- Also a map which was filed in 1909 with the State of Oregon Railroad Commission was recently found in Salem showing the railroad property in the SE1/4SE1/4 of Section 32, but is not of local record.

SURVEY EVALUATION

In 1968, I surveyed Section 32, T9S, R37E, as a preparatory survey, which mistakenly was not recorded. For future surveys that I might be asked to perform, I established the southeast corner of Section 32 by single proportionate measurement between what I believed was the two found adjacent quarter corners. I found a good mound of stone at the south quarter corner of the section which appeared to have been used and accepted as the quarter corner. The BLM later monumented this point, then a year or two later removed the monument because it was not original evidence of the corner in their view. The south quarter corner of Section 33 was original evidence and has been monumented by the BLM. Shortly after doing the survey, I learned that instrument was worn out and did not give reliable results. I erred in not immediately removing all monuments I set in this survey. In 1973, three subdivisions were made, Mountain View Estates, Three Bar Ranch Lands and Haven Rest, which all accepted my section corner monument even though it had not been made of record. Mountain View Estates also used a rebar I set as the W1/6 corner between Sections 33 and 4 as the SE corner of the subdivision. In 1980, Barry Barbour while performing a survey for the US Forest Service determined that my corner was not acceptable. He also determined that a T-pipe was not the acceptable corner location at the east quarter corner of Section 32. The T-pipe was of unknown origin, but had been used as the quarter corner for several surveys including at least one subdivision.

Continued on Map 2



- LEGEND**
- Previously Monumented Section and 1/4 Corners
 - Other Found Monuments; No. 4 Rebar if not otherwise noted.
 - No. 4 Rebar with Yellow Plastic Cap Marked PLS 699, unless otherwise noted. Set by this Survey

REGISTERED PROFESSIONAL LAND SURVEYOR

OREGON JULY 9, 1965 LELAND LEE MYERS 699

ROBLIN'S ADDITION

MOUNTAIN VIEW ESTATES