

A PARTITION OF TWO TRACTS OF LAND BEING TAX LOTS 602 AND 700, UMATILLA COUNTY ASSESSOR MAP NO. 4N3518, AND BEING LOCATED IN THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 4 NORTH, RANGE 35 EAST, W.M., CERTAINS PORTIONS BEING LOCATED IN THE CITY LIMITS OF ATHENA, AND WITHIN THE UMATILLA COUNTY URBAN GROWTH BOUNDARY, UMATILLA COUNTY, OREGON

JUNE. 2022.

PARTITION PLAT NO. 2022-27_SHEET 2 OF 2.

OWNERS DECLARATION

I, JOHN. I. MATHWICH, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF BEVERLY J. MATHWICH, WHO TOOK TITLE AS BEVERLY MATHWICH, DECEASED, DO HEREBY ACKNOWLEDGE THAT I HAVE CAUSED THIS PARTITION PLAT TO BE PREPARED AND SURVEYED IN ACCORDANCE WITH ORS CHAPTER 92, AS REVISED, AND THE APPLICABLE CITY OF ATHENA AND UMATILLA COUNTY DEVELOPMENT ORDINANCES. FURTHER I GRANT THE NEW EASEMENTS AS SHOWN, FOR THE PURPOSES AS STATED. I FURTHER ACKNOWLEDGE ALL EXISTING EASEMENTS AND ENCUMBRANCES AFFECTING THE PROPERTY WHETHER SHOWN ON THE FACE OF THIS PLAT, OR CONTAINED IN LEGAL RECORDED DOCUMENTS.

ACKNOWLEDGMENT
STATE OF OREGON) SS
COUNTY OF UMATILLA)

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON

I. MATHWICH, PERSONAL REPRESENTATIVE

THIS 18 DAY OF OCHOBEC, 2022.
BY JOHN I. MATHWICH. PERSONAL REPRESENTATIVE

MY COMMISSION EXPIRES: 4.25.2026

MY COMMISSION NUMBER: 1023887

NOTE TABLE

SEE CORRESPONDING NOTE LETTER ON SHEET 1.

- EXISITING T.L. 700 PER DEED AND SURVEY NO. Q-712-AX. THE PROPERTY IS LOCATED INSIDE THE CITY LIMITS OF ATHENA.
- THESE MONUMENTS ARE SET 30.00' NORTHERLY ON LINE OF THE SECTION LINE. THE INTENT IS NOT TO DEFINE THE RIGHT OF WAY WIDTH OF THE COUNTY ROAD (SHERMAN STREET), BUT TO SET REFERENCE MONUMENTS FROM THE CALCULATED PROPERTY CORNERS ON THE SECTION LINE. SEE NOTE C.
- THE COUNTY ROAD A.K.A. SHERMAN STREET, RIGHT OF WAY WIDTH IS UNKNOWN AND HAS BEEN IN QUESTION SINCE AT LEAST 1958 IN SURVEY Q-712-AX. THIS ROAD WOULD NEED TO BE LEGALIZED BY UMATILLA COUNTY AT A CERTAIN WIDTH AND ALIGNMENT TO CLEAR UP THE DESCREPANCIES. IT IS UNCLEAR IN THE ORIGINAL ROAD NOTES FOR COUNTY ROAD NO. 42, CIRCA 1875 WHETHER THE ROAD FOLLOWED THE SECTION LINE ALTHOUGH IT APPEARS IT WAS INTENDED TO DUE SO BASED ON THE STARTING POINT AT A GLO CORNER AND RUNNING EAST AT FULL MILES FOR DISTANCE. SAID ROAD NO. 42 WAS TO BE 2 RODS IN WIDTH (33'). COUNTY ROAD NO. 162 EXTENDS WEST 3/4 OF A MILE FROM THE NORTHEAST CORNER OF SECTION 19 (ON TOP OF A PORTION OF COUNTY ROAD NO. 42). AND IS STATED TO BE 40' WIDE ONCE AGAIN NOT CALLING ALONG THE SECTION LINE. STAFFORD'S ADDITION CIRCA 1889 IS LOCATED ON THE NORTH SIDE OF THE COUNTY ROAD AND IT SHOWS THE COUNTY ROAD BEING 60' WIDE WITH THE CENTERLINE BEING WITHIN 1 FOOT OF THE SECTION LINE. SURVEY NO. Q-712-AX AND S-149-B BOTH ACKNOWLEDGE PROBLEMS WITH THE WIDTH OF THE RIGHT OF WAY. THE EXISTING FENCE ALONG THE PROPERTY IN THIS SURVEY INDICATE THE FENCE WAS PLACED APPROXIMATELY 30' NORTH OF THE SECTION LINE. THE APPROXIMATE PAVING CENTERLINE IS LOCATED 9' +/-NORTH OF THE SECTION LINE. I SET WITNESS MONUMENTS 30.00' FROM THE SECTION LINE AS SHOWN, WHICH IS WHAT SURVEY NO. S-149-B DID. A STRIP 30' WIDE NORTH OF THE SECTION LINE CAN BE REMOVED FROM THE OVERALL ACREAGE TO DETERMINE THE APPROXIMATE ACREAGE EXCLUDING THE COUNTY ROAD. IN THE FUTURE WHEN THE COUNTY ROAD ALIGNMENT AND WIDTH ARE DETERMINED, THE SIDE LINES OF THE PROPERTIES CAN BE EXTENDED OR TRIMMED TO CLOSE ON THE DETERMINED NORTHERLY RIGHT OF WAY LINE.
- THE EXISTING HOUSE IS SERVED BY CITY WATER AND SEWER.
- NEW 15.00' WIDE INGRESS-EGRESS EASEMENT APPURTENANT TO NEW PARCEL 1.

