

OWNER'S DECLARATION

We, Cecil Swaggart and Nancy Swaggart, husband and wife, owners do hereby acknowledge that we have caused this plat to be prepared and this land partitioned in accordance with ORS Chapter 92 as revised. We do also hereby establish a perpetual easement for the conveyance of water across Parcel 1 as described hereon using the existing water system as indicated on Sheet 1. This easement includes the right of ingress and egress on Parcel 1 by the owners of Parcel 2 to maintain, repair, alter, build and rebuild the water system at or near the location now in use. This easement is a private easement, 20 feet wide, lying 10' on each side of the existing water line. The right of temporary use of land outside of this easement for the purposes of and during maintenance and / or construction is included with the easement. This easement is appurtenant to Parcel 2.

Cecil Swaggart
Cecil Swaggart

Nancy Swaggart
Nancy Swaggart

State of: Oregon
County of: Grant

On this 17th day of April, 2012, the above named individuals appeared personally before me and are known to me to be the identical individuals who executed the plat dedication and acknowledged that they did so freely and voluntarily.

Before me: Laurie Lee Neault

Printed name: Laurie Lee Neault
Notary Public for Oregon

Commission number: A432600

My commission expires: 9-16-2012

(Surveyor's Note: The water system from the perpetual easement established by Book 131, Page 205 lies on Parcel 1 only. The easement created by the Owners Declaration is for the second system that begins at the developed spring shown in the DETAIL on Sheet 1.

APPROVALS

Approved this 6 day of April, 2012.

Mick J. Burke
GRANT COUNTY SURVEYOR

Approved this 17th day of April, 2012.

Hilary McNary by Shannon Springer
GRANT COUNTY PLANNING DIRECTOR

ALL AD VALOREM AND SPECIAL ASSESSMENTS DUE PURSUANT TO LAW HAVE BEEN ASSESSED AND COLLECTED.

Dated this 17 day of April, 2012.

Lane R. Sutton
GRANT COUNTY ASSESSOR

I DO HEREBY CERTIFY THAT THIS PLAT WAS RECEIVED ON THE 17 day of April, 2012, AT 3:35 O'CLOCK P. m. AND RECORDED AS PARTITION PLAT No. 2012-05

GRANT COUNTY RECORDS.
Hobby Kay McClalla
GRANT COUNTY CLERK, Deputy

SURVEYOR'S CERTIFICATE

I, Stephen K. Haddock, a Registered Professional Land Surveyor in the State of Oregon, do hereby certify that the Unsurveyed Parcels shown on this Partition Plat are correctly depicted and that the surveyed portion of the line between Parcels 1 and 2 as shown in the DETAIL on Sheet 1 is correctly surveyed and monumented with legal monuments. The INITIAL POINT of this plat is the South 1/4 of Section 34, T7S, R30E and is not monumented.

LEGAL DESCRIPTION

Township 7 South, Range 30, E. W. M.:
SE1/4 of the SW1/4, S1/2 of the SE1/4, Section 32; NW1/4 of the SW1/4, the S1/2 of the SW1/4 and the E1/2 of the SE1/4, Section 33; the S1/2 of the NW1/4 and the SW1/4, Section 34.

Township 8 South, Range 30, E. W. M.:
Lot 4 and the SW1/4 of the NW1/4 of Section 3; Lots 1, 2, 3, and 4, Section 4; Lots 1 and 3, the SE1/4 of the NE1/4 and the N1/2 of the SE1/4, Section 5.

Excepting Therefrom: That strip of land conveyed to Grant County, a political subdivision, by the deed recorded in Book 79, Page 352, Grant County Records. (County Road 36)

Subject To: The right of Grant County, a political subdivision, to excavate rock within 50 feet of that strip of land conveyed to said Grant County by the deed recorded in Book 79, Page 352 of the Deed Records of Grant County.

Subject To: The perpetual easement for the use and conveyance of water including the right of ingress, egress, building, maintaining, and repairing all water lines, pumps and pumping stations and any other related activities as disclosed in the deed recorded in Book 131, Page 205, Grant County Deed Records. (This is a private easement with no specified width.)

Subject To: The easement, including the terms and provisions thereof, granted to Telephone Utilities of Eastern Oregon, Inc. by the document recorded in Book 128, Page 780 of the Grant County Deed Records. (This private easement, which is not shown hereon, is described as running along County Roads 19 and 22 with no width specified.)

Subject To: The Agreements, including the terms and provisions thereof, by and between Louella A. Swaggart, et vir, and Grant County, Oregon for the purpose of a right of way, 60 feet wide, as recorded in Book 87, Page 497 and Page 110, 539, Deed Records of Grant County, Oregon. (County Road 22).

Subject To: The rights of the public in County Roads 19, 22, and 36.

