

# CERTIFICATE OF DEDICATION

We, Harry Tallmadge & Sarah E. Tallmadge, husband & wife, do hereby certify, that we have caused to be surveyed, plotted and subdivided into lots and roadway as shown by the accompanying plat and certificate of survey, herewith annexed, the following described tract of land, to-wit:- All of lots five (5) and lot eight (8) in Section thirty-two (32), Township twenty-nine North (T.29N), Range thirty-three West (R.33W), Montana Principal Meridian, accordingly as it is shown on the U.S. Land Office plat thereof. All of the land included in the above two tracts together, or lots five and eight accordingly, contain an area of forty-one (41) acres and one hundred and eighty (180) square feet, more or less. The said tract to be known and designated as UPHAM BEACH, County of Lincoln, State of Montana, but the land included in the present public highway as shown on said plat are hereby granted and dedicated to the public forever.

In witness whereof, we have hereunto set our hands, this 1<sup>st</sup> day of July, A.D. 1946

Harry Tallmadge  
Sarah E. Tallmadge

State of Montana }  
County of Lincoln }

On this 1<sup>st</sup> day of July, A.D. 1946, before me Oliver Phillips, Notary Public for the State of Montana, personally appeared Harry Tallmadge and Sarah E. Tallmadge, husband & wife, known to me to be the persons whose names are subscribed to the foregoing Certificate of Dedication, and acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial Seal, the day and year first above written.

Oliver Phillips  
Notary Public for the State of Montana,  
residing at Libby, Montana.  
My Commission expires March 1<sup>st</sup> 1947

## SURVEYORS CERTIFICATE

State of Montana }  
County of Lincoln }

I, Ira C. Miller, an Engineer & Surveyor, do hereby certify that between the 15<sup>th</sup> & 25<sup>th</sup> days of April, A.D. 1946, I made a careful and accurate survey of that tract of land embraced in UPHAM BEACH, Lincoln County, State of Montana, as shown by the annexed plat: that such plat was made in conformity with Section 4993 Revised Codes of Montana, 1935, as amended by Chapter 180, Session Laws 1945, that legal monuments were placed at the four corners of the entire tract and substantial stakes were placed at the corners of each lot accordingly as designated on the annexed plat.

Ira C. Miller  
Subscribed and sworn to before me this 1<sup>st</sup> day of July, A.D. 1946.  
Oliver Phillips, Notary Public for the State of Montana,  
residing at Libby, Montana.  
My Commission expires March 1<sup>st</sup> 1947

## COMMISSIONERS CERTIFICATE OF DEDICATION

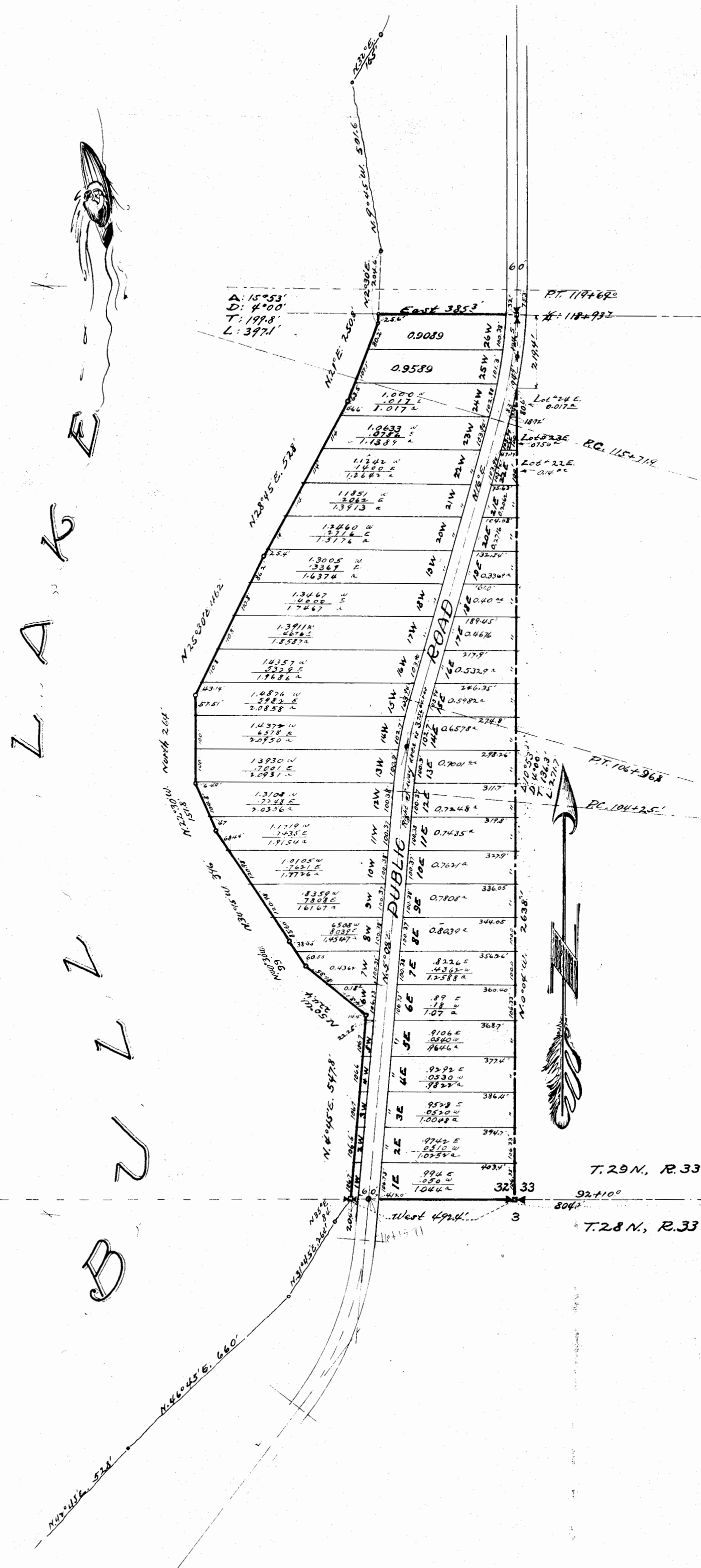
State of Montana }  
County of Lincoln }

We, P.W. Klink, James McKinney & Chet O. Norington, the Board of Commissioners of the County and State aforesaid, do hereby certify that the annexed plat of UPHAM BEACH, Lincoln County, Montana, was examined and approved by us on the 1<sup>st</sup> day of July, A.D. 1946 and we further certify that no part or playground need to set aside or dedicated thereon. In witness whereof we have hereunto set our hands and caused to be affixed the seal of said Lincoln County.

Attest:- J.C. Earl, County Clerk Chairman P.W. Klink, Commissioner  
Ira C. Miller, County Surveyor James McKinney,  
Chet O. Norington,

UPHAM BEACH

Scale is 1" = 200'



# CERTIFICATE OF SURVEY

## "RETRACEMENT"

"LOT 12E AND 12W, UPHAM BEACH SUBDIVISION, PLAT No. 21"

GOV'T LOT 8, SE1/4, SECTION 32, T.29N., R.33W., P.M., MT.

LINCOLN COUNTY, MONTANA

FOR: RON CURTISS

DATE: MARCH 2008

### LEGAL DESCRIPTION "LOT 12W"

An irregular tract of land lying southerly from Troy, Montana, Lincoln County, within Gov't Lot 8, SE1/4, Section 32, T.29N., R.33W., P.M., MT., known as "Lot 12W, Upham Beach Subdivision", and more particularly described as: Commencing at the Section corner common to Sections 32 and 33 only, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section line between said Sections 32 and 33, N00°12'27"W, 1,140.42 feet to the southeasterly corner of Lot 12E, a 3/4 inch diameter uncapped rebar; Thence S89°49'10"W, 317.59 feet to an 1/2 inch diameter uncapped rebar; Thence N89°52'25"W, 60.09 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and the TRUE POINT OF BEGINNING.

Thence along the southerly boundary of Lot 12W, N89°49'10"W, 546.68 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N22°39'27"W, 102.09 feet to an unmarked computed point; Thence N00°09'27"W, 3.54 feet to an unmarked computed point; Thence N89°40'12"E, 561.03 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS, lying on the westerly right-of-way limits of the old "Public Road", 60 foot wide; Thence along said r/w limits and the beginning of a non-tangent curve to the left, the radius point bears S86°01'34"E, 1,460.38 feet; Thence southerly along an arc through a delta angle of 00°56'05", an arc length of 23.82 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said road r/w limits, S03°02'21"W, 75.76 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and the TRUE POINT OF BEGINNING, containing 1.290 acres. Subject to and together with all appurtenant easements of record.

### PURPOSE OF SURVEY

The purpose of this survey is the retracement of a record parcel of land; reestablishment of obliterated property corners and mark property boundaries. Therefore no division of land is hereby created and is exempt from review as a subdivision.

### BASIS OF BEARING

The basis of bearing for this survey is N90°00'00"W, as shown on Plat No. 21, between the Section Corner common to Sections 32 and 33 only, and a Meander Corner on Bull Lake, both being 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass caps.

### HISTORY OF SURVEY

1893 GLO Plat "Township Boundary", Daniel P. Mumbrue

1903 GLO Plat, "Township Subdivision and Meanders", John P. Henselwood

1946 Plat No. 21, "Upham Beach Subdivision", Ira Miller, 402ES

1960 Plat No. FHP5A (3038-04) "Land Required for Right of Way", State of Montana Highway Commission, "Warranty Deed", Book 128, Page 335

### LEGEND

- SECTION CORNER, COMMON TO TWO SECTIONS ONLY, A 2 1/2 INCH DIAMETER IRON PIPE WITH 3 1/4 INCH DIAMETER BLM BRASS CAP
- 1/4 CORNER, A 2 1/2 INCH DIAMETER IRON PIPE WITH 3 1/4 INCH DIAMETER BLM BRASS CAP
- MEANDER CORNER, A 2 1/2 INCH DIAMETER IRON PIPE WITH 3 1/4 INCH DIAMETER BLM BRASS CAP
- A 3/4 INCH DIAMETER UNCAPPED REBAR
- A 1/2 INCH DIAMETER UNCAPPED REBAR
- SET 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED HUGHES, 7322LS
- UNMARKED COMPUTED POINT
- ORIGINAL GLO RECORD

- ( ) PLAT No. 21
- { } MDOT RIGHT-OF-WAY PLAT, No. FHP5A2
- PROPERTY LINE
- ADJOINING PROPERTY LINES
- OLD PUBLIC ROAD CENTERLINE
- OLD PUBLIC ROAD 60' RIGHT-OF-WAY LIMITS
- HIGHWAY No. 56 CENTERLINE
- HIGHWAY No. 56 110' RIGHT-OF-WAY LIMITS
- CURVE RADIAL OR DIMENSION LINE
- GLO MEANDER LINE - PLAT No. 21
- ORIGINAL LOT LINES - PLAT No. 21

### LEGAL DESCRIPTION-"LOT 12E"

An irregular tract of land lying southerly from Troy, Montana, Lincoln County, within Gov't Lot 8, SE1/4, Section 32, T.29N., R.33W., P.M., MT., known as "Lot 12E, Upham Beach Subdivision", and more particularly described as: Commencing at the Section corner common to Sections 32 and 33 only, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section line of said Sections 32 and 33, N00°12'27"W, 1,140.42 feet to the southeasterly corner of Lot 12E, a 3/4 inch diameter uncapped rebar and the TRUE POINT OF BEGINNING.

Thence along the southerly boundary of Lot 12E, S89°49'10"W, 245.48 feet to a 1/2 inch diameter rebar, lying on the easterly right-of-way limits of "Montana Highway No. 56", 60 feet in width and lying on a spiral curve to the right, through the following curves, being unmarked computed points: a non-tangent curve to the right, the radius point bears S85°17'23"E, 7,597.83 feet; Thence northerly along an arc, through a delta angle of 00°08'49", an arc length of 19.49 feet to the point of compound curve to the right, a radius of 5,409.88 feet, a delta angle of 00°18'54", an arc length of 29.74 feet to a point of compound curve to the right, a radius of 4,194.35 feet, a delta angle of 00°24'18", an arc length of 29.65 feet to a point of compound curve to the right, a radius of 3,420.83 feet, a delta angle of 00°17'49", an arc length of 17.73 feet; Thence N84°07'43"W, 10.00 feet to the point of curvature, an unmarked computer point, lying on said Highway 56 right-of-way limits, being 50 feet from highway centerline; Thence along said spiral curve being a non-tangent curve to the right, the radius point bears S84°07'33"E, 3,430.71 feet; Thence northerly along an arc, through a delta angle of 00°02'34", an arc length of 2.56 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the northerly boundary of said Lot 12E, N89°39'23"E, 12.28 feet to a 3/4 inch diameter rebar; Thence continuing along said line, N89°39'23"E, 233.78 feet to a 3/4 inch diameter rebar, lying on the said Section line between said Sections 32 and 33; Thence along said Section line, S00°11'35"E, 100.47 feet to a 3/4 inch diameter uncapped rebar and the TRUE POINT OF BEGINNING, containing 0.555 acres. Subject to and together with all appurtenant easements of record.

### METHOD OF SURVEY

A total station with data collector with closed traverse procedures was used to tie previously set controlling monuments by Levi Powel, October 2007

### LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this Certificate of Survey has been prepared under my supervision and in accordance with the Montana Code Annotated, Sections 76-3-101 through 76-3-625, and the Lincoln County Regulations adopted pursuant thereto.

*Alvah F. Hughes, PLS, 7322LS* 03-13-08  
Alvah F. Hughes, PLS, 7322LS Date

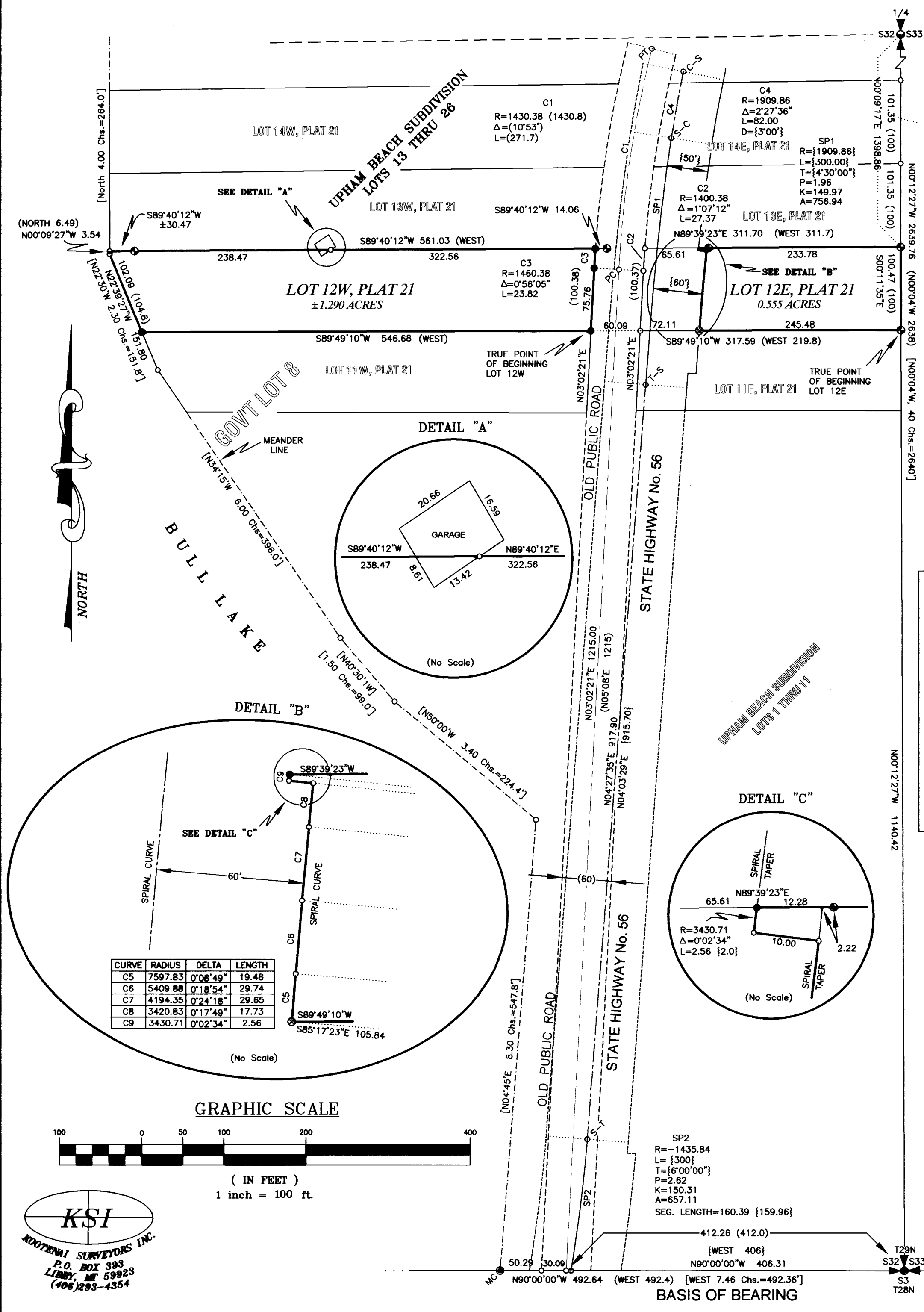
### EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this 20 day of March 2008, A.D.  
*Ronald A. Pearson, PLS, 9008LS* Examining Land Surveyor