SURVEYORS CERTIFICATE AND NARRATIVE

I CERTIFY THAT I HAVE CORRECTLY SHOWN AND MARKED WITH LEGAL MONUMENTS PARCELS 1, 2, AND 3 OF THIS PARTITION PLAT IN ACCORDANCE WITH ORS CHAPTER 92, AS REVISED, AND THE CITY OF ATHENA AND UMATILLA COUNTY DEVELOPMENT ORDINANCES. MONUMENTS FOUND AND ESTABLISHED ARE NOTED.

THIS SURVEY WAS MADE AT THE REQUEST OF JOHN MATHWICH, OWNER, TO ADJUST THE PROPERTY BOUNDARIES OF TAX LOTS 602 AND 700, TO TAKE IN SEVERAL OUT BUILDINGS WHICH WERE NOT ON THE ORIGINAL HOUSE LOT AS SHOWN. TWO SURVEYS OF THE PROPERTY HAVE BEEN DONE PREVIOUSLY. SURVEY NO. Q-712-AX BY WALLULIS CIRCA 1958, AND SURVEY NO. S-149-B, BY KRUMBEIN CIRCA 1981. SURVEY S-148-B CREATED THE OVERALL BOUNDARY OF TAX LOT 602 AND THE DEED DESCRIPTION. AS NOTED CERTAIN FOUND MONUMENTS ON THE GROUND FROM SURVEY NO. S-148-B, DO NOT MATCH THE MAP OR DEED DESCRIPTION DIMENSIONS. THEY DO HOWEVER, MATCH THE STATEMENT IN THE NARRATIVE STATING THE MONUMENTS WERE SET ON THE OUTSIDE OF THE EXISTING FENCE. I HOLD THE FOUND MONUMENTS AS SET AND TIED FOR THIS SURVEY. AS NOTED COUNTY ROAD NO. 676 RIGHT OF WAY WIDTH IS IN QUESTION. IN TALKING WITH THE COUNTY SURVEYOR DAVE KRUMBEIN ABOUT THIS ISSUE, IT WAS DECIDED TO HOLD A STRIP OF PROPERTY 30' NORTH OF THE SECTION LINE AS POSSIBLE RIGHT OF WAY FOR THE COUNTY ROAD. THE ROAD WILL NEED TO BE LEGALIZED TO CLEAR UP THE ALIGNMENT AND WIDTH ISSUE. ALSO, IT IS UNCLEAR WHETHER THE COUNTY ROAD SHARES THE SAME ALIGNMENT AND WIDTH AS SHERMAN STREET EVEN THOUGH THE COUNTY ROAD HAS BEEN CALLED SHERMAN STREET AND VICE VERSA.

THE SURVEY WAS MADE WITH A ONE PERSON CREW USING A LEICA GS14 REALTIME GPS RECEIVER OPERATED OVER THE OREGON REALTIME GNSS NETWORK. CONTROLLING TIES AND MONUMENTS SET WERE VERIFIED BY MULTIPLE OBSERVATIONS.

EXCEPTIONS PER OWNERSHIP AND ENCUMBRANCE REPORT BY PIONEER TITLE CO., ORDER NO. 104348, DATED MAY 5, 2022. ONLY SURVEY RELATED EXCEPTIONS ARE NOTED.