RECEIVED AND FILED
GRANT COUNTY SURVEYOR

APR 18 2012

BY: Mick J. Burke

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Stephen K. Haddock

OREGON
JULY 9, 2001
STEPHEN K. HADDOCK
56295LS

RENEWS 6-30-13

Stephen K. Haddock
This is a true and exact copy.

CONSENT TO PARTITION

I, Kenneth Olson, lawful representative of the Old West Federal Credit Union, Mortgagee, do hereby consent to this partition and the Owner's Declaration shown hereon.

Kenneth Olson
Old West Federal Credit Union

State of: Oregon
County of: Grant

On this 17th day of April, 2012, the above named individual appeared personally before me and is known to me to be the identical individual who consented to this partition and acknowledged that they did so freely and voluntarily.

Before me: Mick J. Burke
Printed name: Mick J. Burke
Notary Public for Oregon

Commission number: A437007

My commission expires: 3/1/2013

OFFICIAL SEAL
MICKI J BURKE
NOTARY PUBLIC-OREGON
COMMISSION NO. A437007
MY COMMISSION EXPIRES MARCH 01, 2013

LAND PARTITION PLAT No. 2012 - 05

LOCATED IN SECTIONS 32, 33, AND 34, T7S, R30E,
AND SECTIONS 3, 4, AND 5, T8S, R30E, W.M.,
GRANT COUNTY, STATE OF OREGON

PARCEL DESCRIPTIONS

PARCEL 1

Township 7 South, Range 30 East:

Section 32: The SE1/4 of the SW1/4 and the S1/2 of the SE1/4;
Section 33: The NW1/4 of the SW1/4 and the S1/2 of the SW1/4,
Excepting from the S1/2 of the SW1/4 the following tract:

Beginning at a point on the South line of said Section 33 which bears South 89°59'21" East a distance of 644.86 feet from the Southwest corner of said Section 33, said point being monumented with a 5/8" iron rebar; thence North 12°10'40" East a distance of 402.79 feet to a 5/8" iron rebar; thence North 75°56'33" East a distance of 155.15 feet to a 5/8" iron rebar; thence South 10°35'19" West a distance of 438.92 feet to a 5/8" iron rebar on the South line of said Section 33; thence along said South line South 89°59'21" West a distance of 154.82 feet to the point of beginning.

Township 8 South, Range 30 East:

Section 4: Lots 1, 2, and 3;

Section 5: Lot 3.

PARCEL 2

Township 7 South, Range 30 East:

Section 33: That portion of the S1/2 of the SW1/4 described as follows:

Beginning at a point on the South line of said Section 33 which bears South 89°59'21" East a distance of 644.86 feet from the Southwest corner of said Section 33, said point being monumented with a 5/8" iron rebar; thence North 12°10'40" East a distance of 402.79 feet to a 5/8" iron rebar; thence North 75°56'33" East a distance of 155.15 feet to a 5/8" iron rebar; thence South 10°35'19" West a distance of 438.92 feet to a 5/8" iron rebar on the South line of said Section 33; thence along said South line South 89°59'21" West a distance of 154.82 feet to the point of beginning.

Township 8 South, Range 30 East:

Section 4: Lot 4;

Section 5: Lot 1, the SE1/4 of the NE1/4 and the N1/2 of the SE1/4.

PARCEL 3

Township 7 South, Range 30 East:

Section 33: The E1/2 of the SE1/4;

Section 34: The S1/2 of the NW1/4 and the SW1/4;

Township 8 South, Range 30 East:

Section 3: Lot 4 and the SW1/4 of the NW1/4.

NARRATIVE OF SURVEY

This plat was prepared at the request of Mr. Cecil Swaggart. The purpose of the plat was to divide the lands described in Grant County Deed Book 131, Page 205 as shown hereon.

The boundaries of this plat are unsurveyed with the exception of the ties made to the existing monumentation along the township line. The south line of Section 33 was surveyed in order to locate and properly monument the boundary around the developed spring in the Southwest Quarter of that section. The south 1/4 corner of Section 33 was searched for but not found. The position falls in a plowed field 25' +/- west of an existing fence. I found a stone of record dimension in a rock jack in the fence but it had no discernable marks.

The field ties were made with a Trimble R7/R8 RTK GPS System in Real Time Kinematic mode.

SHEET 2 OF 2

PARTITION FOR

Cecil and Nancy Swaggart
P.O. Box 250
Hermiston, Oregon 97868

LOCATION: Sections 32, 33, and 34, T7S, R30E
and Sections 3, 4, and 5, T8S, R30E, W.M.
Grant County, State of Oregon

PROJECT DATE: February 9, 2012

Project No. 2012-02

SCALE: 1" = 1000'

WITNESS TREE SURVEYING

Stephen K. Haddock, PLS, CFedS
P.O. Box 6
Pilot Rock, Oregon 97868
(541) 443-2922