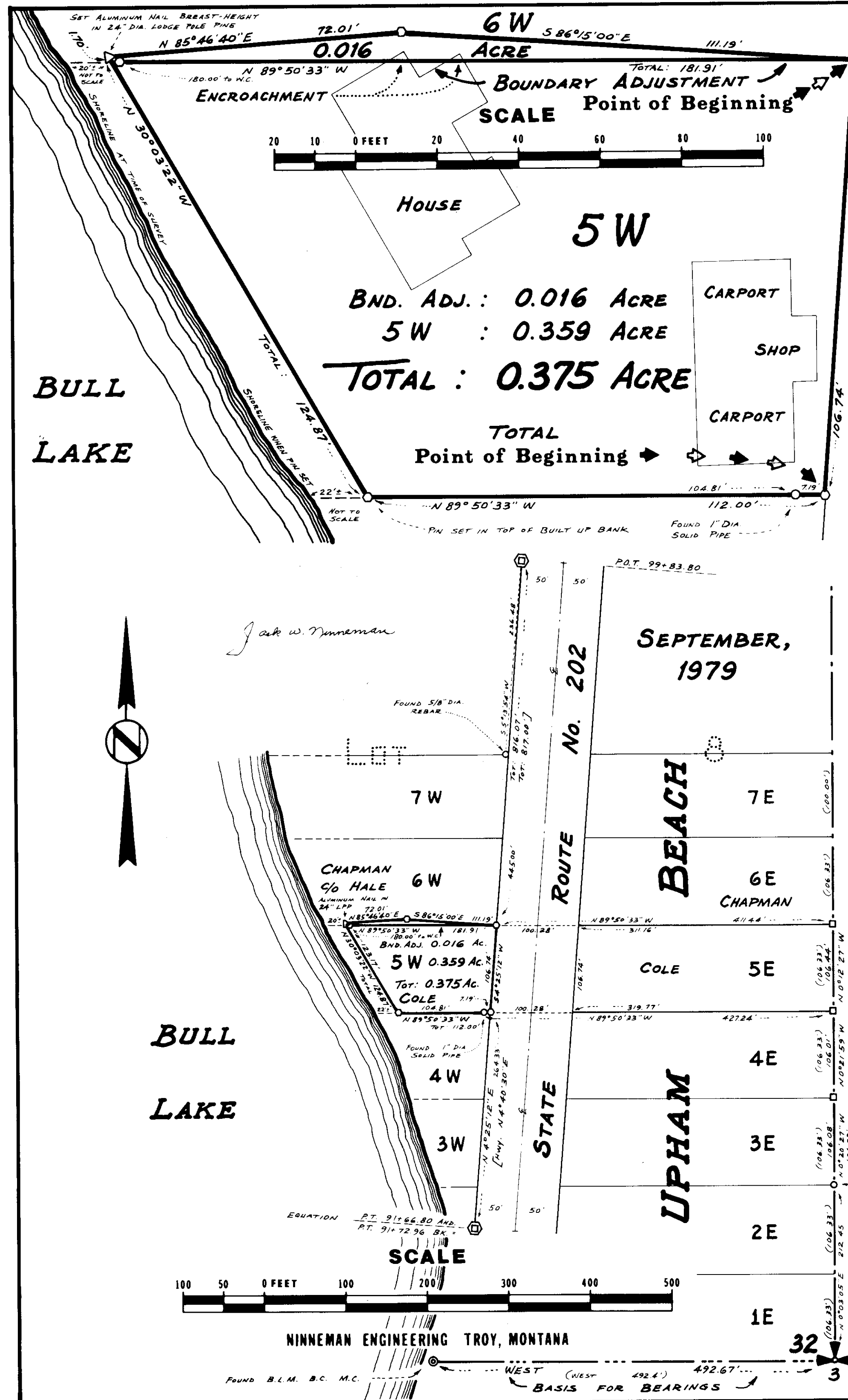
### CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 24<sup>th</sup> day of March 2008, at 9:45 o'clock P.M.  
*Lincoln County Clerk & Recorder* by *Deputy*

CERTIFICATE OF SURVEY NO. 2816 DOC 210156







STATE ROUTE No. 202

LINCOLN COUNTY, MONTANA  
Amended Plat of  
**UPHAM BEACH**  
LOT 5W AND A SOUTHERLY PART OF  
LOT 6W OF UPHAM BEACH  
IN LOT 8 OF SECTION 32 TWP. 29 N., R. 33 W., M.P.M.

DESCRIPTION BOUNDARY ADJUSTMENT  
An irregular tract of land near Troy fronting on Bull Lake in Lincoln County, Montana, being a southerly part of Lot 6W of Upham Beach (a recorded Subdivision in Lincoln County, Montana), lying wholly within Lot 8 of Section 32 Twp. 29 N., R. 33 W., M.P.M., containing 0.016 acre, more or less, and more particularly described as follows:  
Beginning at the southeast corner of Lot 6W of Upham Beach (a recorded Subdivision in Lincoln County, Montana) on the westerly right of way line of State Route No. 202 at a distance of 50.00 feet measured at right angles from the centerline thereof, being in Lot 8 of Section 32 Twp. 29 N., R. 33 W., M.P.M.; thence, along the south line of said Lot 6W, N 89°50'33" W 181.91 feet to a point on the high bank of Bull Lake; thence, along the high bank of Bull Lake, N 30°03'22" W 170 feet to an aluminum nail breast height in a 24 inch diameter Lodge Pole Pine Tree; thence, leaving said high bank, N 85°46'40" E 72.01 feet; thence, S 86°15'00" E 111.19 feet to the point of beginning.

BOUNDARY ADJUSTMENT CERTIFICATION  
We, Ray A. and Ellen E. Cole, Harry M. and Doris A. Chapman and Douglas C. and Greta M. Hale, owners and parties of interest, do hereby certify that the purpose of this survey is to relocate common boundaries between our adjoining properties, and that no additional parcels are created; therefore this survey is exempt from review as a subdivision pursuant to Section 11-3862(6)(a), R.C.M., 1947. This parcel is also exempt from sanitary review pursuant to ARM 16-2.14(10)-S14340 SUBDIVISIONS providing for correction of construction errors where a building encroaches upon the neighboring property.  
Date: October 9, 1979 Ray A. Cole Ellen E. Cole  
Date: October 9, 1979 Harry M. Chapman Doris A. Chapman  
Date: October 9, 1979 Douglas C. Hale Greta M. Hale

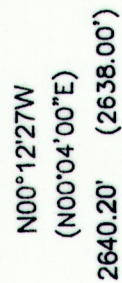
ACKNOWLEDGEMENT  
State of Montana ) ss  
County of Lincoln ) The foregoing Exemption Certificate was subscribed and sworn to before me this 9th day of October, 1979.  
Bonnie J. Ross  
Notary Public in and for the State of Montana, Residing at: NOXON, MONTANA  
My Commission expires: AUGUST 30, 1982  
BASIS FOR BEARINGS  
Bearings were based on the bearing of the south line of Section 32 Twp. 29 N., R. 33 W., M.P.M. between the southeast corner of said Section 32 and a meander corner on the east bank of Bull Lake reported to bear West as shown hereon.  
LEGEND  
( ) Record per Upham Beach Plat  
[ ] Record per State Highway R/W Plat  
□ Found Lot Corner - squared stake  
○ Found monument as noted  
⊗ Set 5/8" x 24" Steel Rod with Yellow Cap Stamped J.H.N.4661S  
DESCRIPTION TOTAL  
An irregular tract of land near Troy fronting on Bull Lake in Lincoln County, Montana, being Lot 5W and a southerly part of Lot 6W both of Upham Beach (a recorded Subdivision in Lincoln County, Montana), lying wholly within Lot 8 of Section 32 Twp. 29 N., R. 33 W., M.P.M., containing 0.375 acre, more or less, and more particularly described as follows:  
Beginning at the southeast corner of Lot 5W of Upham Beach (a recorded Subdivision in Lincoln County, Montana) on the westerly right of way line of State Route No. 202 at a distance of 50.00 feet measured at right angles from the centerline thereof, being in Lot 8 of Section 32 Twp. 29 N., R. 33 W., M.P.M.; thence, along the south line of said Lot 5W, N 89°50'33" W 112.00 feet to a point on the high bank of Bull Lake; thence, along the high bank of Bull Lake, N 30°03'22" W 124.87 feet to an aluminum nail breast height in a 24 inch diameter Lodge Pole Pine Tree; thence, leaving said high bank, N 85°46'40" E 72.01 feet; thence, S 86°15'00" E 111.19 feet to the southeast corner of Lot 6W of said Upham Beach on said westerly right of way line of State Route No. 202; thence, along said westerly right of way line, S 1°25'12" W 106.74 feet to the point of beginning.

APPROVED: [Signature] Examining Land Surveyor  
Registration No. 4425  
APPROVED: [Signature] Chairman Board of Commissioners  
ATTESTED: [Signature] County Clerk and Recorder  
Dated this 10 day of October, 1979  
STATE OF MONTANA COUNTY OF LINCOLN  
Filed on this 10th day of October, 1979  
at 11:35 o'clock A.M.  
[Signature] County Clerk and Recorder  
by Betty Bell Deputy  
Plat No. 3445





DATE: 06/25/18	Land Projects 2018
DRAWN BY: MDM	FILE: T29R33S32.dwg



CERTIFICATE OF SURVEY NO. 4544



LINCOLN COUNTY, MONTANA  
RETRACEMENT PLAT OF LOT #23 OF UPHAM BEACH  
IN THE SE 1/4 OF SECTION 32 TWP. 29 N., R. 33W., P.M.M.  
FOR: G. WALLACE DATE: APRIL 1994

## RETRACEMENT

### LEGEND

SET 5/8 INCH DIAMETER X 24 INCH  
LONG REBAR WITH A 1 1/4 INCH  
DIAMETER PLASTIC CAP STAMPED  
KED 4975-S

FOUND BLM BRASS CAP

FOUND SECTION CORNER AS NOTED

FOUND 1/4 CORNER AS NOTED

( ) RECORD PER ORIGINAL PLAT  
UPHAM BEACH

### PURPOSE OF SURVEY

The purpose of this survey is to retrace the exterior  
boundaries of an existing tract of record, and no division of  
land is hereby created; therefore, this survey is exempt from  
review, being completed pursuant to Section 76-3-404, M.C.A.

EXAMINED AND APPROVED FOR LINCOLN COUNTY BY: *Bud Buford*

DATE: 5-12-94

APPROVED:

*Theresa*  
Chairman, Lincoln County, Montana Commissioners

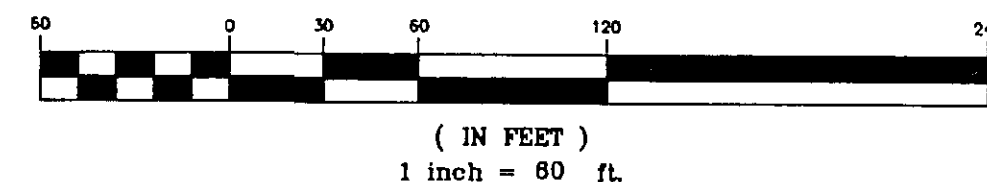
STATE OF MONTANA  
COUNTY OF LINCOLN

Filed on this 13<sup>th</sup> day of May, 1994 A.D. at  
8:25 O'clock A.M.

*Carol M. Cummings*  
County Clerk and recorder

by *Jannie Dennis*  
Deputy

### GRAPHIC SCALE





# CERTIFICATE OF SURVEY

"RETRACEMENT"

"LOTS 13E, 13W, 14E, & 14W, UPHAM BEACH SUBDIVISION, PLAT No. 21"

GOV'T LOT 8, SE1/4, SECTION 32, T.29N., R.33W., P.M.,MT.

LINCOLN COUNTY, MONTANA

FOR: AGATHER

DATE: FEBRUARY, 2015

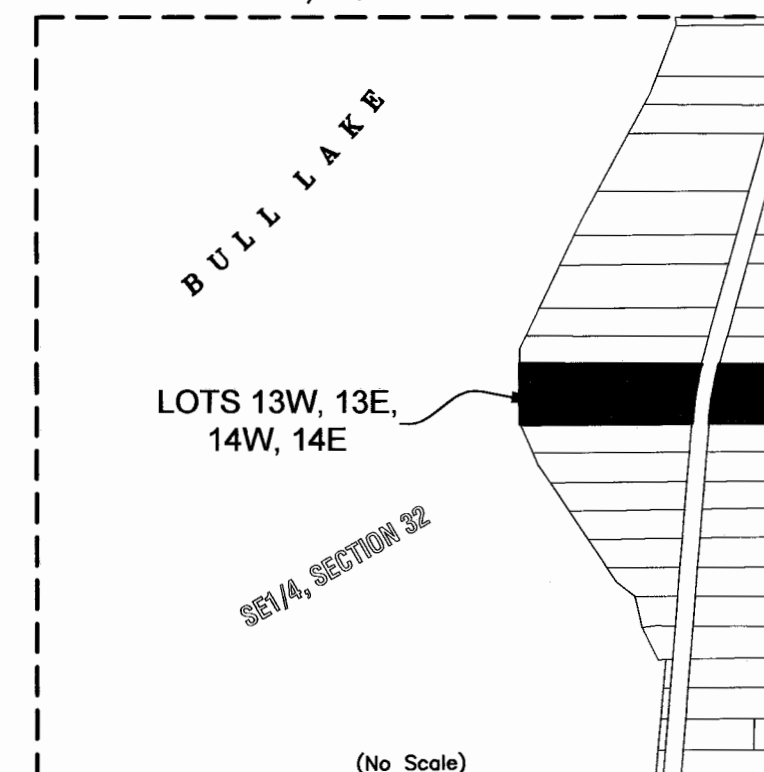
## LEGEND

- SECTION CORNER, COMMON TO TWO SECTIONS ONLY, A 2 1/2 INCH DIAMETER IRON PIPE WITH 3 1/4 INCH DIAMETER BLM BRASS CAP
- 1/4 CORNER, A 2 1/2 INCH DIAMETER IRON PIPE WITH 3 1/4 INCH DIAMETER BLM BRASS CAP
- MEANDER CORNER, A 2 1/2 INCH DIAMETER IRON PIPE WITH 3 1/4 INCH DIAMETER BLM BRASS CAP
- A 3/4 INCH DIAMETER UNCAPPED REBAR
- A 1/2 INCH DIAMETER UNCAPPED REBAR
- 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED HUGHES, 7322LS
- 3/4 INCH OUTSIDE DIAMETER STEEL PIPE
- 1/2 INCH OUTSIDE DIAMETER STEEL PIPE
- SET 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED HUGHES, 7322LS ("WC" REPRESENTS WITNESS CORNER SET)
- UNMARKED COMPUTED POINT

- \* \* COS No. 3816
- [ ] ORIGINAL GLO RECORD
- ( ) PLAT No. 21
- { } MDOT RIGHT-OF-WAY PLAT, No. FHP5A2
- PROPERTY LINE
- ADJOINING PROPERTY LINES
- HIGHWAY No. 56 CENTERLINE
- HIGHWAY No. 56 RIGHT-OF-WAY LIMITS
- CURVE RADIAL OR DIMENSION LINE
- GLO MEANDER LINE - PLAT No. 21

## VICINITY MAP

SE1/4, SECTION 32



## LEGAL DESCRIPTION "LOT 13E"

An irregular tract of land lying southerly from Troy, Montana, Lincoln County, within Gov't Lots 5 & 8, SE1/4, Section 32, T.29N., R.33W., P.M.,MT., known as "Lot 13E, Upham Beach Subdivision", and more particularly described as: Commencing at the one-quarter corner common to Sections 32 and 33, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section line between said Sections 32 and 33, S00°00'30"E, 1199.35 feet to the northeast corner of Lot 14E, Upham Beach Subdivision, a 3/4 inch outside diameter steel pipe; Thence S00°08'39"W, 99.80 feet to the southeast corner of said Lot 14E, a 1/2 inch outside diameter steel pipe and the TRUE POINT OF BEGINNING; Thence S00°05'05"E, 99.72 feet to the northeast corner of Lot 12E, Upham Beach Subdivision, a 3/4 inch diameter uncapped rebar; Thence S89°39'23"W, 233.78 feet to the northwest corner of said Lot 12E, also being the easterly right-of-way limit of State Highway 56, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said right-of-way limit N06°57'39"E, 100.64 feet along the chord of a spiral curve being parallel to and 50 feet easterly from a 300.00 foot long centerline spiral of said right-of-way with central angle of 04°30'00" to the southwest corner of said Lot 14E, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the southerly boundary of said Lot 14E, N89°40'51"E, 233.74 feet to the southeast corner of said Lot 14E, a 1/2 inch outside diameter steel pipe and the TRUE POINT OF BEGINNING, containing 0.55 acres. Subject to and together with all appurtenant easements of record.