- EASEMENT OVER AND ACROSS THE LANDS WITHIN THE BOUNDARIES OF HARRISON STREET AND THIRD STREET SHOWN ON THE PLAT OF STAFFORDS ADDITION, IF ANY SUCH EXIST. SHOWN.
- AGREEMENT FOR AMENDMENT TO ZONING MAP, RECORDED 01/15/82, MICROFILM R-88, PAGE 677, UMATILLA COUNTY RECORDS. AFFECTS ALL OF THE PROPERTY. NOT SHOWN.
- BOUNDARY LINE AGREEMENT, RECORDED 05/05/1982, MICROFILM R-91, PAGE 787, UMATILLA COUNTY RECORDS. SHOWN.
- PROBATE AND ADMINISTRATION OF THE ESTATE OF BEVERLY J. MATHWICH, DECEASED, CIRCUIT COURT CASE NO. 21PB03462, DATED 04/23/21.

REAL PROPERTY DESCRIPTION:

TRACTS OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 4 NORTH, RANGE 35 EAST, WILLAMETTE MERIDIAN, CITY OF ATHENA, UMATILLA COUNTY, OREGON, DESCRIBED AS FOLLOWS:

THOSE TRACTS OF LAND DESCRIBED IN BOOK 252, PAGE 281, AND REEL 88, PAGE 1320, UMATILLA COUNTY DEED RECORDS.

SURVEYORS PROPERTY DESCRIPTION:

DESCRIPTION FOR THE OVERALL BOUNDARY HOLDING FOUND MONUMENTS FROM SURVEY NO. S-149-B, SEE PLAT NOTES AND NARRATIVE, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH ONE—QUARTER CORNER OF SAID SECTION 18; THENCE SOUTH 89°50′30″ WEST ALONG THE SOUTHERLY LINE OF SAID SECTION 18 A DISTANCE OF 661.30 FEET TO THE "POINT OF BEGINNING" FOR THIS DESCRIPTION; THENCE SOUTH 89°50′30″ WEST CONTINUING ALONG SAID SOUTHERLY LINE A DISTANCE OF 128.96 FEET TO A POINT; THENCE SOUTH 89°50′30″ WEST CONTINUING ALONG SAID SOUTHERLY LINE A DISTANCE OF 133.00 FEET TO A POINT; THENCE SOUTH 89°50′30″ WEST CONTINUING ALONG SAID SOUTHERLY LINE A DISTANCE OF 365.99 FEET TO A POINT; THENCE NORTH 00°25′19″ EAST A DISTANCE OF 711.98 FEET TO A POINT; THENCE SOUTH 77°06′35″ EAST A DISTANCE OF 379.16 FEET TO A POINT; THENCE SOUTH 61°35′38″ EAST A DISTANCE OF 133.57 FEET TO A POINT; THENCE SOUTH 23°01′16″ EAST A DISTANCE OF 339.37 FEET TO A POINT; THENCE SOUTH 00°44′54″ EAST A DISTANCE OF 219.77 FEET TO A POINT; THENCE SOUTH 00°44′54″ EAST A DISTANCE OF 0.14 FEET TO A POINT; THENCE SOUTH 00°00′52″ EAST A DISTANCE OF 29.86 FEET TO THE "POINT OF BEGINNING."

JASON N. WELLS, PLS

REGISTERED PROFESSIONAL LAND SURVEYOR

NOVEMBER 29, 2010
JASON M. WELLS
54657PLS
RENEWS 6/30/24

\mathwichPP2022ROT

WELLS SURVEYING 200 SE HAILEY SUITE 108 P.O. BOX 1696 PENDLETON, OR 97801 PHONE: (541) 276-6362

DATE: 06/22 DR. BY: JMW

CK. BY: JPW NO: 22-1820

PARTITION PLAT FOR:

PROJECT:

MATHWICH

LOCATED IN THE SW1/4 OF SEC. 18, TOWNSHIP 4 NORTH, RANGE 35 EAST, W.M., THE PROPERTY BEING LOCATED IN THE CITY OF ATHENA, AND UMATILLA COUNTY URBAN GROWTH BOUNDARY.

 $\begin{array}{c} \text{State of Oregon} \\ \text{County of Umatilla} \\ \text{REC-DE-PP} \\ \text{Pgs=1} \\ \end{array} \begin{array}{c} 2022\text{-}7490255 \\ 11/10/2022 \ 03:59:01 \ PM \\ \$5.00 \ \$11.00 \ \$10.00 \ \$60.00 \end{array}$

ffice of County Records

Thus Churchill



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Umatilia County Surveyor
Date. 11 23 22
Rec'd By: CT
No: 22-133-6

I CERTIFIY THIS IS A TRUE AND EXACT COPY OF SHEET 2

OF 2 OF PARTITION PLAT NO. 2022-____