

AMERITITLE-PRELIMINARY TITLE REPORT

TITLE NO. 0056427, DATED MARCH 16, 2006

BOOK 323, PAGE 644

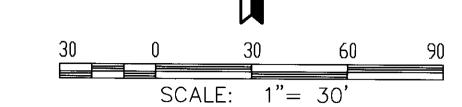
BOOK 341, PAGE 175

BASIS OF BEARINGS

589°56'04"W 7,960.16'-COMPUTED DIRECT LINE DIMENSION FROM UMATILLA COUNTY SURVEY NO. 93-53-C BETWEEN THE 1/4 CORNER OF SECTIONS 9 AND 10 TO THE CENTER 1/4 CORNER OF SECTION 11, T.2N., R.33E.

NOTE: THE ROTATION ANGLE FOR SURVEY 04-113-B TO THIS BASIS IS 1º17'04"

LEGEND



FOUND MONUMENT AS DESCRIBED.

FOUND 5/8" IRON ROD WITH I 1/2" DIAMETER ALUMINUM CAP, MARKED "WHITESHIELD PLS 2535". SEE UMATILLA COUNTY SURVEY NO. 04-113-B.

SET 5/8" X 30" IRON ROD (REBAR), WITH I 1/2" DIAMETER ALUMINUM CAP, MARKED "APA OR2537 WA35140".

----- - ----- - ----- ROADWAY/RIGHT-OF-WAY CENTERLINE AS DESCRIBED

EDGE OF EXISTING ASPHALT PAVEMENT

EDGE OF EXISTING GRAVEL DRIVEWAY

EXISTING WIRE FENCE

EXISTING UTILITY POLE

EXISTING TRAFFIC/STREET SIGN

EXISTING UNDERGROUND TELEPHONE PEDESTAL

EXISTING MAILBOX

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EXISTING SEWER CLEANOUT

EXISTING WATER VALVE

EXISTING SEWER MANHOLE

EXISTING OVERHEAD ELECTRIC/UTILITY LINES

EXISTING UNDERGROUND ELECTRIC LINE

EXISTING DECIDUOUS TREE (VARIOUS DIAMETERS AND SPECIES)

EXISTING CONIFEROUS TREE

EXISTING FIRE HYDRANT

RECORD DIMENSION FROM UMATILLA COUNTY SURVEY 04-113-B

RECORD DIMENSION FROM UMATILLA COUNTY SURVEY 93-53-C

RECORD DIMENSION FROM CITED DOCUMENT

SURVEY NARRATIVE

THIS SURVEY WAS PERFORMED AT THE REQUEST OF THE CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION FOR THE PURPOSE OF LOCATING AND MONUMENTING THE BOUNDARIES OF THAT PARCEL CONVEYED BY QUITCLAIM DEED FROM UMATILLA COUNTY TO THE CONFEDERATED TRIBES AS UMATILLA COUNTY DEED MICROFILM DOCUMENT NO. R215, PAGE 372, RECORDED JANUARY 16, 1992. FIELD SURVEYS WERE PERFORMED DURING MARCH AND APRIL, 2006, AND UTILIZED GPS/RTK AND CONVENTIONAL ELECTRONIC TOTAL STATION EQUIPMENT AND PROCEDURES. DISTANCES SHOWN ARE GROUND EQUIVALENT.

THE EAST AND NORTH LINES OF THIS PARCEL ARE BOUNDED BY THE EAST LINE OF THE SEI/4 OF SEC. 9 AND BY THE NORTH LINE OF THE SEI/4 OF SEC. 9 RESPECTIVELY. THESE SECTION AND SECTION SUBDIVISIONAL LINES ARE ESTABLISHED FROM FOUND MONUMENTS AS SHOWN ON UMATILLA COUNTY SURVEYS 93-53-C AND 04-113-B. THE SOUTH AND WEST BOUNDARIES OF THE PARCEL ARE DESCRIBED BY REFERENCE TO ADJOINING DEEDS. OUR RECORDS RESEARCH AND REVIEW BEGINS WITH CONVEYANCES FROM HARRISON AND DAMION TO ANNIE WANNASSAY (DEED BOOK 173, PAGES 409 AND 410, REC. MAY 12, 1945). THESE TWO CONVEYANCES CONTAIN IDENTICAL DESCRIPTIONS, WHICH STATE: "...BEGINNING AT THE NE CORNER OF THE SE 1/4 OF SEC. 9, T2N, R33E, WM; THENCE WEST ALONG THE NORTH LINE OF THE SE 1/4 OF SAID SEC. 9 350 FEET; THENCE AT RIGHT ANGLES SOUTHERLY 437.9 FEET; THENCE 570°09'E 372.1 FEET, MORE OR LESS. TO THE E LINE OF SAID SE 1/4 OF SEC. 9, WHICH POINT IS 567.9 FEET SOUTH OF THE POINT OF BEGINNING: THENCE NORTH 567.9 FEET TO THE POINT OF BEGINNING...". SUBSEQUENT CONVEYANCES OF PROPERTY LOCATED WEST AND SOUTH OF THIS WANNASSAY PARCEL HAVE CONSISTENTLY BEEN MADE WITH RECOGNITION OF THE EXISTENCE AND DIMENSIONS OF DEED BOOK 173, PAGES 409 AND 410. WITHIN THE WANNASSAY PARCEL, ANNIE WANNASSAY CONVEYED THREE PARCELS, ALL TO W. LOUIS JONES BETWEEN 1957 AND 1972. UMATILLA COUNTY ACQUIRED THE REMAINING UNCONVEYED PORTION OF THE WANNASSAY PARCEL BY FORECLOSURE AND CONVEYED IT TO THE CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION BY QUITCLAIM DEED AS NOTED ABOVE.

