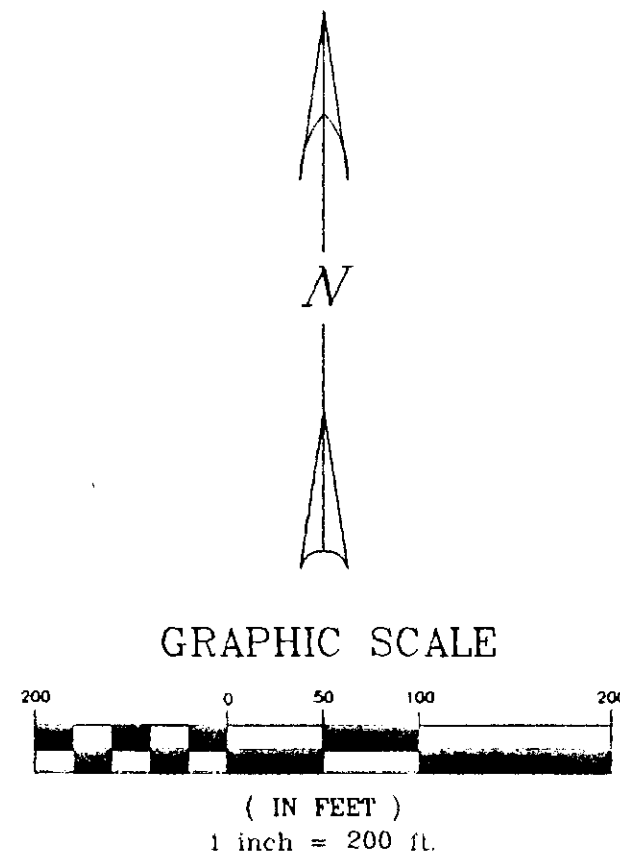
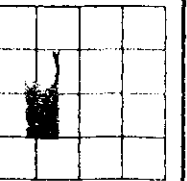


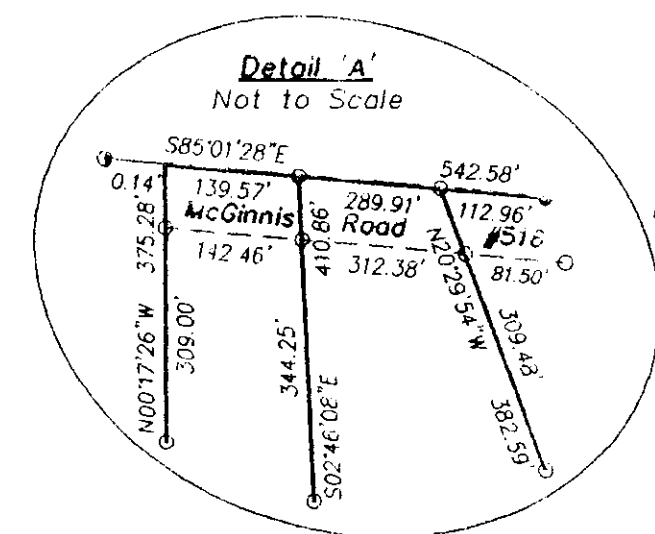
CERTIFICATE OF SURVEY

SE 1/4 of the NW 1/4, SW 1/4 of the NW 1/4, NE 1/4 of the SW 1/4,
and NW 1/4 of the SW 1/4, Section 33, T26N R28W, P.M.,M.
LINCOLN COUNTY, MONTANA

Owners: Michael P. Kincella and Laura L. Kincella
Purpose: Parcel 1: Creation of Tract for Highway Purposes
Parcel 2: Remainder (Exempt, see 44 Op AC No. 25)
Parcel 3: Remainder (Exempt, see 44 Op AC No. 25)
Date of Survey: April 16, 1999

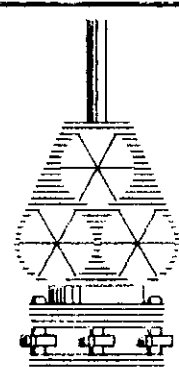


SEE SHEET 2 FOR SECTION SUBDIVISION.