## LEGAL DESCRIPTION "LOT 14E"

An irregular tract of land lying southerly from Troy, Montana, Lincoln County, within Gov't Lot 5, SE1/4, Section 32, T.29N., R.33W., P.M.,MT., known as "Lot 14E, Upham Beach Subdivision", and more particularly described as: Commencing at the one-quarter corner common to Sections 32 and 33, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section line between said Sections 32 and 33, S00°00'30"E, 1199.35 feet to the southeast corner of Lot 15E, Upham Beach Subdivision, a 3/4 inch outside diameter steel pipe and the TRUE POINT OF BEGINNING; Thence S00°08'39"W, 99.80 feet to the northeast corner of Lot 13E, Upham Beach Subdivision, a 1/2 inch outside diameter steel pipe; Thence along the north boundary of said Lot 13E, N89°40'51"E, 233.74 feet to the easterly right-of-way limit of State Highway 56, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said right-of-way limit N08°34'09"E, 100.64 feet along the chord of a spiral curve being parallel to and 50 feet easterly from a 300.00 foot long centerline spiral of said right-of-way with central angle of 04°30'00" to the point of curvature of a non-tangent curve with radial point being S81°02'16"E, 1864.34 feet radial distance, an unmarked computed point; Thence along said right-of-way limit clockwise along said non-tangent curve, an arc distance of 74.92 feet to the southwest corner of said Lot 15E, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the southerly boundary of said Lot 15E, N89°41'34"E, 216.89 feet to the southeast corner of said Lot 15E, a 3/4 inch outside diameter steel pipe and the TRUE POINT OF BEGINNING, containing 0.52 acres. Subject to and together with all appurtenant easements of record.

## LEGAL DESCRIPTION "LOT 14W"

An irregular tract of land lying southerly from Troy, Montana, Lincoln County, within Gov't Lot 5, SE1/4, Section 32, T.29N., R.33W., P.M.,MT., known as "Lot 14W, Upham Beach Subdivision", and more particularly described as: Commencing at the one-quarter corner common to Sections 32 and 33, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section line between said Sections 32 and 33, S00°00'30"E, 1199.35 feet to the southeast corner of Lot 15E, Upham Beach Subdivision, a 3/4 inch outside diameter steel pipe; Thence along the south boundary of Lots 15E & 15W, Upham Beach Subdivision, S89°41'34"W, 963.53 feet to the southwest corner of said Lot 15W, a 3/4 inch outside diameter steel pipe and the TRUE POINT OF BEGINNING; Thence N89°41'34"E, 619.42 feet to the southeast corner of said Lot 15W, lying on the westerly right-of-way limit of the old "Public Road", and being the point of curvature of a non-tangent curve with radial point being S78°06'04"E, 1460.38 feet radial distance, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said right-of-way limit counterclockwise along said non-tangent curve, an arc distance of 101.50 feet to the northeast corner of Lot 13W, Upham Beach Subdivision, Thence along the northerly boundary of said Lot 13W, S89°40'51"W, 119.31 feet to a witness corner, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the northerly boundary of said Lot 13W, S89°40'51"W, 12.00 feet to the low water line of Bull Lake, an unmarked computed point; Thence along said low water line through the following three courses, each terminating in unmarked computed points: Thence N40°45'48"E, 42.71 feet; Thence N33°14'15"E, 34.44 feet; Thence N38°01'53"E, 49.87 feet; Thence N89°41'34"E, 6.00 feet to a witness corner, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N89°41'34"E, 47.79 feet to the southwest corner of said Lot 15W, a 3/4 inch outside diameter steel pipe and the TRUE POINT OF BEGINNING, containing 1.61 acres. Subject to and together with all appurtenant easements of record.

## LEGAL DESCRIPTION "LOT 13W"

An irregular tract of land lying southerly from Troy, Montana, Lincoln County, within Gov't Lots 5 & 8, SE1/4, Section 32, T.29N., R.33W., P.M.,MT., known as "Lot 13W, Upham Beach Subdivision", and more particularly described as: Commencing at the one-quarter corner common to Sections 32 and 33, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section line between said Sections 32 and 33, S00°00'30"E, 1199.35 feet to the southeast corner of Lot 15E, Upham Beach Subdivision, a 3/4 inch outside diameter steel pipe; Thence S00°08'39"W, 99.80 feet to the southeast corner of Lot 14E, Upham Beach Subdivision, a 1/2 inch outside diameter steel pipe; Thence S00°05'05"E, 99.72 feet to the southeast corner of Lot 13E, Upham Beach Subdivision, a 3/4 inch diameter uncapped rebar; Thence S89°39'23"W, 246.09 feet along the southerly boundary of said Lot 13E to the southwesterly corner of said Lot 13E, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S89°39'28"W, 125.79 feet to the northeasterly corner of Lot 12W, Upham Beach Subdivision, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and the TRUE POINT OF BEGINNING; Thence S89°40'12"W, 561.03 feet along the northerly boundary of said Lot 12W to a 3/4 inch diameter uncapped rebar; Thence S89°40'12"W, 30.47 feet to the southwest corner of said Lot 12W, an unmarked computed point; Thence S89°40'12"W, 201.99 feet to a witness corner, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S89°40'12"W, 20.00 feet to the low water line of Bull Lake, an unmarked computed point; Thence along said low water line through the following three courses, each terminating in unmarked computed points: Thence N46°28'58"E, 27.86 feet; Thence N31°29'42"E, 43.87 feet; Thence N47°14'51"E, 64.74 feet to the southwest corner of Lot 14W, Upham Beach Subdivision; Thence N89°40'51"E, 12.00 feet to a witness corner, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N89°40'51"E, 119.31 feet to an unmarked computed point; Thence N89°40'51"E, 601.93 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the westerly right-of-way limit of the old "Public Road", and being the point of curvature of a non-tangent curve with radial point being S82°05'00"E, 1460.38 feet radial distance, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said right-of-way limit counterclockwise along said non-tangent curve, an arc distance of 100.50 feet to the northeast corner of said Lot 12W, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and the TRUE POINT OF BEGINNING, containing 1.78 acres. Subject to and together with all appurtenant easements of record.

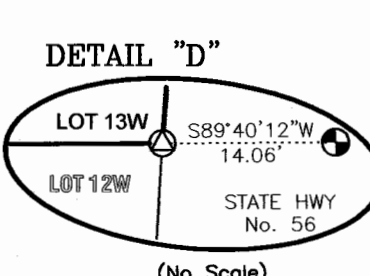
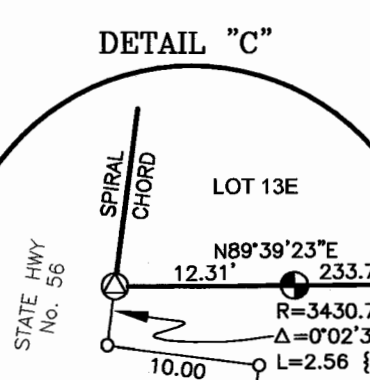
~CURVE DATA~	
C1	C2
R=1909.86	R=1864.34
L=82.00	L=74.92
Tan=41.01	Tan=37.46
Δ=2°27'36"	Δ=2°18'09"

~SPIRAL DATA~	
SP1	SP2
Rs=1909.86	Rs=300.00
Ls=300.00	Ls=300.00
Δs=4°30'00"	Δs=4°30'00"

~LINE DATA~	
L1 (CHORD)	L2 (CHORD)
N08°34'09"E	N06°57'39"E
26.48'	100.64'



## BASIS OF BEARING



## PURPOSE OF SURVEY

The purpose of this survey is the retracement of a record parcel of land; reestablishment of obliterated property corners and mark property boundaries. Therefore no division of land is hereby created and is exempt from review as a subdivision.

## BASIS OF BEARING

The basis of bearing for this survey is N90°00'00"W, as shown on Plat No. 21, between the Section Corner common to Sections 32 and 33 only, and a Meander Corner on Bull Lake, both being 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass caps.

## HISTORY OF SURVEY

- 1893 GLO Plat "Township Boundary", Daniel P. Mumbrue
- 1903 GLO Plat, "Township Subdivision and Meanders", John P. Henselwood
- 1946 Plat No. 21, "Upham Beach Subdivision", Ira Miller, 402ES
- 1960 Plat No. FHP5A (3038-04) "Land Required for Right of Way", State of Montana Highway Commission, "Warranty Deed", Book 128, Page 335
- 2008 COS No. 3816, Retracement of Lots 12E & 12W, Alvah Hughes, 7322LS

## METHOD OF SURVEY

A total station with data collector with closed traverse procedures was used to tie the previously set controlling monuments by Sanderson & Damon November 2014

## LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this Certificate of Survey has been prepared under my supervision and in accordance with the Montana Code Annotated, Sections 76-3-101 through 76-3-625, and the Lincoln County Regulations adopted pursuant thereto.

*Alvah F. Hughes, 7322LS* 02-12-15  
Alvah F. Hughes, PLS, 7322LS Date

## EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this 18<sup>th</sup> day of February 2015, A.D.

*Ronald A. Pearson*  
Ronald A. Pearson, PLS, 9008LS Examining Land Surveyor

## CLERK AND RECORDER'S CERTIFICATION

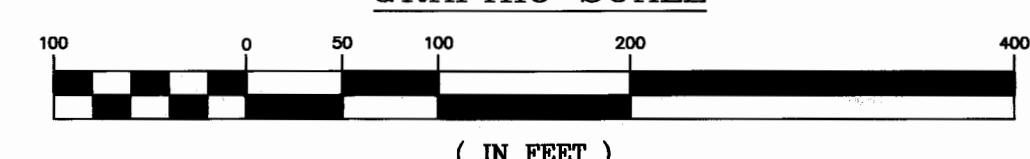
State of Montana, County of Lincoln, filed this 18<sup>th</sup> day

February 2015, at 9:40 o'clock A.M.

*Rachel A. Benson* by *Jeanne Duran*  
Lincoln County Clerk & Recorder Deputy

CERTIFICATE OF SURVEY NO. 4335  
Doc# 255917

## GRAPHIC SCALE





# CERTIFICATE OF SURVEY

## RETRACEMENT

LOTS 16W AND 16E, UPHAM BEACH SUBDIVISION, PLAT NO. 21  
in GOVERNMENT LOT 5, SECTION 32, T.29N., R.33W., P.M., MT.,  
LINCOLN COUNTY, MONTANA  
FOR: HODGES, ET AL. DATE: SEPTEMBER, 2022

### PURPOSE OF SURVEY

The purpose of this survey is the retracement of record parcels of land. Therefore no division of land is hereby created and is exempt from review as a subdivision, pursuant to Section 76-3-404 MCA.

### LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this Certificate of Survey has been prepared by me, or under my supervision, and in accordance with the Montana Code Annotated, Sections 76-3-101 through 76-3-625, and the Lincoln County Regulations adopted pursuant thereto.

Byron Sanderson, PLS, 70400LS  
9-12-22  
Date

### EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this day 13<sup>th</sup> of September 2022, A.D.  
Steven A. Boyer, 9750LS, Lincoln County, Examining Land Surveyor

### CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 13<sup>th</sup> day  
of September 2022, A.D. at 11:46 o'clock

Robin A. Benson  
Lincoln County Clerk and Recorder  
Michelle Byrd  
Deputy

### BASIS OF BEARING

The basis of bearing for this survey is N00°05'55"W between the SE Section Corner, Section 32, a 3.25 inch diameter BLM Brass Cap monument, and the E1/4 Corner, Section 32, an uncapped 5/8 inch diameter rebar. This bearing is derived from a survey grade GPS system calibrated to True North. Angular variation between this survey and that shown on Upham Beach, Plat 212 is 00°01'55".

### HISTORY OF SURVEYS

1893 GLO Plat "Township Boundary", Daniel P. Mumbrue  
1903 GLO Plat, "Township Subdivision and Meanders", John P. Henselwood  
1946 Plat No. 21, Upham Beach, Ira Miller, 402S  
1958 Bargain and Sale Deed, Hodges to State of Montana, Book 124, Page 128  
1961 State Highway Project "FHP 5-2(1)", Highway 56 road improvements.  
2000 Plat No. 6332, Boundary Line Adjustment, Lots 17, 18, 19, Upham Beach, Kenneth E. Davis, 4975S  
2015 COS No. 4335, Retracement of Lots 13E, 13W, 14E, & 14W, Upham Beach, Alvah F. Hughes, 7322LS

### METHOD OF SURVEY

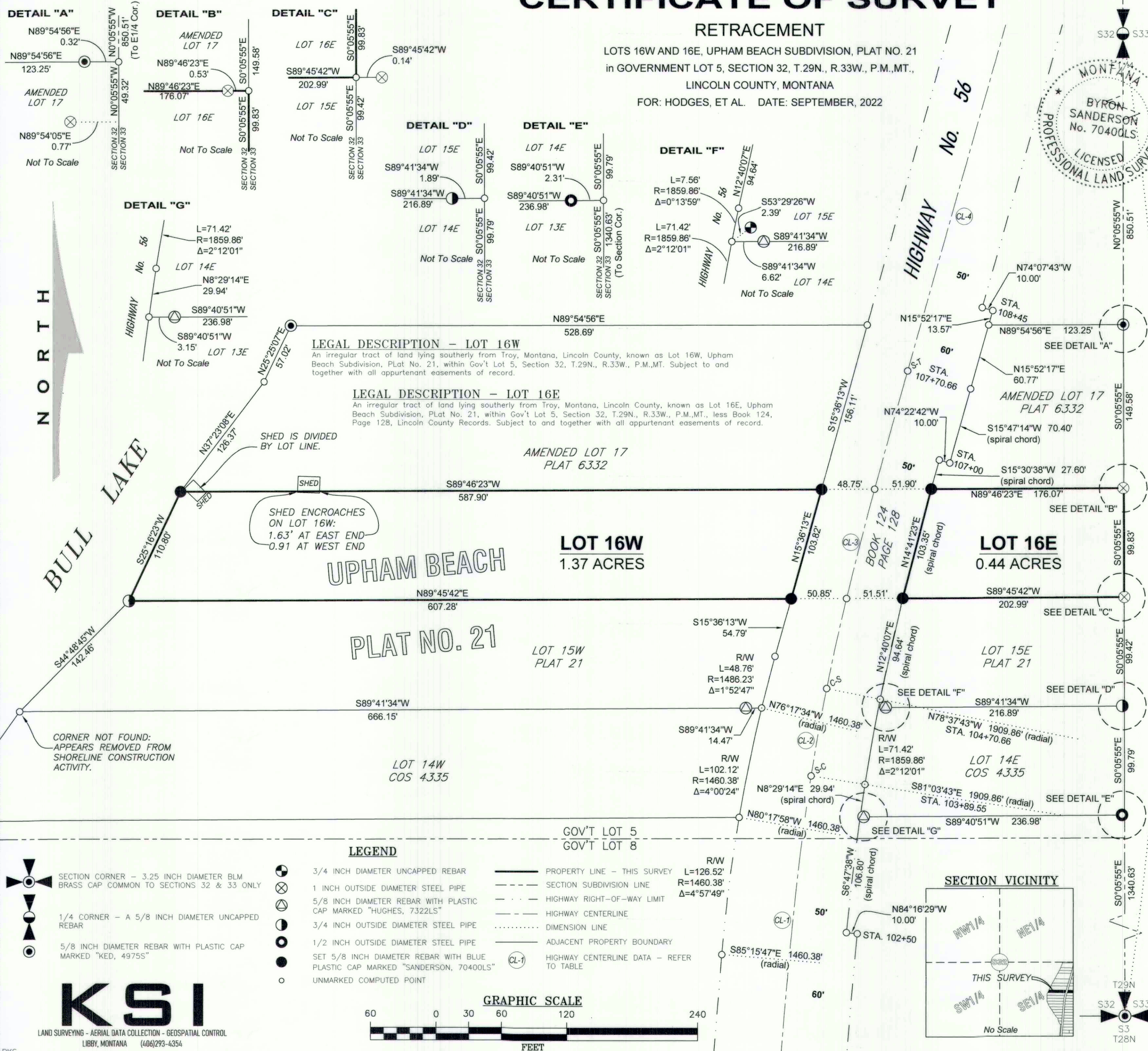
A Trimble R10 Model 2 GNSS satellite system and Trimble S6 Robotic total station were used to tie previously established controlling corners and roadway geometry by Byron Sanderson and Calen Williamson, August, 2022.