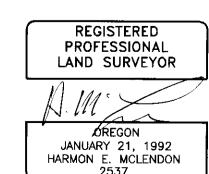
FROM THIS RESEARCH, WE CONCLUDE THAT THE PARCEL ACQUIRED BY WANNASSAY IN 1945 HAS BEEN TREATED AS THE SENIOR PARCEL WITH RESPECT TO THE ADJOINERS ON THE WEST AND SOUTH SIDES, AND THAT TREATMENT IS CONTINUED IN THIS CURRENT SURVEY. WE ALSO CONCLUDE THAT THE THREE PARCELS CONVEYED BY WANNASSAY TO JONES ARE ALL SENIOR TO THE REMAINDER. WHICH IS THE PARCEL ACQUIRED BY UMATILLA COUNTY AND CONVEYED TO THE CONFEDERATED TRIBES. WE THEREFORE ESTABLISH THE BOUNDARIES OF THE WANNASSAY PARCEL AND THE JONES PARCELS IN THE FOLLOWING MANNER.

THE NW CORNER OF THE WANNASSAY PARCEL IS AT 350.00 FEET WEST ALONG THE E-W CENTERLINE OF SEC. 9 FROM THE EAST 1/4 CORNER OF THE SECTION. THE SW CORNER OF THE WANNASSAY PARCEL IS AT A RIGHT ANGLE TO THE E-W CENTERLINE OF SEC. 9 AND AT 437.90 FEET SOUTH FROM THE WANNASSAY NW CORNER. THE SE CORNER OF THE WANNASSAY PARCEL IS AT 567.90 FEET SOUTH OF THE EAST 1/4 CORNER OF SEC. 9 AND ALONG THE EAST LINE OF SECTION 9. THE THREE JONES PARCELS ARE LOCATED AT THEIR FULL DIMENSIONS AND IN RECOGNITION OF THE INTENT IN THEIR CONVEYING DOCUMENTS.

THE WANNASSAY PARCEL, AND THE REMAINDER OF WHICH THAT WAS CONVEYED TO THE CONFEDERATED TRIBES ARE SUBJECT TO THE RIGHTS-OF-WAY FOR PUBLIC HIGHWAYS ALONG THEIR NORTH AND EAST SIDES. THE RIGHT-OF-WAY FOR THE MISSION HIGHWAY (COUNTY ROAD NO. 900) IS 30 FEET WIDE ADJOINING THE SOUTH SIDE OF THE E-W CENTERLINE OF SEC. 9. AS SHOWN ON THE BUREAU OF INDIAN AFFAIRS CONSTRUCTION PLANS FOR PROJECT UIR 8(1), AND ALSO ON SURVEY NO. 04-113-B. THE RIGHT-OF-WAY FOR STATE ROUTE 331 IS VARIABLE IN WIDTH AND IS BASED ON THE CENTERLINE LOCATION SHOWN. THIS CENTERLINE LOCATION IS TAKEN FROM SURVEY 04-113-B. CONFIRMATION OF IT'S ACCEPTABILITY IS BASED ON A REVIEW OF UMATILLA COUNTY DEED BOOK 256, PAGES 572 AND 576, WHICH ARE THE ACQUISITION DEEDS FOR ADDITIONAL RIGHT-OF-WAY BY THE STATE OF OREGON FROM WANNASSAY AND JONES. WE FIND THAT THE LOCATION OF STA. 146+04.75 PROVIDED BY SURVEY 04-113-B IS CONFORMABLE TO THE DIMENSIONS GIVEN IN THESE DEEDS, AND WE ACCEPT THE LOCATION OF THE CENTERLINE RUNNING SOUTH AS SHOWN ON SURVEY 04-113-B BASED ON IT'S EVALUATION OF THE RELATIONSHIP OF THE CENTERLINE TO SURVEY CORNER LOCATIONS EXISTING SOUTH OF THIS AREA. THE STATIONING AND WIDTHS OF THIS RIGHT-OF-WAY AS SHOWN HEREON CONFORM TO THE DIMENSIONS GIVEN IN DEED BOOK 256, PAGES 572 AND 576, AND ALSO CONFORM TO THE DIMENSIONS SHOWN OF OREGON STATE HIGHWAY DEPT. DRAWING 8B-14-20.