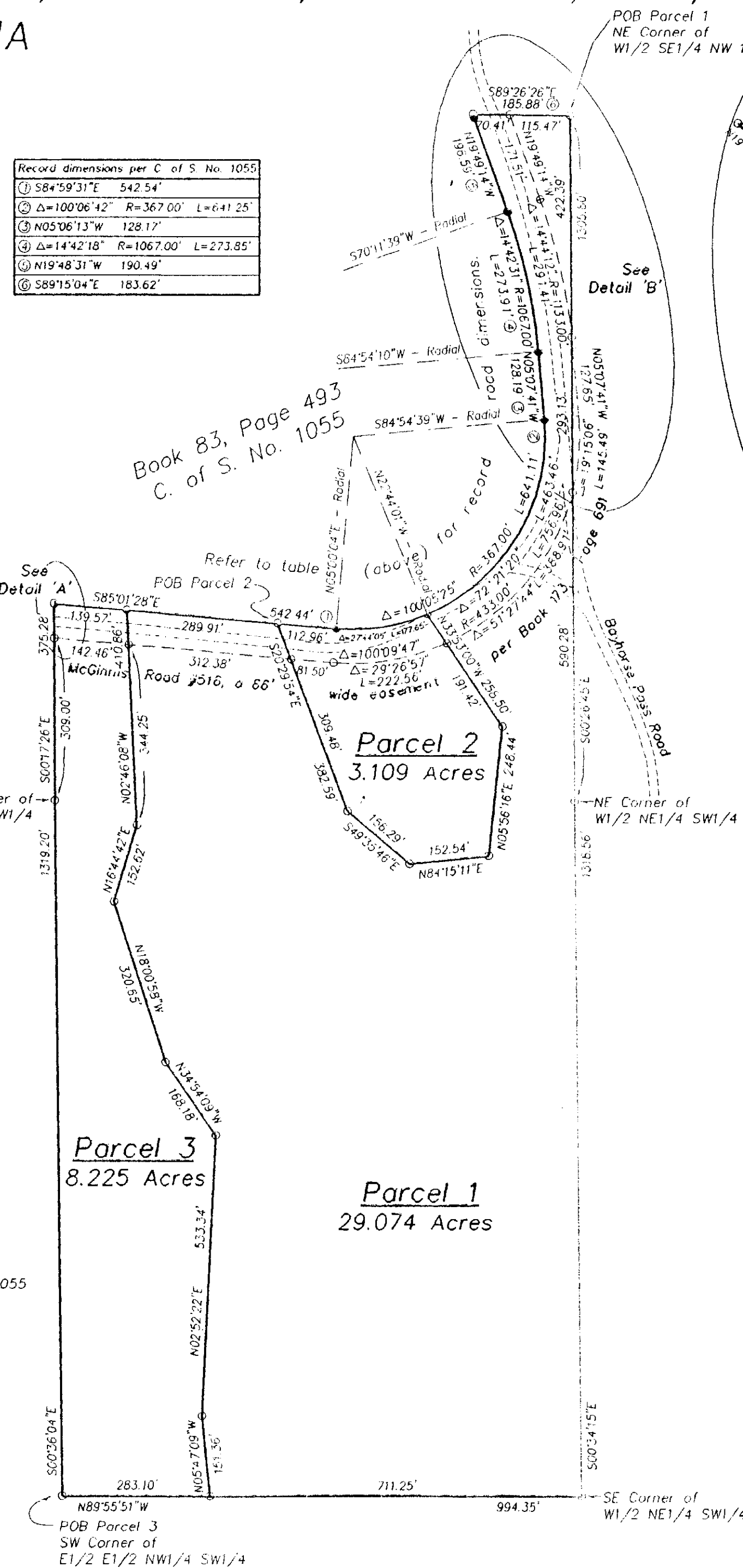


LEGEND

- Found 5/8" rebar with yellow plastic cap marked "MARQUARDT 2989ES"
- Found 5/8" rebar, no cap
- Set 5/8" x 24" rebar with yellow plastic cap marked "SMITH 4740S"
- Ⓢ Refer to table of record dimensions per C. of S. No. 1055
- McGinnis Road #516, Easement Right of Way Line
- Edge of Travelled Way