### HIGHWAY RIGHT-OF-WAY NOTES

- The 1961 MDOT Project FHP 5-2(1) was a major re-alignment of Highway 56 along the eastern shore of Bull Lake. This new alignment affected all of the eastern lots of Upham Beach Subdivision (Plat No. 21), with the State of Montana purchasing large portions of these lots for additional road right-of-way needs. Per FHP 5-2(1) plans, the westerly right-of-way limit of Highway 56 utilizes the original westerly "Public Road" right-of-way limit as shown on said plat of Upham Beach. The highway centerline of said MDOT Project was not established as a parallel offset to the original Upham Beach westerly right-of-way limit. Therefore the distance between said MDOT Project centerline and the westerly right-of-way limit is variable. However, the easterly right-of-way limit of said MDOT Project was established as parallel offsets from said centerline. The bargain and sale deed found in Book 124, Page 128 of Lincoln County Records describes the area of Lots 16E and 17E purchased by the State.
- A search for right-of-way monuments relating to MDOT Project FHP 5-2(1) was unsuccessful. Utilizing the survey calls to the east line of Section 32 as shown on said Project plans, the centerline of said Project was calculated and rotated into this survey, allowing for the creation of the easterly right-of-way limit of Highway 56. Utilizing the same procedures, the centerline of the "Public Road" as shown on Upham Beach Plat No. 21 was reconstructed to create the westerly right-of-way limit of Highway 56.

### HIGHWAY 56 CENTERLINE DATA TABLE

CL-1 SPIRAL CURVE SPIRAL LENGTH = 300' SPIRAL DELTA = 4°30'	CL-3 SPIRAL CURVE SPIRAL LENGTH = 300' SPIRAL DELTA = 4°30'
CL-2 SIMPLE CURVE DELTA = 02°26'00" RADIUS = 1909.86' ARC LENGTH = 81.11'	CL-4 TANGENT BEARING = N15°52'17"E LENGTH = 395.92'





# AMENDED PLAT OF: OF LOTS 17, 18 & S1/2 LOT 19 OF UPHAM BEACH PER PLAT NO. 21

In the SE 1/4 of Section 32 Twp. 29N., R. 33W., P.M.M.

For: Wayne & Sylvia Maffit  
& Mark Laffoon

Date: NOVEMBER 2000

## DESCRIPTION OF AMENDED LOT 18

A tract of land being a part of Lot 18 per Plat No. 21 containing .88 acres (38,333 sq.ft.) more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S which marks the northeast property corner of Lot 18 of Upham Beach Subdivision per Plat No. 21; thence, S00°15'13"E 49.47 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S set this survey; thence, S89°52'04"W 763.36 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S set this survey; thence, N14°49'57"E 53.17 feet to a computed point marking the northwest property corner of said Lot 18 per Plat No. 21; thence, S89°59'13"E 750.00 feet to the point of beginning.

The aforescribed Amended Lot 18 contains .88 acres (38,333 sq.ft.) more or less and is to become a permanent part of the S1/2 of Lot 19 as described on Book 258 Page 146 L.C.R. and is subject to and together with all appurtenant easements and right-of-ways of record.

## DESCRIPTION OF AMENDED LOT 17

A tract of land being a part of Lot 18 per Plat No. 21 containing .90 acres (39,204 sq.ft.) more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar uncapped (unknown) which marks the northeast property corner of Lot 17 of Upham Beach Subdivision per Plat No. 21; thence, N00°15'13"W 49.47 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S set this survey; thence, S89°52'04"W 763.36 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S set this survey; thence, S25°22'03"W 57.02 feet to a 3/4 inch dia. pipe marking the northwest property corner of said Lot 17 per Plat No. 21; thence, N89°43'20"E 787.54 feet to the point of beginning.

The aforescribed Amended Lot 17 contains .90 acres (39,204 sq.ft.) more or less and is to become a permanent part of Lot 17 as shown on Upham Beach Subdivision per Plat No. 21 and is subject to and together with all appurtenant easements and right-of-ways of record.

## CERTIFICATE OF ADJUSTMENT

I/we the undersigned property owner(s), do hereby certify that I/we have cause to be surveyed, and adjusted the boundaries of the following described land near Troy in Lincoln County Montana. Dated this 11 day of December, 2000 A.D.

Mark Laffoon and Wayne Maffit  
Sylvia Maffit and \_\_\_\_\_  
and \_\_\_\_\_

## TAX CERTIFICATION

I hereby certify that all real property taxes and special assessments assessed and levied on the land to be divided have been paid. Dated this 20 day of February 2001

Merle A. Miller by James R. Dehner Deputy  
Treasurer Lincoln County Montana

## PURPOSE OF SURVEY

The purpose of this survey is to adjust the exterior boundaries of an existing tracts of land, and no division of land is hereby created; therefore, this survey is exempt from review being pursuant to Section 76-3-207(1)(d), M.C.A. Which states "for five or fewer lots within a platted subdivision, relocation of common boundaries and the aggregation of lots;"

## CERTIFICATE OF SURVEYOR

STATE OF MONTANA  
County of Lincoln

I, Kenneth E. Davis, a registered land surveyor do hereby certify that I have performed the survey shown on the attached plat or that such a survey was performed under my direct supervision to my best knowledge and ability, that said survey is true and complete as shown and the monuments found and set occupy the position shown hereon.

Dated this 11 day of Dec, 2000 A.D.

Kenneth E. Davis  
Kenneth E. Davis Land Surveyor Registration No. 4975-S

EXAMINED AND APPROVED FOR LINCOLN COUNTY BY:  
DATE: Feb 21, 2001

APPROVED: Steve R. Windsor  
Chairman, Lincoln County, Montana Commissioners

STATE OF MONTANA  
COUNTY OF LINCOLN

Filed on this 22 day of February, 2001 A.D. at 9:00 O'clock A.m.

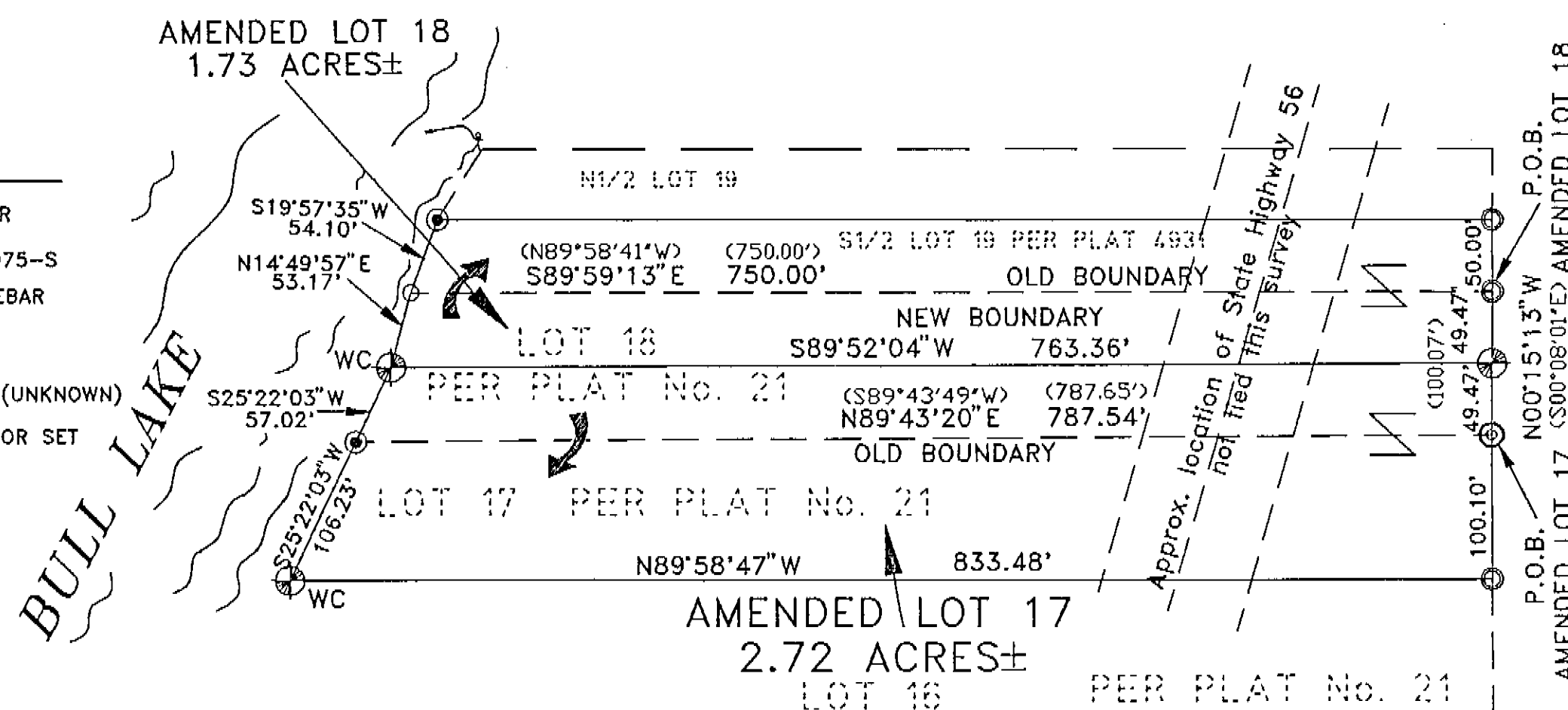
Carol R. Cummings by Joanne L. Lunn  
County Clerk and Recorder Deputy

CERTIFICATE OF SURVEY NO. P.M. 6332

Doc# 151497

## LEGEND

- ⊕ SET 5/8 INCH DIAMETER REBAR WITH A 1 1/4 INCH DIAMETER PLASTIC CAP STAMPED KED 4975-S
- FOUND 5/8 INCH DIAMETER REBAR STAMPED KED 4975-S
- ⊙ FOUND 3/4 INCH DIA. PIPE
- ⊙ FOUND 5/8 INCH DIA. REBAR (UNKNOWN)
- COMPUTED POINT NOT FOUND OR SET
- ( ) RECORD PER PLAT No. 4931



STATE OF Nevada  
County of Clark

On this 11th day of December, 2000 A.D. before me, a Notary Public in and for the State of Montana, personally appeared MARK LAFFOON

know to me to the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Ana Lesem Bessert December 19, 2000  
Notary Public My Commission Expires

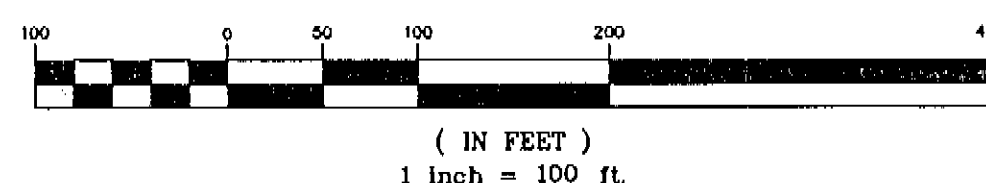
STATE OF MONTANA  
County of Lincoln

On this 18th day of December, 2000 A.D. before me, a Notary Public in and for the State of Montana, personally appeared Wayne Maffit & Sylvia Maffit

know to me to the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Joanne L. Lunn 4-24-2004  
Notary Public My Commission Expires

## GRAPHIC SCALE



DAVIS SURVEYING INC.  
TROY, MONTANA (406) 295-5441

DATE: 9-28-00 REV: \_\_\_\_\_  
DRAWN BY: CJR FILE: T293332mDWG

ANALISE M. BESSERT  
Notary Public  
State of Nevada  
Elko County, Nevada  
96-5482-6  
Commission expires December 15, 2000



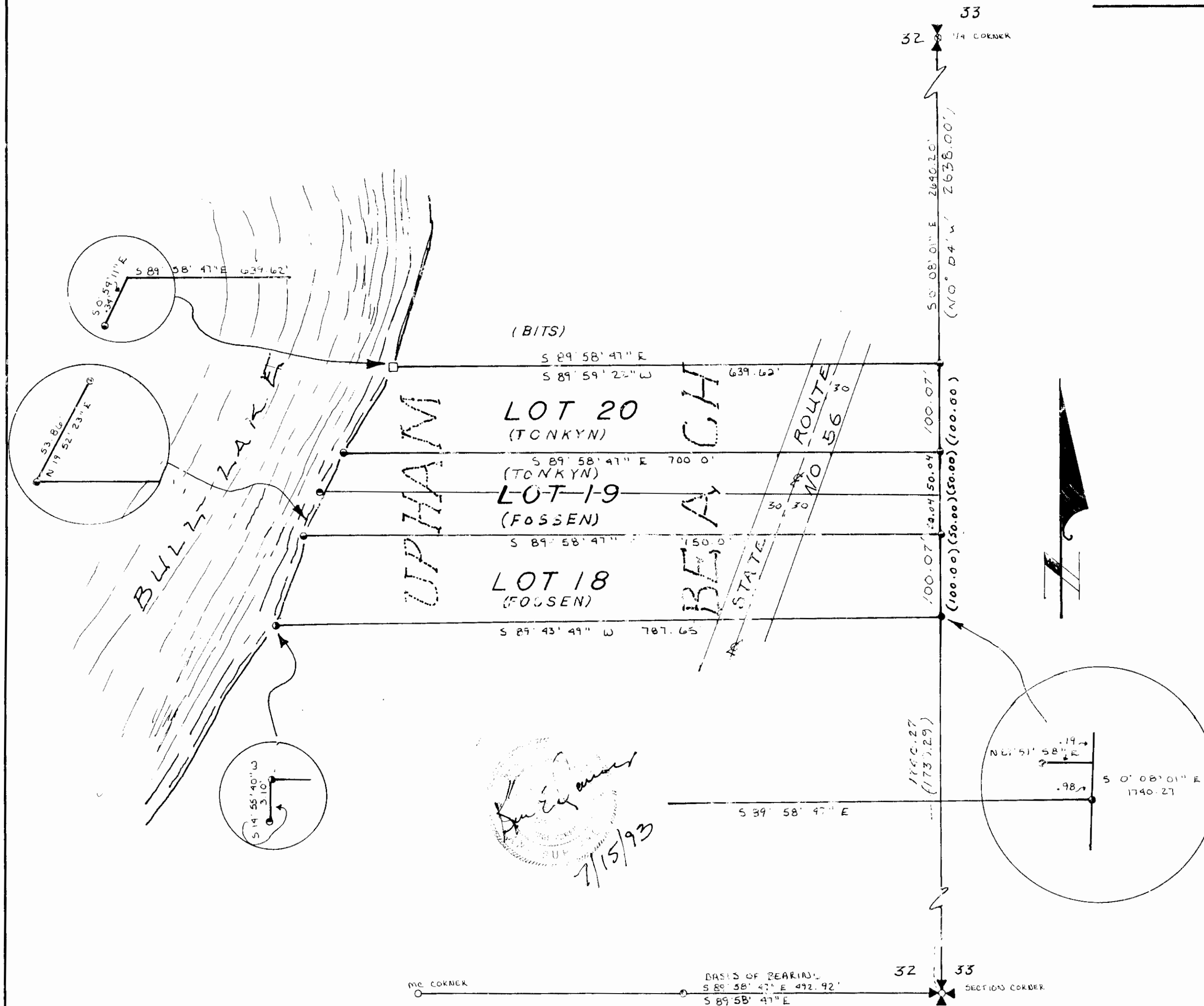
# LINCOLN COUNTY, MONTANA

RETRACEMENT PLAT OF LOTS 19 & 20 OF UPHAM BEACH  
IN THE SE 1/4 OF SECTION 32 TWP. 22 N., R. 33 W., P.M.M.  
FOR: TONKYN 1992

## AMENDED PLAT

### LEGEND

- 3/4" ALUMINUM CAP MDL 4232 S
- BRASS CAP BLM
- FOUND 3/8" REBAR (ORIGINAL UNKNOWN)
- SET REBAR CAPED KED 476 S
- FOUND 3/4" PIPE
- FOUND REBAR
- COMPUTED POINT ONLY
- 1" SQUARE BOLT



### PURPOSE OF SURVEY

The purpose of this survey is to retrace the exterior boundaries of Lots 19 and 20 of UPHAM BEACH an existing tract of record, and no division of land is hereby created; therefore, this survey is exempt from review as a subdivision pursuant to Section 76-3-404, M.C.A.

EXAMINED AND APPROVED FOR LINCOLN COUNTY BY: Bruce Bickel

DATE: 8-4-93  
APPROVED: James Williams  
Chairman, Lincoln County, Montana Commissioners

STATE OF MONTANA  
COUNTY OF LINCOLN

Filed on this 6<sup>th</sup> day of Aug., 1992 A.D. at  
9:10 O'clock A. M.  
Carol M. Cummings by James Williams  
County Clerk and recorder Deputy

### TAX CERTIFICATION

I hereby certify that no real property tax assessed and levied on the land to be divided are delinquent. Dated this  
\_\_\_\_ day of \_\_\_\_\_, 1992.