SURVEY 04-113-B HAS ESTABLISHED A MONUMENT WHICH IT DESCRIBES AS BEING THE SW CORNER OF THE WANNASSAY PARCEL, ESTABLISHED AT RECORD DEED DISTANCE AND ANGLE FROM THE NORTH LINE OF THE SE 1/4 OF SEC. 9. WE FIND THIS MONUMENT, AND AFTER MAKING REDUNDANT MEASUREMENTS TO IT, IT'S POSITION WAS DETERMINED TO BE 0.69 FEET EAST OF THE CORRESPONDING DEED LOCATION. ALSO NOTED HEREON IS A SMALL POSITIONAL DISCREPANCY AT THE SURVEY 04-113-B MONUMENT SET FOR THE INTERSECTION OF THE SOUTH LINE OF THE WANNASSAY PARCEL WITH THE WEST RIGHT-OF-WAY LINE OF SR331.

OUR RECORDS RESEARCH AND THE CITED PRELIMINARY TITLE REPORT HAVE BOTH FAILED TO DISCOVER ANY EASEMENT DOCUMENTS OF RECORD. EVIDENCE OF EXISTING VISIBLE UTILITIES AND USES, BOTH ON AND OFF THE PARCEL SURVEYED, ARE SHOWN HEREON. LOCATION OF SUBSURFACE UTILITIES, BASED ON MARKINGS PROVIDED IN RESPONSE TO OUR CONTACT WITH THE "UTILITY NOTIFICATION CENTER" (1-800-332-2344), ARE ALSO SHOWN HEREON. NO EVIDENCE OF AN EXISTING WELL OR SEPTIC SYSTEM WHICH MAY HAVE BEEN ASSOCIATED WITH THE ABANDONED HOUSE LOCATED ON THE PARCEL WAS NOTED. NO EASEMENT INFORMATION WAS FOUND CONCERNING THE WELL DISCHARGE LINE AND SPLASHPAD FACILITY SHOWN. NO INFORMATION PERTAINING TO THE "TITLE STATUS REPORT" MENTIONED IN THE CITED PRELIMINARY TITLE REPORT HAS BEEN RECEIVED TO DATE IN RESPONSE TO OUR REQUEST TO THE CONFEDERATED TRIBES.



P.O. BOX 1107

LAGRANDE, OREGON 97850

2537 RENEWS 12/31/2008 ANDERSON-PERRY & ASSOCIATES, INC

1"= 30' AUG., 2007 152-73(100

CTUIR MUNICIPAL WELL NO. 4 IN THE NE1/4 OF THE SE1/4, SEC. 9, T2N, R33E, WM UMATILLA COUNTY, OREGON FOR: THE CONFEDERATED TRIBES OF P.O. BOX 638 PENDLETON, OR 97801 THE UMATILLA INDIAN RESERVATION

LA GRANDE, OR. WALLA WALLA, WA

Umatilla County Survay (541) 963-8309

HEREBY CERTIFY THAT THE ANNEXED SURVEY MAP IS AN EXACT COPY OF THE SURVEY MAP WHICH I SIGNED ON THE 28th DAY OF AUGUST, 2007 AND FORWARDED TO THE CUSTODY OF MS. LOIS BRONCHEAU, LAND ACQUISITION COORDINATOR FOR THE CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION. THIS EXACT COPY SURVEY MAP HAS BEEN PREPARED FOR THE PURPOSE OF RECORDING WITH THE UMATILLA COUNTY

RECEIVED BY HARMON E. MCLENDON, PLS 2537

THE SURVEY MONUMENTS NOTED ON THIS SURVEY MAP AS "SET"

WERE PHYSICALLY PLACED DURING AUGUST, 2007.