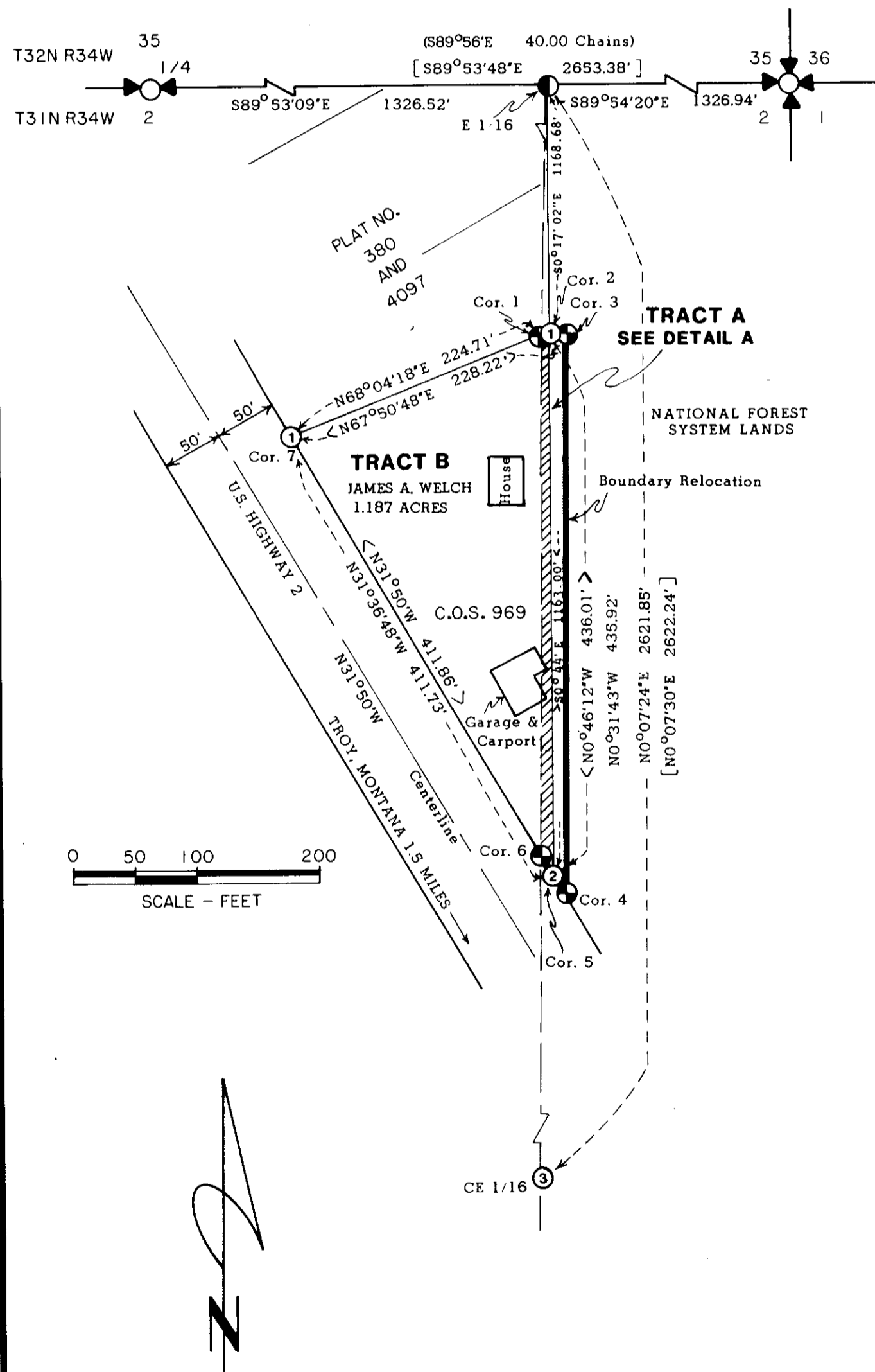


CERTIFICATE OF SURVEY

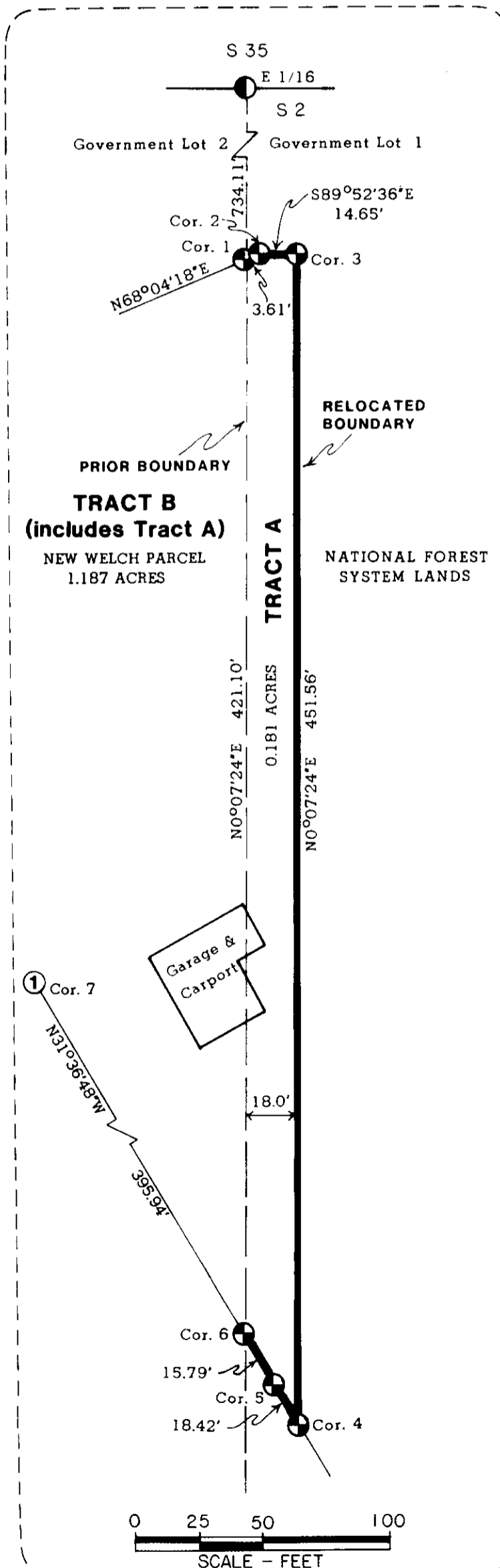
RETRACEMENT AND RELOCATION OF COMMON BOUNDARIES IN LOT 5 OF PLAT NO. 380, GOVERNMENT LOTS 1 AND 2 SECTION 2, T.31N., R.34W., P.M.M. KOOTENAI NATIONAL FOREST LINCOLN COUNTY, MONTANA JANUARY 1988

Legend

- Found a 2-1/2" diameter brass cap set in concrete by JWN 534-ES, 1964. Remonumented from original evidence. Refer to Corner Recordation.
 - Found a 3-1/4" diameter brass capped monument, remonumented from original evidence by the BLM, 1967. Refer to Corner Recordation by T. Hill 5612-S.
 - Found an unmarked 5/8" rebar set by JHN 4661-S in 1983, remonumented this survey with a 3/4" by 30" aluminum rod with a 3-1/4" diameter aluminum cap. Refer to Corner Recordation.
 - Found a 5/8" rebar with yellow plastic cap marked JHN 4661-S, as per COS No. 969.
 - Found a 1/2" diameter steel rod with a yellow plastic cap marked JHN 4661-S, as per Plat No. 380 and COS No. 969.
 - Found a 3/4" diameter aluminum rod with a 3-1/4" diameter aluminum cap marked by 5612-S. Refer to Corner Recordation.
 - Corner monument set this survey, a 3/4" diameter aluminum rod with a 3-1/4" diameter aluminum cap.
- [] Record - COS No. 1105, T. Hill 5612-S, October 1982.
 - < > Record - COS No. 969, JHN 4661-S, May 1981.
 - () Record - GLO
 - > < Record - Plat No. 380, JWN 534-ES, May 1956.
- Ninneman survey line - Plat No. 380
 - Relocated Boundary
 - Subdivisional Line and Prior Boundary
 - /////// Encroachment Area (0.057 Acres)



DETAIL A



Forest Supervisor's Certificate

This Survey was made at my request for National Forest management purposes.

James F. Rathbun, Forest Supervisor

Purpose of Survey

The purpose of this survey is to relocate common boundaries between private lands and National Forest Systems Lands pursuant to Section 76-3-207 (1)(A), M.C.A. and the Small Tracts Act, January 12, 1983. (P.L. 97-465, 96 Stat. 2535).

Basis of Bearing

The basis of bearing is a solar observation as per Certificate of Survey No. 1105, filed by T.C. Hill, 5612-S.