Treasurer, Lincoln County, Montana

RE PLAT NO. 4931

SCALE: 1" = 100'



DAVIS SUREYING, INC. TROY, MT  
(406) 295-5441



OWNERS/FOR: JEAN P. NORDAHL  
SANDRA NORDAHL

PURPOSE: SUBDIVISION

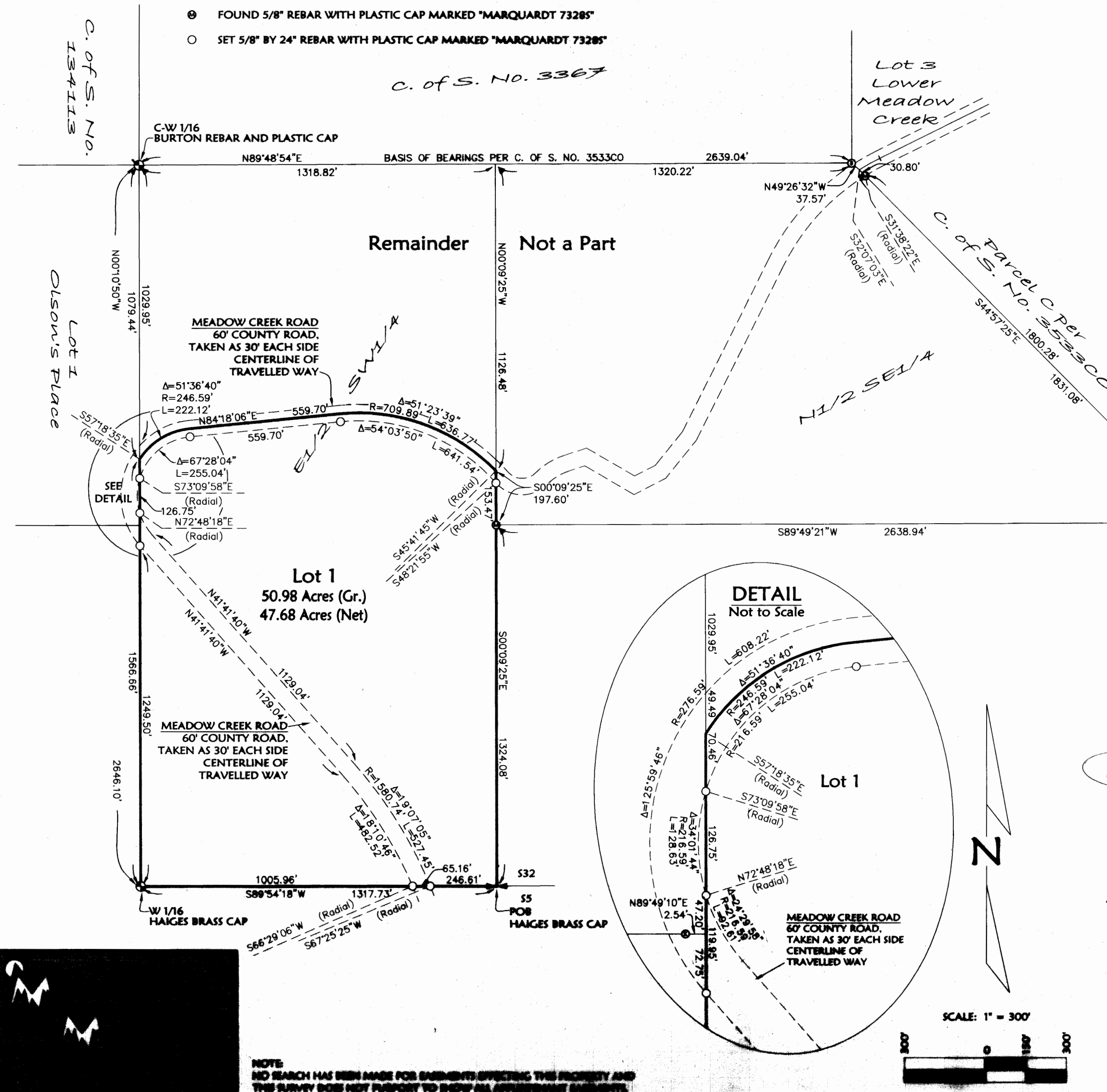
DATE: MARCH 12, 2007

# Subdivision Plat of UPPER O'BRIEN CREEK

S1/2 of Section 32, T35N R26W, P.M., M.,  
Lincoln County, Montana

## LEGEND

- FOUND 1/4 CORNER AS NOTED
- FOUND 1/16 CORNER AS NOTED
- FOUND 5/8" REBAR WITH PLASTIC CAP MARKED "BURTON 54285"
- FOUND 5/8" REBAR WITH PLASTIC CAP MARKED "MARQUARDT 73285"
- SET 5/8" BY 24" REBAR WITH PLASTIC CAP MARKED "MARQUARDT 73285"



## CERTIFICATE OF DEDICATION

We, JEAN P. NORDAHL & SANDRA NORDAHL, the undersigned property owners, do hereby certify that we have caused to be surveyed, subdivided and platted into lots as shown by the plat hereto annexed, the following described land in Lincoln County, to-wit:

That portion of the East 1/2 of the Southwest 1/4 of Section 32, Township 35 North, Range 26 West, P.M., M., Lincoln County, Montana, described as follows:  
Beginning at the Southeast corner of the East 1/2 of the Southwest 1/4 of Section 32;  
Thence along the South and West lines of the East 1/2 of the Southwest 1/4 of Section 32, South 89°54'18" West 1317.73 feet and North 00°10'50" West 1566.66 feet to the centerline of Meadow Creek Road, a County Road taken as 30 feet each side of said centerline, said point being on a 246.59 foot radius curve, concave Southeasterly, having a radial bearing of South 57°18'35" East;  
Thence Northeasterly along the centerline and along the curve through a central angle of 51°23'39" an arc length of 222.12 feet;  
Thence North 84°18'06" East 559.70 feet to the beginning of a 709.89 foot radius curve to the right;  
Thence Southeasterly along the centerline and along the curve through a central angle of 51°23'39" an arc length of 636.77 feet to the East line of the East 1/2 of the Southwest 1/4 of Section 32;  
Thence leaving the centerline of Meadow Creek Road and along said East line, South 00°09'25" East 1521.68 feet to the Point of Beginning, containing 50.98 acres of land all as shown hereon.  
Subject to and together with easements of record.  
Subject to County Road right-of-way as shown hereon.

The above described tract of land is to be known and designated as Upper O'Brien Creek, Lincoln County, Montana.

Jean P. Nordahl  
JEAN P. NORDAHL

Sandra Nordahl  
SANDRA NORDAHL

STATE OF Montana

County of Flathead

This instrument was acknowledged before me on July 14, 2007  
by JEAN P. & SANDRA NORDAHL.

Debbie Shoemaker  
Printed Name: Debbie Shoemaker  
Notary Public for the State of Montana  
Residing at Kalispell  
My Commission Expires 2-5-11



## CERTIFICATE OF COUNTY COMMISSIONERS

We, The undersigned, Pete Windom, Chairperson of the Board of County Commissioners of Lincoln County, Montana and Sumner Nor, County Clerk and Recorder of said county do hereby certify that this accompanying plat of UPPER O'BRIEN CREEK, Lincoln County, Montana has been submitted to the Board of County Commissioners of Lincoln County, Montana for examination and has been found by them to conform to law and is hereby approved. Parkland Dedication is exempt per Section 76-3-621(3)(b), MCA.

Dated the 25th day of July, 2007.

Pete Windom  
Chairperson  
Board of County Commissioners  
Lincoln County, Montana

Sumner Nor  
County Clerk and Recorder  
Lincoln County, Montana

Approved: 17 July, 2007

[Signature]  
Examining Land Surveyor  
Registration No. 147315

## CERTIFICATE OF SURVEYOR

DAWN MARQUARDT  
Registration No. 73285

2-17-07  
Date

I hereby certify that all real property taxes and special assessments assessed and levied on the land herein have been paid.  
Dated the 23rd day of July, 2007.

Nancy Hatten Sutton  
Treasurer, Lincoln County, Montana

STATE OF MONTANA  
County of Lincoln

Filed on the 26th day of July, 2007, A.D., at 9:30 o'clock A.M.

Timothy D. Lowe  
County Clerk and Recorder  
By Joanne Dennis  
Deputy

Instrument Record No. 204620

Date: Mar. 6, 2007	Project Name: Meadow Creek
Project Number: 40	Instrument Number: 204620
Surveyor: Debbie Shoemaker	Recorder: Timothy D. Lowe

Shinal plat approval p.F. 9088 Doc 204613 Platting Certificate p.F. 9084 Doc 204619 Comminute 5313/496  
Notions and plan p.F. 9083 Doc 204616 Consent to plat p.F. 9085 Doc 204618 Doc 204619

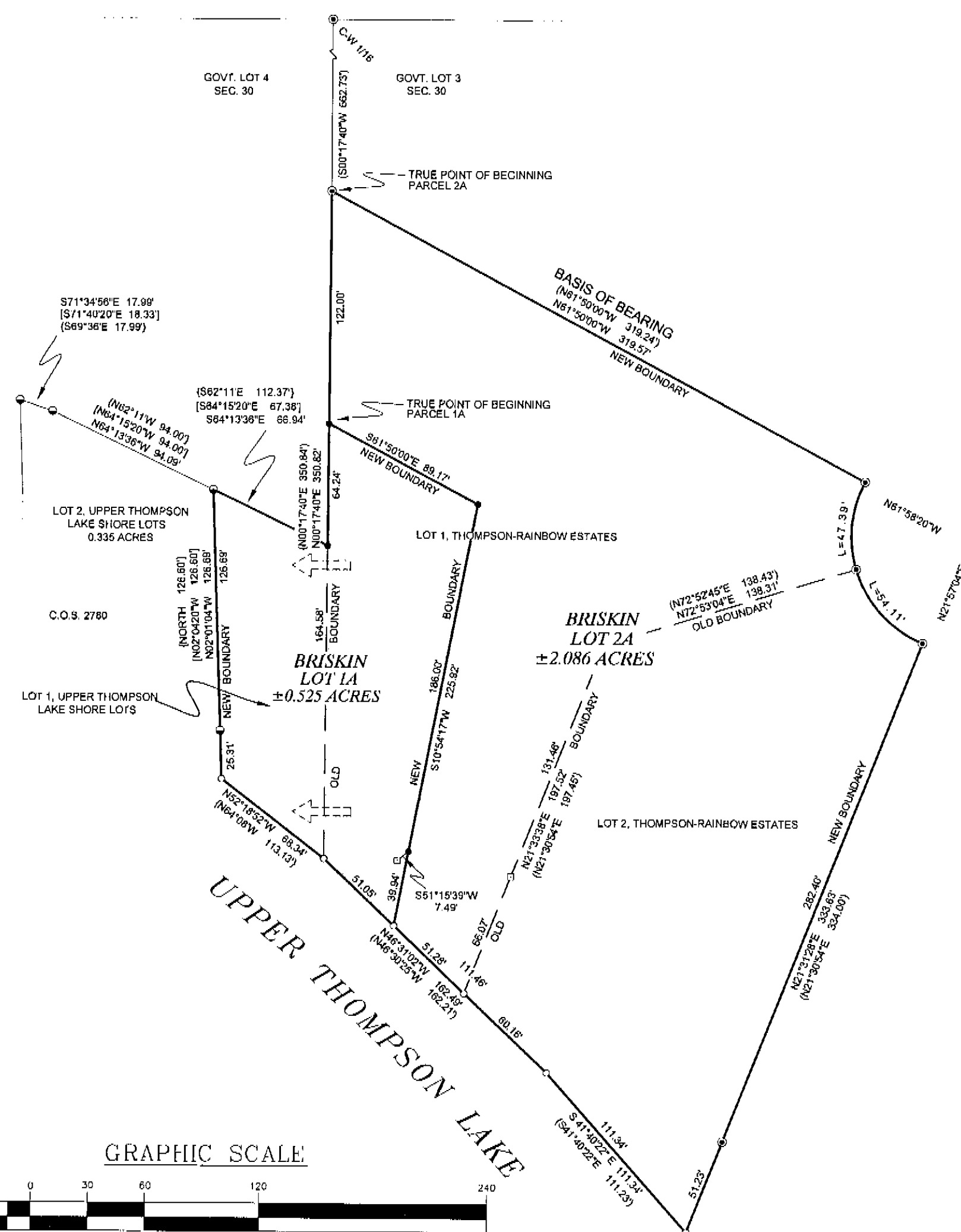


# AMENDED PLAT

## LOT 1, "UPPER THOMPSON LAKE SHORE LOTS" "RELOCATION OF COMMON BOUNDARIES LINES"

A PORTION OF GOV'T LOTS 3 AND 4, SECTION 30, T.27N., R.27W., P.M., MT.  
LINCOLN COUNTY, MONTANA

OWNER: RICHARD BRISKIN DATE: JULY 2003

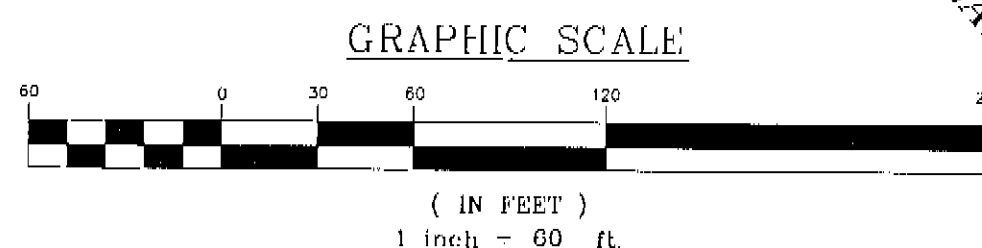


PORTION OF CUL-DE-SAC  
RADIUS=60.53 (60.00)  
DELTA=98°04'37" (98°09'05")  
LENGTH=101.50 (101.21)

### LEGEND

- FOUND 1/2 INCH DIAMETER UNCAPPED REBAR
- FOUND 2 INCH DIAMETER ALUMINUM CAP STAMPED: J. L. EBY, 8694ES
- ⊙ FOUND 1/2 INCH DIAMETER REBAR WITH A PLASTIC CAP STAMPED: SANDS, 7975S
- SFT 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP STAMPED: HUGHES, 7322LS
- COMPUTED POINT ALONG HIGH WATER MARK
- | | RECORD PER UPPER THOMPSON LAKE SHORE LOTS, PLAT No. 514
- [ ] RECORD PER CERTIFICATE OF SURVEY, No. 2780
- ( ) RECORD PER THOMPSON RAINBOW ESTATES, PLAT No. 6358

KSI  
KOOTENAI SURVEYORS INC.  
P.O. BOX 393  
LIBBY, MT 59923  
(406)293-4354



### PURPOSE OF SURVEY AND EXEMPTION CERTIFICATION

I, Richard J. Briskin, record owner, hereby certify that the purpose of this survey and division of land is for the purpose of relocating a common boundary line between adjoining parcels within a platted subdivision between Lot 1, "Upper Thompson Lake Shore Lots" and Lots 1 and 2 "Thompson-Rainbow Estates", therefore, this division is exempt as a subdivision pursuant to 76-3-207(1)(d). I further certify that this plat is exempt from review by the Department of Environmental Quality pursuant to ARM 17.36.605 Exclusions 2 (b) (ii); the division of land will not cause or create facilities to violate any conditions of approval, and will not cause exempt facilities to violate any conditions of exemption.

Richard J. Briskin Date: 28 July 03

### ACKNOWLEDGMENT

The foregoing Exemption was subscribed and acknowledged before me, a Notary Public for the State of Montana, County of Lincoln, by the above named person(s), on this 28th day of July 2003. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

Lisa G. Nicholas, Notary Public for the State of Montana.  
residing in: Alberton My Commission expires: Oct 15, 2005.

### LEGAL DESCRIPTION LOT 1A

An irregular tract of land, lying southeast of Libby, Montana, Lincoln County, Government Lots 3 and 4, Section 30, T.27N., R.27W., P.M., MT., containing ±0.525 acres, and more particularly described as follows:  
Commencing at the Center West 1/16 corner, Section 30, T.27N., R.27W., P.M., MT., a 5/8 inch diameter rebar marked, Sands, 7975S;  
Thence along the north-south 1/2 line between Government Lots 3 and 4, a record bearing S00°17'40"W, 662.73 feet, as shown on Plat No. 6358, to the northwestern corner of Lot 2A, a 1/2 inch diameter rebar marked Sands, 7975S;  
Thence continuing along said north-south 1/2 line, S00°17'40"W, 122.00 feet to a set 5/8 inch diameter rebar marked, Hughes, 7322LS and the True Point of Beginning;  
Thence along the northeasterly line, S61°50'00"E, 69.17 feet to a set 5/8 inch diameter rebar marked, Hughes, 7322LS;  
Thence along the southeasterly line, S10°54'17"W, 186.00 feet to a set 5/8 inch diameter rebar marked, Hughes, 7322LS;  
Thence along said southeasterly line, S10°54'17"W, 39.94 feet to an unmarked computed point lying on the high water mark of Upper Thompson Lake;  
Thence along said high water mark and southwesterly line, N46°31'02"W, 51.05 feet to an unmarked computed point;  
Thence along said high water mark, N52°18'52"W, 68.34 feet to an unmarked computed point;  
Thence along the westerly line, N02°01'04"W, 25.31 feet to a 5/8 inch diameter rebar marked, J.L. Eby, 8694ES;  
Thence along said westerly line, N02°01'04"W, 126.68 feet to a 5/8 inch diameter rebar marked, J.L. Eby, 8694ES;  
Thence along the northeasterly line, S64°13'36"E, 66.94 feet to a set 5/8 inch rebar marked Hughes 7322LS;  
Thence along said north-south 1/2 line between Government Lots 3 and 4, N00°17'40"W, 64.24 feet to the True Point of Beginning.  
Subject to and together with all appurtenant easements of record.

### COUNTY TREASURER'S CERTIFICATION

I hereby certify, pursuant to Section 76-3-611(1)(b), MCA, that all real property taxes and special assessments assessed and levied on the parcel shown hereon are paid.

Lincoln County Treasurer, Lincoln County, Montana Date: Aug 6, 2003

### HISTORY OF SURVEY

1981 Plat No. 514, "Upper Thompson Lake Shore Lots" by Donald E. Dahl, Reg. No. 7985  
1999 - C.O.S. No. 2780, Retracement Lots 1 and 2, "Upper Thompson Lake Shore Lots" notes overlap into Govt. Lot 3 by Jane Eby, Reg. No. 8694ES  
2001 - Plat No. 6358, "Upper Thompson-Rainbow Estates" by Thomas E. Sands, Reg. No. 7975S

### METHOD OF SURVEY

A total station and data collector was used with closed traverse procedures to tie the previously set controlling corners.

### BASIS OF BEARING

The basis of bearing for this survey is N61°50'00"W, as shown on Plat No. 6358 between lot corners, each a 1/2" diameter rebar with plastic cap marked: Sands, 7975S

### LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this Certificate of Survey has been prepared under my supervision and in accordance with the Montana Code Annotated, Sections 76-3-101 through 76-3-625, and the Lincoln County regulations adopted pursuant thereto.

Alvah F. Hughes, PL 7322 8/7/03  
Alvah F. Hughes, Montana Reg. No. 7322LS Date

### EXAMINING LAND SURVEYOR'S CERTIFICATION

Approved this 28th day of August 2003, A.D.

Examining Land Surveyor

### CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 6th day

of August 2003, A.D. at 3:15 o'clock p.m.

County Clerk Recorder Deputy

P.E. PLAT NO. 6474

Doc 169569

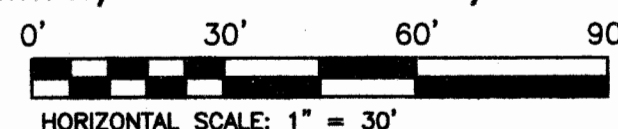


By: **Larsen Engineering and Surveying, Inc., P.C.**  
Civil Engineering and  
Land Surveying  
P.O. Box 2071  
780 Two Mile Drive  
Kalispell, Mont. 59901  
Phone: 406-752-7808

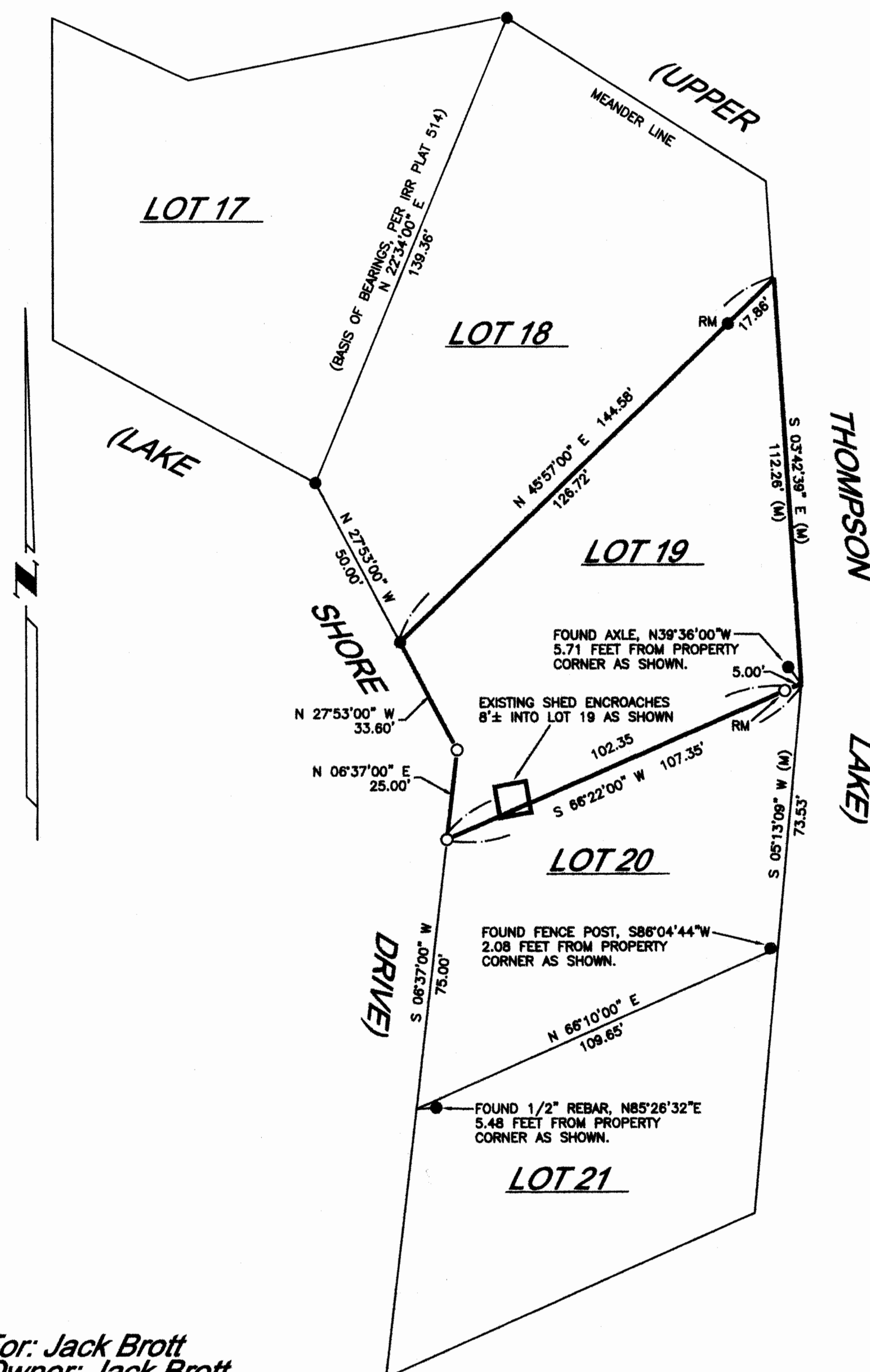
**Donald R. Larsen, P.L.S.**  
**Jeff H. Larsen, P.E., P.L.S.**

# CERTIFICATE OF SURVEY

LOT 19, UPPER THOMPSON LAKE SHORE LOTS, IRR PLAT 514  
GOV'T LOT 4 & 5, SECTION 30, T. 27 N., R. 27 W.  
P.M.M., LINCOLN CO., MONTANA



**PURPOSE:** THE PURPOSE OF THIS SURVEY IS TO RETRACE EXTERIOR BOUNDARIES OF AN EXISTING TRACT OF RECORD AND NO NEW TRACTS OF LAND ARE HEREBY CREATED, THEREFORE THIS SURVEY IS EXEMPT FROM REVIEW AS A SUBDIVISION PURSUANT TO 76-3-404, M.C.A.



## LEGAL DESCRIPTION

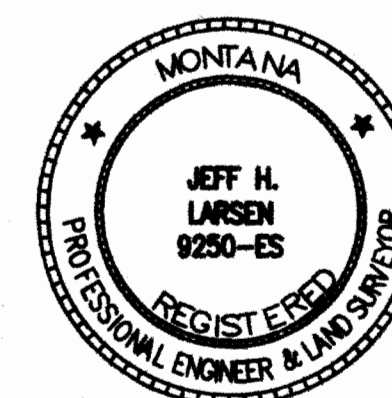
A Tract of land, situate, lying and being in Government Lots 4 and 5 of Section 30, Township 27 North, Range 27 West, P.M.M., Lincoln County, Montana and more particularly described as follows:

Lot 19 of Upper Thompson Lake Shore Lots, a map or plat on file in the office of the Lincoln County Clerk and Recorder. Containing 0.2 acres of land.

NOTE: MEASURED BEARINGS AND DISTANCES PER THIS SURVEY MATCH RECORD BEARINGS AND DISTANCES PER IRR PLAT NO 514 UNLESS DENOTED WITH AN (M), WHICH DENOTED THE MEASURED BEARING OR DISTANCE EXCLUSIVE TO THIS SURVEY.

## LEGEND

- ✚ SECTION CORNER (AS NOTED)
- ⊙ 1/4 CORNER (AS NOTED)
- ⊙ CENTER OF SECTION (AS NOTED)
- ⊙ 1/16 CORNER (AS NOTED)
- FOUND 5/8" REBAR & CAP BY KSI SURVEYORS (UNLESS NOTED)
- SET 1/2" X 24" REBAR WITH PLASTIC CAP STAMPED LARSEN 9250-ES
- (M) MEASURED DATA PER THIS SURVEY
- RM REFERENCE MONUMENT



## CERTIFICATE OF SURVEYOR

*Jeff H. Larsen* 12/2/10  
JEFF H. LARSEN, REGISTRATION NUMBER 9250-ES

EXAMINED *Dec 6*, 2010  
RONALD A. PEARSON  
EXAMINING LAND SURVEYOR REGISTRATION NUMBER, 9008LS

STATE OF MONTANA  
COUNTY OF *Lincoln* SS

FILED THIS *9<sup>th</sup>* DAY OF *Dec*, 2010 A.D.  
AT *2:30* O'CLOCK *P.M.*  
*Sammy D. Lauer*  
CLERK AND RECORDER

BY *Leanne Dennis*  
DEPUTY

INSTRUMENT RECORD NUMBER *230130*

SHEET 1 OF 1 SHEET(S)

CERTIFICATE OF SURVEY NO. *4045*

For: **Jack Brott**  
Owner: **Jack Brott**  
Date: **November 2010**

NOTE: ALL DISTANCES ARE IN FEET d:\new files\tungsten\tungsten.dwg



# AMENDED PLAT

## LOT 1, "UPPER THOMPSON LAKE SHORE LOTS" "RELOCATION OF COMMON BOUNDARIES LINES"

A PORTION OF GOV'T LOTS 3 AND 4, SECTION 30, T.27N., R.27W., P.M., MT.

LINCOLN COUNTY, MONTANA

OWNER: RICHARD BRISKIN

DATE: JULY 2003

### PURPOSE OF SURVEY AND EXEMPTION CERTIFICATION

I, Richard J. Briskin, record owner, hereby certify that the purpose of this survey and division of land is for the purpose of relocating a common boundary line between adjoining parcels within a platted subdivision between Lot 1, "Upper Thompson Lake Shore Lots" and Lots 1 and 2 "Thompson-Rainbow Estates". Therefore, this division is exempt as a subdivision pursuant to 76-3-207(1)(d). I further certify that this plat is exempt from review by The Department of Environmental Quality pursuant to ARM 17.36.605 Exclusions 2 (b) (ii); the division of land will not cause approved facilities to violate any conditions of approval, and will not cause exempt facilities to violate any conditions of exemption.

*Richard J. Briskin*  
Richard J. Briskin

28 July 03  
Date

### ACKNOWLEDGMENT

The foregoing Exemption was subscribed and acknowledged before me, a Notary Public for the State of Montana, County of Lincoln, by the above named person(s), on the 28th day of July 2003. In witness whereof, I have hereunto set my hand and affixed my official seal.

*Lisa G. Nicholas*  
Lisa G. Nicholas, Notary Public for the State of Montana  
residing in: Alberton My Commission expires: Oct. 15, 2005.

### LEGAL DESCRIPTION LOT 1A

An irregular tract of land, lying southeast of Libby, Montana, Lincoln County, Government Lots 3 and 4, Section 30, T.27N., R.27W., P.M., MT., containing  $\pm 0.525$  acres, and more particularly described as follows:  
Commencing at the Center West 1/16 corner, Section 30, T.27N., R.27W., P.M., MT., a 5/8 inch diameter rebar marked, Sands 79755;  
Thence along the north-south  $X_6$  line between Government Lots 3 and 4, a record bearing S00°17'40"W, 662.73 feet, as shown on Plat No. 6358, to the northwesterly corner of Lot 2A, a 1/2 inch diameter rebar marked Sands 79755;  
Thence continuing along said north-south  $X_6$  line, S00°17'40"W, 122.00 feet to a set 5/8 inch diameter rebar marked, Hughes, 7322LS and the True Point of Beginning;  
Thence along the northeasterly line, S61°50'00"E, 89.17 feet to a set 5/8 inch diameter rebar marked, Hughes, 7322LS;  
Thence along the southeasterly line, S10°54'17"W, 186.00 feet to a set 5/8 inch diameter rebar marked, Hughes, 7322LS;  
Thence along said southeasterly line, S10°54'17"W, 39.94 feet to an unmarked computed point lying on the high water mark of Upper Thompson Lake;  
Thence along said high water mark and southwesterly line, N46°31'02"W, 51.05 feet to an unmarked computed point;  
Thence along said high water mark, N52°18'52"W, 68.34 feet to an unmarked computed point;  
Thence along the westerly line, N02°01'04"W, 25.31 feet to a 5/8 inch diameter rebar marked, J.L. Eby, 8694ES;  
Thence along said westerly line, N02°01'04"W, 126.69 feet to a 5/8 inch diameter rebar marked, J.L. Eby, 8694ES;  
Thence along the northeasterly line, S64°13'36"E, 66.94 feet to a set 5/8 inch rebar marked Hughes 7322LS;  
Thence along said north-south  $X_6$  line between Government Lots 3 and 4, N00°17'40"E, 64.24 feet to the True Point of Beginning.  
Subject to and together with all appurtenant easements of record.

### COUNTY TREASURER'S CERTIFICATION

I hereby certify, pursuant to Section 76-3-611(1)(b), MCA, that all real property taxes and special assessments assessed and levied on the parcel shown hereon are paid.

*Lisa G. Miller*  
Lisa G. Miller, County Treasurer, Lincoln County, Montana  
Date: Aug 6, 2003

### HISTORY OF SURVEY

1961 - Plat No. 514, "Upper Thompson Lake Shore Lots" by Donald E. Dahl, Reg. No. 7985  
1999 - C.O.S. No. 2780, Retracement Lots 1 and 2, "Upper Thompson Lake Shore Lots" notes overlap into Govt. Lot 3 by Jane Eby, Reg. No. 8694ES  
2001 - Plat No. 6358, "Upper Thompson-Rainbow Estates" by Thomas E. Sands, Reg. No. 79755

### METHOD OF SURVEY

A total station and data collector was used with closed traverse procedures to tie the previously set controlling corners.

### BASIS OF BEARING

The basis of bearing for this survey is N61°50'00"W, as shown on Plat No. 6358 between lot corners, each a 1/2" diameter rebar with plastic cap marked: Sands, 79755

### LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this Certificate of Survey has been prepared under my supervision and in accordance with the Montana Code Annotated, Sections 76-3-101 through 76-3-625, and the Lincoln County regulations adopted pursuant thereto.

*Alvah F. Hughes* PL57322 8/7/03  
Alvah F. Hughes, Montana Reg. No. 7322LS  
Date

### EXAMINING LAND SURVEYOR'S CERTIFICATION

Approved this 14th day of August, 2003, A.D.