History of Surveys

- June 1903 - Original Subdivisions by Allen B. Benedict
- May 1956 - Plat No. 369 by Robert F. Burdick 649-S
- May 1956 - Plat No. 380 by J. W. Ninneman 534-ES
- June 1964 - Corner Recordation for Sections 1 and 2 by J. W. Ninneman 534-ES
- August 1972 - J. A. Welch Deed, Book 18, page 798.
- May 1981 - Certificate of Survey No. 969 by J. H. Ninneman 4661-S
- October 1982 - Certificate of Survey No. 1105 by T. C. Hill 5612-S
- April 1983 - Corner Recordation for E1/16 by J. H. Ninneman 4661-S
- January 1984 - Plat No. 4097 by M. D. Lauteren 4232-S
- August 1986 - Certificate of Survey No. 1493 by S. R. Smith 4740-S

Surveyor's Notes

No records have been found that the 1/16th subdivisional line was established for the East boundary of Plat No. 380, thus creating an overlap and building encroachments. The corner positions, shown as Corners 2 and 5 of Tract "A", established by J. W. Ninneman and J. H. Ninneman, were remonumented to USFS standards this survey. I accepted the monumented position of the E1/16 as set by J. H. Ninneman in 1983, as it falls within acceptable positional error. The position as shown by T. C. Hill and S. R. Smith on Certificates of Survey Nos. 1105 and 1493 was a calculated position only. All deeds, plats, certificates of survey and corner recordations are filed with the Clerk and Recorder, Lincoln County Courthouse, Libby, Montana.

Certificate

I hereby certify that I am a registered land surveyor in the State of Montana, that the survey shown on this Certificate has been prepared in accordance with the Montana Code Annotated (Sections 76-3-101 through 76-3-614) and the Lincoln County regulations adopted pursuant thereto.

Alvah F. Hughes 7322LS March 2, 1988
Alvah F. Hughes, Montana Registration No. 7322LS



Certificate of Examining Land Surveyor

Approved this 1st day of March 1988 A.D.

Bill Buckhoff
Examining Land Surveyor, Registration No. _____

Approved *Joel Williams*
Chairman, Lincoln County Commissioners

Certificate of Clerk and Recorder

State of Montana, County of Lincoln, filed this 9th day of March 1988 A.D. at 3:20 o'clock P.M.

Janet B. J. Siegel by *Sherry L. Hawks*
County Clerk Recorder Deputy

S.T.A. MT-0067

Sheet 1 of 2

Certificate of Survey Number 1639

**CERTIFICATE OF SURVEY
RETRACEMENT AND RELOCATION
OF COMMON BOUNDARIES
IN LOT 5 OF PLAT NO. 380,
GOVERNMENT LOTS 1 AND 2
SECTION 2, T.31N., R.34W., P.M.M.
KOOTENAI NATIONAL FOREST
LINCOLN COUNTY, MONTANA
JANUARY 1988**

Legal Description Tract A

A tract of land lying in Government Lot 1, Section 2; Township 31 North, Range 34 West, Principal Meridian, Montana, in the county of Lincoln, State of Montana, according to the official General Land Office Township Plat approved April 22, 1905 on file with the U. S. Forest Service, more particularly described as follows: Commencing at the East 1/16 corner, on the north line of said section 2, an aluminum capped monument; thence along the 1/16th subdivisional line which bears S0°07'24"W, a distance of 734.11 feet, to Corner 1 Tract "A", an aluminum capped monument, marked Cor. 1 TR-"A" STA-MT-0067, 7322-S 1987, and the True Point of Beginning; thence N68°04'18"E, a distance of 3.61 feet to Corner 2 Tract "A", an aluminum capped monument, marked Cor. 2 TR-"A" STA-MT-0067, 7322-S 1987; thence on a line which is perpendicular to the 1/16th subdivisional line and which bears S89°52'36"E, a distance of 14.65 feet, to Corner 3 Tract "A", an aluminum capped monument, marked Cor. 3 TR-"A" STA-MT-0067, 7322-S 1987; thence on a line which is parallel with the 1/16th subdivisional line which bears S0°07'24"W, a distance of 451.56 feet to Corner 4 Tract "A", an aluminum capped monument, marked Cor. 4 TR-"A" STA-MT-0067, 7322-S 1987, which is on the northerly right-of-way limit of U.S. Highway 2; thence along said Highway 2 right of way limit which bears N31°36'48"W, a distance of 18.42 feet, to Corner 5 Tract "A", an aluminum capped monument, marked Cor. 5 TR-"A" STA-MT-0067, 7322-S 1987; thence continuing along said right of way limit which bears N31°36'48"W, a distance of 15.79 feet to Corner 6 Tract "A", an aluminum capped monument, marked Cor. 6 TR-"A" STA-MT-0067, 7322-S 1987; thence along the 1/16th subdivisional line between Government Lots 1 and 2, according to said Township plat, which bears N0°07'24"E, a distance of 421.10 feet, to Corner 1 Tract "A", as described and the True Point of Beginning, and containing 0.181 acres.