*Donald E. Dahl*  
Examining Land Surveyor

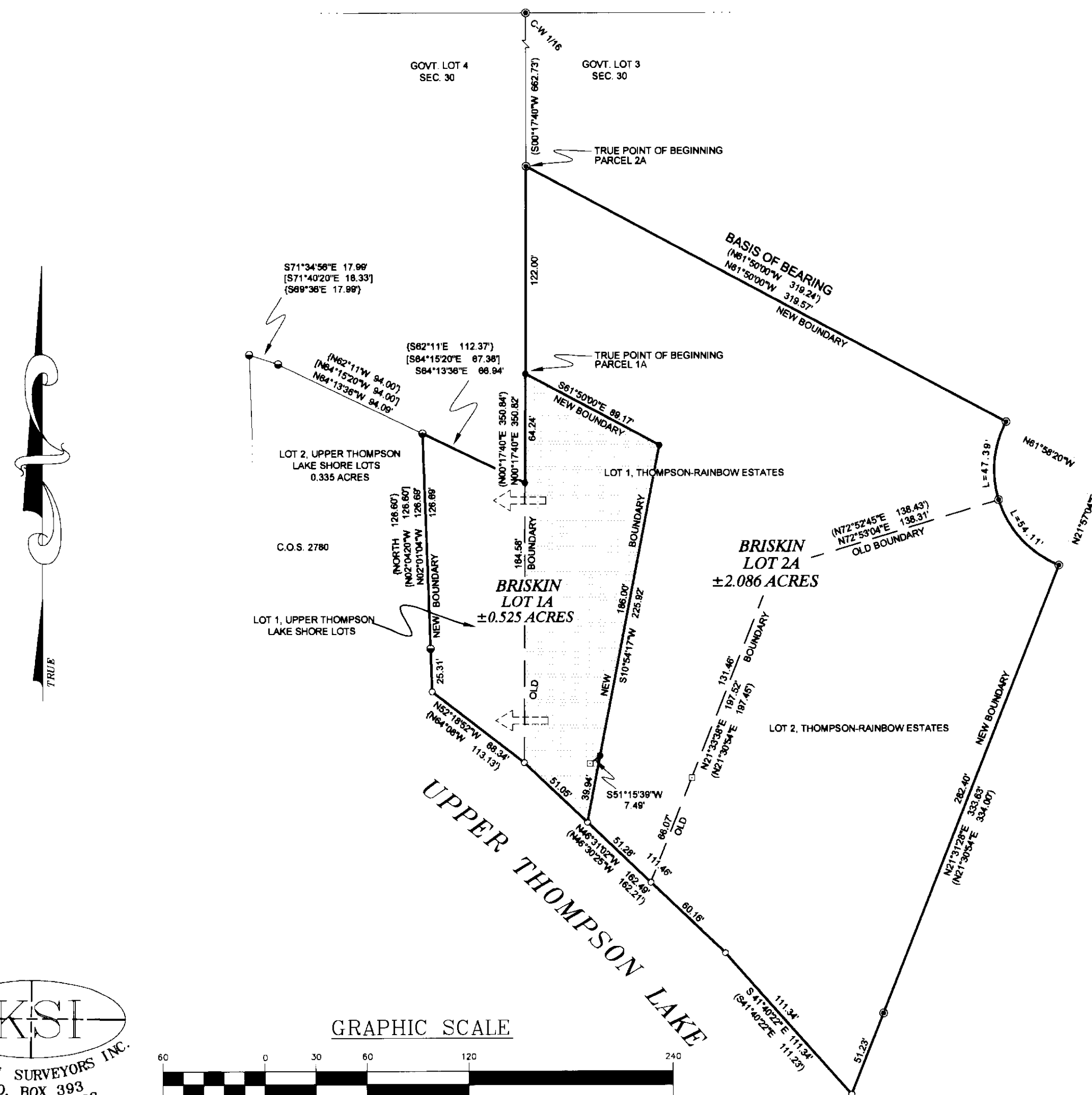
### CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 16th day

of August 2003, A.D. 3:15 o'clock p.m.  
*Carol M. Cummings* by *Jennifer Alvarado*  
County Clerk Recorder Deputy

P.F. PLAT NO. 6474

Doc # 169569



PORTION OF CUL-DE-SAC  
RADIUS=80.53' (80.00')  
DELTA=96°04'37" (96°39'05")  
LENGTH=101.50' (101.21')

### LEGEND

- FOUND 1/2 INCH DIAMETER UNCAPPED REBAR
- FOUND 2 INCH DIAMETER ALUMINUM CAP STAMPED: J.L. EBY, 8694ES
- FOUND 1/2 INCH DIAMETER REBAR WITH A PLASTIC CAP STAMPED: SANDS, 79755
- SET 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP STAMPED: HUGHES, 7322LS
- COMPUTED POINT ALONG HIGH WATER MARK
- [ ] RECORD PER UPPER THOMPSON LAKE SHORE LOTS, PLAT No. 514
- [ ] RECORD PER CERTIFICATE OF SURVEY, No. 2780
- ( ) RECORD PER THOMPSON-RAINBOW ESTATES, PLAT No. 6358

**KSI**  
KOOTENAI SURVEYORS INC.  
P.O. BOX 393  
LIBBY, MT 59923  
(406)293-4354



# PLAT OF: UPPER WEST VISTA

(Amended Lot 1 of Libby Creek Estates Plat No. 6740)

In the W 1/2 of Section 1, Twp. 29 N., R. 31 W., P.M.M.

For: Old West Investment L.L.C. Date: July 2007

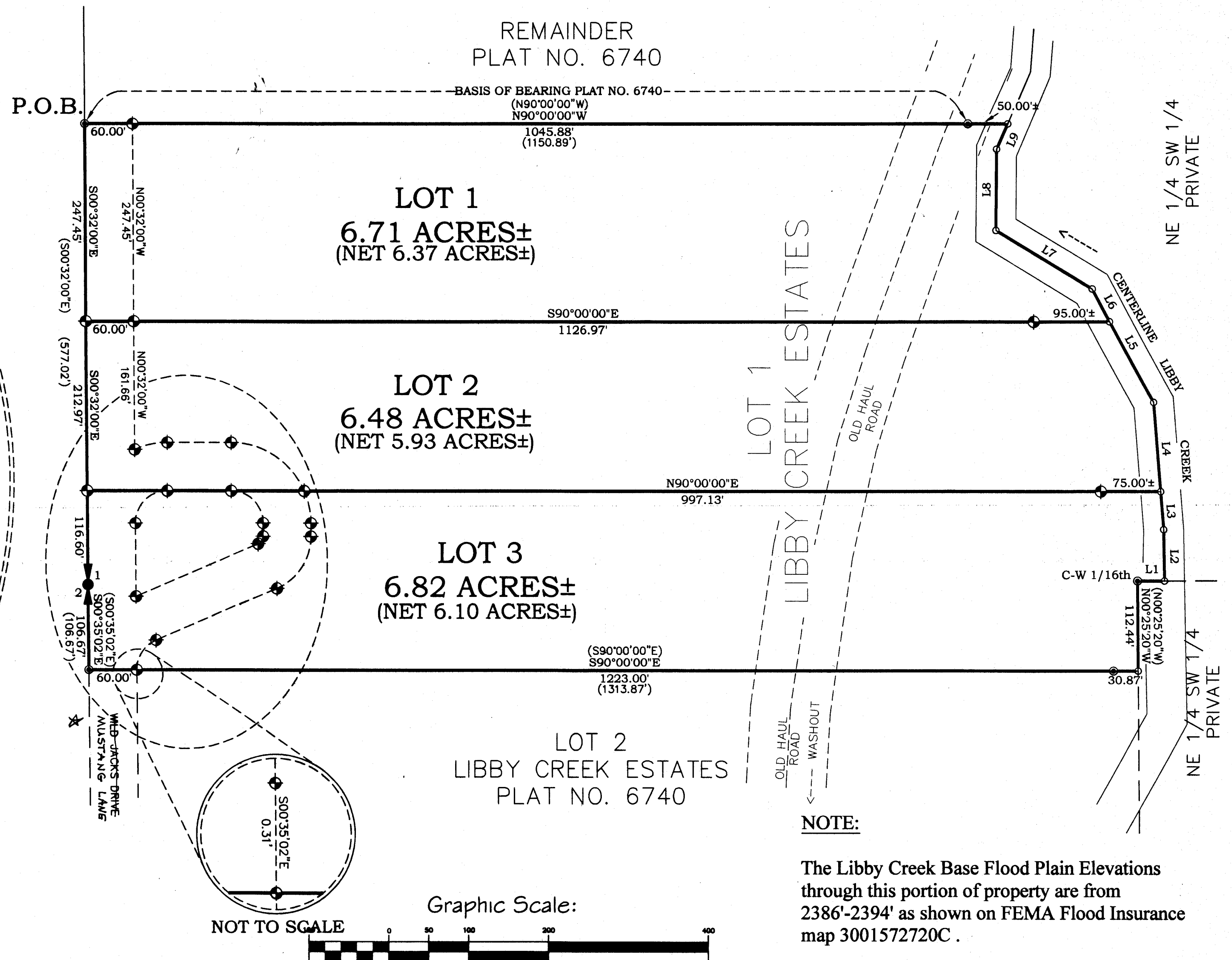
TOTAL ACREAGE: 20.01 ACRES±

## LEGEND

- ◆ SET A 5/8 INCH DIA. REBAR WITH A 1 1/4 INCH PLASTIC CAP STAMPED K.E.D. 4975-S
- FOUND 5/8 INCH DIA. REBAR CAPPED K.E.D. 4975-S
- FOUND 5/8 INCH DIA. REBAR HUGHES 7322-LS
- ⚡ FOUND 3 1/4 BRASS BLM MONUMENTS
- COMPUTED POINTS
- ( ) RECORD PER PLAT NO. 6740

## NOTE:

To maintain "Defensible Space", land owners are encouraged to use fire wise building construction and landscape materials.



Davis Surveying Inc.

TROY MONTANA, (406)295-5441

DATE: 07/18/07

DRAWN BY: CJR

FILE: T2931S1,11,12.dwg

\* Rd Name Change  
Per Planning  
10-31-2008

Final plat approval p.F. # 9485 Doc# 211021  
Planning Certificate p.F. # 9496 Doc# 211022

Sanitary Restriction Record p.F. # 9497 Doc# 211023  
Physian Used plat p.F. # 9498 Doc# 211024

Consent 5-31/939  
Doc# 211026

SHEET 1 of 2 PLAT NO. # 6825 Doc# 211025

Graphic Scale:

NOT TO SCALE

1 inch = 100 ft.



# AN AMENDED PLAT OF: LOTS 1 & 2 OF UPPER WEST VISTA PLAT NO. 6895 (BOUNDARY ADJUSTMENT)

In the SW 1/4 NW 1/4 of Section 1, Twp. 29 N., R. 31 W., P.M.M.  
For: Old West Investment L.L.C. Date: May 2008

## DESCRIPTION OF TRACT 1

A tract of land near Libby, in Lincoln County Montana, lying in the SW 1/4 NW 1/4 of Section 1 of Twp. 29 N., R. 31 W., P.M.M., containing .84 acres more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S which marks the southwest corner of Lot 2 of Upper West Vista per Plat No. 6895; thence, N00°32'00"W 219.97 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N90°00'00"E 171.99 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S00°00'00"E 212.96 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N90°00'00"W 170.01 feet to the point of beginning.

The aforescribed Tract 1 contains .84 acres more or less and is to become a permanent part of Lot 1 of Upper West Vista per Plat No. 6895 and is subject to and together with all appurtenant easements of record.

## DESCRIPTION OF LOT 1A

A tract of land near Libby, in Lincoln County Montana, lying in the SW 1/4 NW 1/4 of Section 1 of Twp. 29 N., R. 31 W., P.M.M., containing 4.01 acres more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S which marks the southwest corner of Lot 2 of Upper West Vista per Plat No. 6895; thence, N00°32'00"W 219.97 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence continuing, N00°32'00"W 247.45 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N90°00'00"E 499.21 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S00°00'00"W 247.44 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N90°00'00"W 384.92 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S00°00'00"E 212.96 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N90°00'00"W 170.01 feet to the point of beginning.

The aforescribed Lot 1 A contains 4.01 acres more or less and is subject to and together with all appurtenant easements of record including a 15.00 foot underground utility easement as shown hereon.

## DESCRIPTION OF TRACT 2

A tract of land near Libby, in Lincoln County Montana, lying in the SW 1/4 NW 1/4 of Section 1 of Twp. 29 N., R. 31 W., P.M.M., containing 3.54 acres more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S marking the northeast witness corner to the northeast corner of Lot 1 of Upper West Vista per Plat No. 6895; thence, N90°00'00"W 546.67 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S00°00'00"W 247.44 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S90°00'00"E 725.06± feet to a computed point; located on the approximate centerline of Libby Creek; thence downstream the following four (4) courses, N28°37'37"W 45.82 feet to a computed point; thence, N58°45'59"W 141.45 feet to a computed point; thence, N00°21'02"E 101.44 feet to a computed point; thence, N23°11'12"E 35.28 feet to a computed point; thence leaving said centerline, N90°00'00"W 50.00± feet to the point of beginning.

The aforescribed Tract 2 contains 3.54 acres more or less and is to become a permanent part of Lot 1 of Upper West Vista per Plat No. 6895 and is subject to and together with all appurtenant easements of record.

## DESCRIPTION OF LOT 2A

A tract of land near Libby, in Lincoln County Montana, lying in the SW 1/4 NW 1/4 of Section 1 of Twp. 29 N., R. 31 W., P.M.M., containing 9.18 acres more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S marking the northeast witness corner to the northeast corner of Lot 1 of Upper West Vista per Plat No. 6895; thence, N90°00'00"W 546.67 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S00°00'00"W 247.44 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N90°00'00"W 384.92 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S00°00'00"E 212.96 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N90°00'00"E 1099.00 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence continuing, N90°00'00"E 75.00± feet to a computed point located on the approximate centerline of Libby Creek; thence downstream the following six (6) courses, N04°30'46"W 111.99 feet to a computed point; thence, N28°37'37"W 45.82 feet to a computed point; thence, N58°45'59"W 141.45 feet to a computed point; thence, N00°21'02"E 101.44 feet to a computed point; thence, N23°11'12"E 35.28 feet to a computed point; thence leaving said centerline, N90°00'00"W 50.00± feet to the point of beginning.

The aforescribed Lot 2A contains 9.18 acres more or less and is subject to and together with all appurtenant easements of record.

## CERTIFICATE OF SURVEYOR

STATE OF MONTANA  
County of Lincoln

I Kenneth E. Davis, do hereby certify that I have performed the survey shown on the attached plat or that such a survey was performed under my direct supervision to my best knowledge and ability; that said survey is true and complete as shown and the monuments found and set occupy the position shown hereon.

Date of Survey: 26<sup>th</sup> day of July, 2008 A.D.

Kenneth E. Davis Registered Land Surveyor No. 4975-S

## TREASURER CERTIFICATION

I hereby certify that all real property taxes and special assessments assessed and levied on the land to be divided have been paid. Dated this 4<sup>th</sup> day of August, 2008.

Sarah J. Hatter, Sutton Treasurer Lincoln County Montana

## CERTIFICATION OF EXAMINING LAND SURVEYOR:

Examined this 14<sup>th</sup> day of July, 2008 A.D.

Ronald A. Pearson Registered Land Surveyor No. 9008LS

STATE OF MONTANA  
COUNTY OF LINCOLN

Filed on this 9<sup>th</sup> day of August, 2008 A.D. at 9:30 O'clock A.M.

Tommy D. Lamm by Joannie Lamm  
County Clerk and Recorder Deputy

PLAT NO. 6895RB Doc 213804

## LEGEND

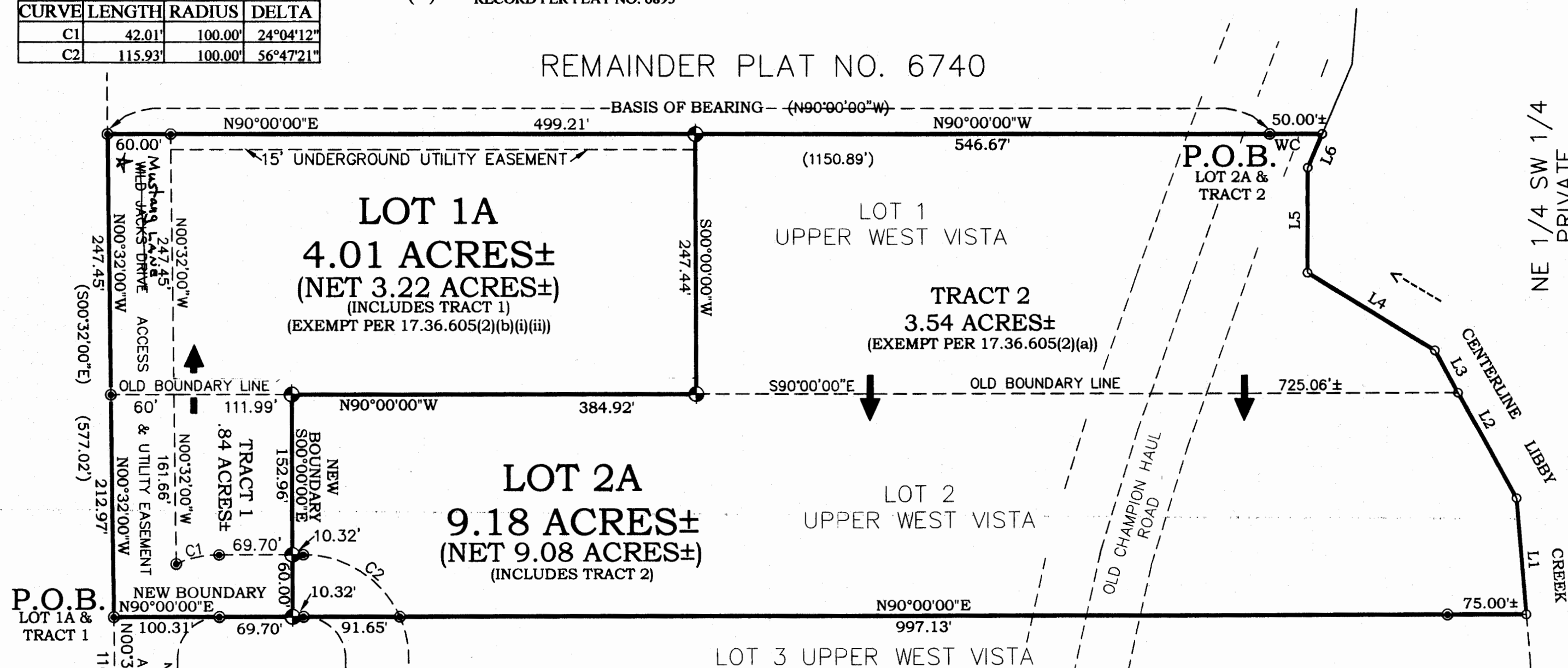
- SET A 5/8 INCH DIA. REBAR WITH A 1 1/4 INCH PLASTIC CAP STAMPED K.E.D. 4975-S
- FOUND 5/8 INCH DIA. REBAR CAPPED K.E.D. 4975-S
- FOUND 3 1/4 BRASS BLM MONUMENTS
- COMPUTED POINTS
- RECORD PER PLAT NO. 6895

LINE TABLE			
LINE	LENGTH	BEARING	
L1	111.99	N04°30'46"W	
L2	115.42	N28°37'37"W	
L3	45.82	N28°37'37"W	
L4	141.45	N58°45'59"W	
L5	101.44	N00°21'02"E	
L6	35.28	N23°11'12"E	

CURVE TABLE			
CURVE	LENGTH	RADIUS	DELTA
C1	42.01'	100.00'	24°04'12"
C2	115.93'	100.00'	56°47'21"

## REMAINDER PLAT NO. 6740



## CERTIFICATE OF ADJUSTMENT/PURPOSE

I, Old West Investment LLC, the undersigned property owner, do hereby certify that the purpose of this survey is to relocate a common boundary between two adjoining lots within a platted subdivision; therefore this survey is exempt from review as a subdivision being completed pursuant to Section 76-3-207(1)(d) M.C.A., which states:  
"for five or fewer lots within a platted subdivision, relocation of common boundaries and aggregation of lots;"

Dated this 26<sup>th</sup> day of July, 2008 A.D.

Robert Hamilton Old West Investments LLC

## NOTE:

The Libby Creek Base Flood Plain Elevations through this portion of property are from 2386'-2394' as shown on FEMA Flood Insurance map 3001572720C.

STATE OF MONTANA  
County of Lincoln

On this 26<sup>th</sup> day of July, 2008 A.D. before me, a Notary Public, in and for the State of Montana, personally appeared Robert Hamilton, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

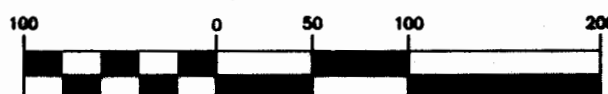
Notary Public

OCT. 8, 2009  
My Commission Expires

## EXEMPTIONS

Tract 2 is exempt from sanitation review by the D.E.Q. pursuant to ARM 17.36.605(2)(a) as a parcel that no existing facilities for water supply, wastewater disposal, or solid waste disposal, if no new facilities will be constructed on the parcel. Furthermore, Lot 1A is exempt from sanitation review by the D.E.Q. pursuant to ARM 17.36.605(2)(b)(i)(ii) as a parcel that has no existing facilities for water supply, wastewater disposal, or solid waste disposal other than those that were approved by the reviewing authority under Title 76, chapter 4, part 1 M.C.A. or that were exempt from such review because no new facilities will be constructed on the parcel and the division of land will not cause approved facilities to violate any conditions of approval, and will not cause exempt facilities to violate any conditions of exemption.

Graphic Scale:



1 inch = 100 ft.

Davis Surveying Inc.

TROY MONTANA, (406)295-5441

DATE: 07/18/07

DRAWN BY: CTR

FILE: T2931S1,11,12.dwg

\* Rd Name Change  
Per Planning  
10-31-2008

Notary - P.F. #9782 Doc 213805



**RIGHT OF WAY EASEMENT IN THE NW 1/4,  
Section 24, T33N R26W  
P.M., Lincoln County, Montana**

OWNER: UNITED STATES FOREST SERVICE  
KOOTENAI NATIONAL FOREST  
PURPOSE: ROAD EASEMENT FROM USDA FOREST SERVICE  
DATE: MAY 16, 1995

**ROAD EASEMENT LEGAL DESCRIPTION**

A 30 FOOT PRIVATE ROAD EASEMENT IN THE NORTHWEST 1/4, SECTION 24, TOWNSHIP 33 NORTH, RANGE 26 WEST, P.M., LINCOLN COUNTY, MONTANA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SECTION 24; THENCE ALONG THE WEST LINE OF THE NORTHWEST 1/4 SOUTH 0°04'58" EAST 510.04 FEET TO THE POINT OF BEGINNING, AND THE CENTERLINE POINT OF EASEMENT 30 FEET WIDE (15 FEET EACH SIDE OF CENTERLINE); THENCE NORTH 87°10'17" EAST 85.10 FEET TO THE BEGINNING OF A 94.45 FOOT RADIUS CURVE TO THE RIGHT; THENCE SOUTHEASTERLY ALONG THE CURVE THRU A CENTRAL ANGLE OF 75°16'52" 124.10 FEET; THENCE SOUTH 17°32'52" EAST 518.99 FEET TO THE BEGINNING OF A 185.00 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHEASTERLY ALONG THE CURVE THRU A CENTRAL ANGLE OF 71°23'04" 230.48 FEET; THENCE SOUTH 88°55'55" EAST 131 FEET MORE OR LESS TO THE WEST LINE OF THE EXISTING U.S. FOREST SERVICE ROAD RIGHT OF WAY. AREA OF EASEMENT-0.750 ACRES MORE OR LESS

**PURPOSE OF SURVEY**

THE PURPOSE OF THIS SURVEY IS TO CREATE A RIGHT OF WAY EASEMENT, AND NO DIVISION OF LAND IS HEREBY CREATED; THENCE THIS SURVEY IS EXEMPT FROM REVIEW, BEING COMPLETED PURSUANT TO SECTION 76-3-404, MCA.

DAWN MARQUARDT  
REGISTRATION NO. 7328-S

**APPROVED FOR RIGHT-OF-WAY PURPOSES**

*[Signature]*  
FOREST ENGINEER  
DATE: 6/14/95

**FOREST SUPERVISOR'S CERTIFICATE:**

I HEREBY CERTIFY THAT THE SURVEY SHOWN HEREON WAS CONDUCTED FOR THE PURPOSE OF NATIONAL FOREST MANAGEMENT AND IN ACCORDANCE WITH THE POLICIES SET FORTH IN FMS 7152.

FOREST SUPERVISOR: *[Signature]*  
DATE: 7/16/95

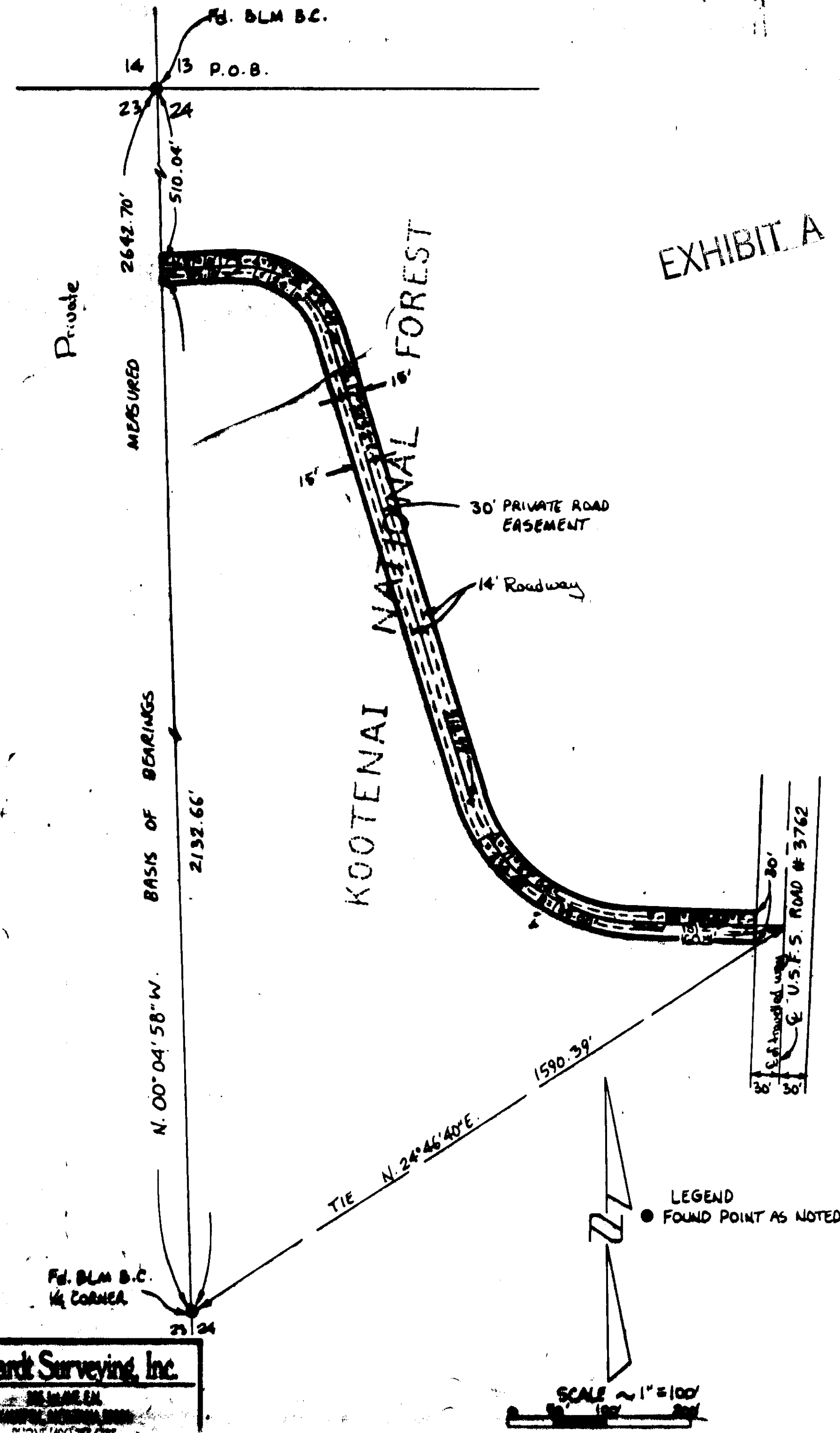
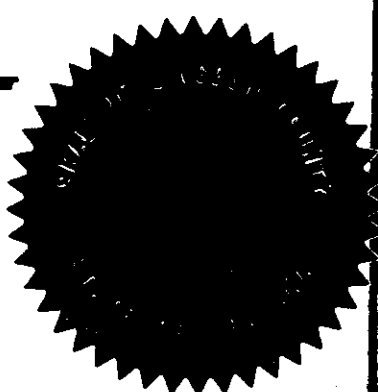
STATE OF MONTANA  
COUNTY OF LINCOLN

FILED ON THE 27<sup>th</sup> DAY OF June, 1995, A.D., AT 9:00 O'CLOCK A.M.

*[Signature]*  
COUNTY CLERK AND RECORDER

BY *[Signature]*  
DEPUTY

STATE OF MONTANA  
County of Lincoln  
I hereby certify that the instrument to which this certificate is affixed is a true and correct copy of the original on file in my office.  
Witness my hand and seal of Lincoln County  
this 11<sup>th</sup> day of May 1995  
Coral M. Cummings, Clerk and Recorder  
*[Signature]*  
S. P.



Marquardt Surveying, Inc.  
SHEILA MARQUARDT  
REGISTERED SURVEYOR  
MONTANA 733,615

DE PLAT

5356

See P.F. #5356-A



LINCOLN COUNTY, MONTANA  
**PLAT OF:  
UPPER WEST VISTA**  
(Amended Lot 1 of Libby Creek Estates Plat No. 6740)  
In the W 1/2 of Section 1, Twp. 29 N., R. 31 W., P.M.M.  
For: Old West Investment L.L.C. Date: July 2007  
TOTAL ACREAGE: 20.01 ACRES±

**CERTIFICATE OF DEDICATION**

I, Old West Investment L.L.C., the undersigned property owner, do hereby certify that I have caused to be surveyed, subdivided and platted in to lots and streets as shown by the Plat hereto annexed, the following described land near Libby in Lincoln County Montana to wit:

**DESCRIPTION OF UPPER WEST VISTA**

A tract of land near Libby, in Lincoln County Montana, lying in the W 1/2 of Section 1 of Twp. 29 N., R. 31 W., P.M.M. containing Lots 1 through 3 and a Common Area for a total acreage of 20.01 acres more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S which marks the northwest corner of Lot 1 of Libby Creek Estates per Plat No. 6740 and located on the west line of Section 1, Twp. 29 N., R. 31 W., P.M.M.; thence, S00°32'00"E 247.45 feet along said west section line, to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence continuing, S00°32'00"E 212.97 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence continuing, S00°32'00"W 116.60 feet to a 3 1/4 inch dia. brass BLM cap marking the W 1/4 of said Section 1; thence, S00°35'02"E 106.67 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S90°00'00"E 60.00 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence continuing, S90°00'00"E 1223.00 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence continuing, S90°00'00"E 30.87 feet to a computed point located on the west line of the NE 1/4 SW 1/4 of said Section 1; thence, N00°25'20"W 112.44 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S which marks the C-W 1/16th of said Section 1; thence, N89°44'53"E 33.77± feet to a computed point located on the centerline of Libby Creek; thence downstream the following eight (8) courses, N01°02'24"W 63.52 feet to a computed point; thence, N04°30'46"W 47.30 feet to a computed point; thence, N04°30'46"W 111.99 feet to a computed point; thence, N28°37'37"W 115.42 feet to a computed point; thence, N28°37'37"W 45.82 feet to a computed point; thence, N58°45'59"W 141.45 feet to a computed point; thence, N00°21'02"E 101.44 feet to a computed point; thence, N23°11'12"E 35.28 feet to a computed point; thence leaving said centerline, N90°00'00"W 50.00± feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence continuing, N90°00'00"W 1045.88 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence continuing, N90°00'00"W 60.00 feet to the point of beginning.

The aforescribed Upper West Vista contains Lots 1 through 3 and a Common Area for a total acreage of 20.01 acres more or less and is subject to and together with all appurtenant easements of record.

The above described tract of land is to be known and designated as, Upper West Vista, Lincoln County, Montana.

Dated this 10<sup>TH</sup> day of APRIL, 2008 A.D.

Robert L. Hamilton MEMBER  
Old West Investment L.L.C. Title

STATE OF MONTANA  
County of Lincoln

On this 10 day of April, 2008 A.D. before me, a Notary Public in and for the State of Montana, Robert L. Hamilton personally appeared known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

M. Christopher Stephens June 1, 2011  
Notary Public My Commission Expires

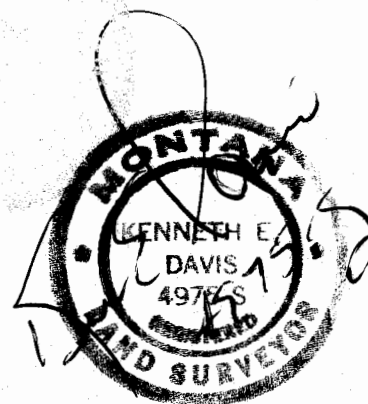
**Davis Surveying Inc.**

TROY MONTANA, (406)295-5441

DATE: 07/16/07

DRAWN BY: CJR

FILE: T2931S1,11,12.dwg



**CERTIFICATE OF SURVEYOR**

STATE OF MONTANA  
County of Lincoln

I Kenneth E. Davis, do hereby certify that a survey was made of Upper West Vista, a major subdivision, during the month of July 2007, in accordance with the provisions of Sections 76-3-201 through 76-3-625 M.C.A.; that the annexed plat is in accordance with such a survey, that the streets and dimensions of the lots are as shown hereon; and that the said platted area was laid out on the ground according to law.

Dated this 15<sup>TH</sup> day of April, 2008 A.D.

Kenneth E. Davis Registered Land Surveyor No. 4975-S

**LEGAL AND PHYSICAL ACCESS**

I hereby certify that legal and physical access to all lots within this subdivision is provided by Upper West Vista Drive  
the driving surface is approximately 24 feet wide.

Kenneth E. Davis Registered Land Surveyor No. 4975-S

**TREASURER CERTIFICATION**

I hereby certify that all real property taxes and special assessments assessed and levied on the land to be divided have been paid. Dated this 23<sup>RD</sup> day of April, 2008 A.D.

Nancy Trotter Sutton  
Treasurer Lincoln County Montana

**COUNTY CERTIFICATE OF FINAL PLAT APPROVAL**

The County Commission of Lincoln County, Montana does hereby certify that it has examined this subdivision plat and having found the same to conform to law, approves it, and hereby accepts the dedication to public use of and all lands shown on this plat as being dedicated to such use, this 27<sup>TH</sup> day of April, 2008, A.D.

(Signatures of Commissioner)

ATTEST: \_\_\_\_\_  
(Signature of Clerk and Recorder)

Beta Whitson

**CERTIFICATION OF EXAMINING LAND SURVEYOR:**

Examined this 16 day of April, 2008 A.D.

Ronald A. Pearson Registered Land Surveyor No. 9908LS

STATE OF MONTANA  
COUNTY OF LINCOLN

Filed on this 17<sup>TH</sup> day of May, 2008 A.D. at 10:25 O'clock AM.

Timothy D. Lauer by Germaine Lauer  
County Clerk and Recorder Deputy