Legal Description Tract B

A Tract of land, which includes Tract "A", lying in Government Lots 1 and 2, Section 2, Township 31 North, Range 34 West, Principal Meridian, Montana, in the County of Lincoln, State of Montana, more particularly described as: Commencing at the East 1/16 corner, on the north line of said section 2, an aluminum capped monument; thence along the 1/16th subdivisional line which bears S0°07'24"W, a distance of 734.11 feet, to Corner 1 Tract "A", an aluminum capped monument, marked Cor. 1 TR-"A" STA-MT-0067, 7322-S 1987, and the True Point of Beginning; thence N68°04'18"E, a distance of 3.61 feet to Corner 2 Tract "A", an aluminum capped monument, marked Cor. 2 TR-"A" STA-MT-0067, 7322-S 1987; thence on a line which is perpendicular to the 1/16th subdivisional line and which bears S89°52'36"E, a distance of 14.65 feet, to Corner 3 Tract "A", an aluminum capped monument, marked Cor. 3 TR-"A" STA-MT-0067, 7322-S 1987; thence on a line which is parallel with the 1/16th subdivisional line which bears S0°07'24"W, a distance of 451.56 feet to Corner 4 Tract "A", an aluminum capped monument, marked Cor. 4 TR-"A" STA-MT-0067, 7322-S 1987, which is on the northerly right-of-way limit of U.S. Highway 2; thence along said Highway 2 right-of-way limit which bears N31°36'48"W, a distance of 18.42 feet, to Corner 5 Tract "A", an aluminum capped monument, marked Cor. 5 TR-"A" STA-MT-0067, 7322-S 1987; thence continuing along said right-of-way limit which bears N31°36'48"W, a distance of 15.79 feet to Corner 6 Tract "A", an aluminum capped monument, marked Cor. 6 TR-"A" STA-MT-0067, 7322-S 1987; thence continuing along said right-of-way limit which bears N31°36'48"W, a distance of 395.94 to Corner 7 Tract "B", a 5/8 inch rebar with a plastic cap marked JHN 4661-S; thence along a line lying between Parcel "A" and Parcel "B" as per Plat No. 4097, which bears N68°04'18"E, a distance of 224.71 feet to Corner 1 Tract "A", as described, and the True Point of Beginning, and containing 1.187 acres.

Treasurer's Certification

I hereby certify that no real property taxes assessed and levied on the land to be divided as described above are delinquent. **NOT REQUIRED**

Dated this _____ day of _____, 1988.

TAX EXEMPT

Treasurer, Lincoln County, Montana

Certificates

We hereby certify that the purpose of this division of land is to relocate a common boundary line between adjoining properties outside a platted subdivision and that no additional parcels are hereby created. Therefore, this division of land is exempt from review as a subdivision pursuant to section 76-3-207(1)(a), MCA. We further certify that the purpose of this division is to correct errors in construction where a building encroached on the neighboring property due to an erroneous survey. Therefore, this division is exempt from review by the Department of Health and Environmental Sciences pursuant to ARM 16.16.605(2)(b). The relocation of common boundaries is pursuant to Sale S.T.A., MT-0067 under the authority of the Small Tracts Act, P.L. 97-465, 96 Stat 2535, January 12, 1983.

James A. Welch 3/9/88 Dorothy R. Welch 3/9/88
James A. Welch Date Dorothy R. Welch Date

State of: Montana)
County of: Lincoln) ss.

On this 9th day of March, 1988, before me, a Notary Public in and for the State of Montana, personally appeared James A. Welch and Dorothy R. Welch, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

In witness thereof, I have hereunto set my hand and affixed my official seal the day and year first above written.

Sharlene M. LaRance
Notary Public for the State of Montana

Residing in Libby, Montana.

(Seal)

My Commission expires 9-23-90

I hereby certify that the purpose of this division of land is to relocate a common boundary line between adjoining properties outside a platted subdivision and that no additional parcels are hereby created. Therefore, this division of land is exempt from review as a subdivision pursuant to section 76-3-207(1)(a), MCA. I further certify that the purpose of this division is to correct errors in construction where a building encroached on the neighboring property due to an erroneous survey. Therefore, this division is exempt from review by the Department of Health and Environmental Sciences pursuant to ARM 16.16.605(2)(b). The relocation of common boundaries is pursuant to Sale S.T.A., MT-0067 under the authority of the Small Tracts Act, P.L. 97-465, 96 Stat 2535, January 12, 1983.

James F. Rathbun 3/16/88
James F. Rathbun Date
Forest Supervisor

State of: Montana)
County of: Lincoln) ss.

On this 2nd day of March, 1988, before me, a Notary Public in and for the State of Montana, personally appeared James F. Rathbun, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

In witness thereof, I have hereunto set my hand and affixed my official seal the day and year first above written.

Sharlene M. LaRance
Notary Public for the State of Montana

Residing in Libby, Montana.

(Seal)

My Commission expires 9-23-90

S.T.A. MT-0067

Sheet 2 of 2

Certificate of Survey Number 1639