SMITH SURVEYING
1131 South Main
P.O. Box 7323
Kalispell, MT 59903
(406) 257-4323



Parcel 2

Those portions of the West 1/2 of the Southeast 1/4 of the Northwest 1/4 and the West 1/2 of the Northeast 1/4 of the Southwest 1/4, all of Section 33, Township 26 North, Range 28 West, Principal Meridian, Lincoln County, Montana, described as follows:
COMMENCING at the southwest corner of the East 1/2 of the East 1/2 of the Southwest 1/4 of the Northwest 1/4 of Section 33, Township 26 North, Range 28 West, Principal Meridian, Lincoln County, Montana, thence along the west line of said aliquot part, North 00°17'26" West 375.28 feet to the southwest corner of that parcel described in Book 83, Page 493, and as shown on Certificate of Survey No. 1055, Records of Lincoln County, Montana; thence along the southerly boundary of said parcel, South 85°01'28" East 429.48 feet to the POINT OF BEGINNING of the parcel being described; thence leaving said southerly boundary of said parcel, South 20°29'54" East 382.59 feet; thence South 49°35'46" East 156.29 feet; thence North 84°15'11" East 152.54 feet; thence North 05°56'16" East 248.44 feet; thence North 33°53'00" West 258.50 feet to the southerly boundary of that parcel described in Book 83, Page 493, and as shown on Certificate of Survey No. 1055, Records of Lincoln County, Montana, said point being on a 367.00 foot radius non-tangent curve, concave northerly, having a radial bearing of North 22°44'01" West, thence westerly along said southerly boundary of said parcel and along said curve, through a central angle of 27°44'05", an arc length of 177.65 feet; thence continuing along said southerly boundary, North 85°01'28" West 112.96 feet to the point of beginning, containing 3.109 acres of land.
SUBJECT TO AND TOGETHER WITH McGinnis Road #516, a 66 foot wide easement, per Book 173, Page 691, Records of Lincoln County, Montana.
SUBJECT TO a General Right of Way Easement, exact location not described, to The Anaconda Company, as disclosed in Book 113, Page 308, Records of Lincoln County, Montana.
SUBJECT TO a General Right of Way Easement, exact location not described, to the St. Regis Paper Company, as disclosed in Book 4, Page 509, Records of Lincoln County, Montana. [Easement description reads in error.]
SUBJECT TO an Underground Easement, exact location not described, to Flathead Electric Cooperative, Inc., as disclosed in Book 20, Page 270, Records of Lincoln County, Montana. [Easement description reads in error.]
SUBJECT TO a Right of Way Easement, exact location not described, to General Telephone Company of the Northwest, Inc., as disclosed in Book 21, Page 660, Records of Lincoln County, Montana.
SUBJECT TO a Forest Road and Trail Act Cost-Share Easement, to Burlington Northern Railroad Company, as disclosed in Book 131, Page 495, Records of Lincoln County, Montana. Said easement includes right to use "McGinnis - Bayhorse Road No. 7150".
SUBJECT TO a Right of Way Easement, exact location not described, to Flathead Electric Cooperative, Inc., as disclosed in Book 254, Page 136, Records of Lincoln County, Montana.
ALL AS SHOWN on the attached Certificate of Survey, which is herewith incorporated in and made a part of this legal description.

Parcel 3

Those portions of the East 1/2 of the East 1/2 of the Southwest 1/4 of the Northwest 1/4 and the East 1/2 of the East 1/2 of the Northwest 1/4 of the Southwest 1/4, all of Section 33, Township 26 North, Range 28 West, Principal Meridian, Lincoln County, Montana, described as follows:
BEGINNING at the southwest corner of the East 1/2 of the East 1/2 of the Northwest 1/4 of the Southwest 1/4 of Section 33, Township 26 North, Range 28 West, Principal Meridian, Lincoln County, Montana; thence along the south line of said aliquot part, South 89°55'51" East 283.10 feet; thence leaving said south line, North 05°47'09" West 151.36 feet; thence North 02°52'22" East 533.34 feet; thence North 34°54'09" West 168.18 feet; thence North 18°00'58" West 320.65 feet; thence North 16°44'42" East 152.62 feet; thence North 02°46'08" West 410.86 feet to the southerly boundary of that parcel described in Book 83, Page 493, and as shown on Certificate of Survey No. 1055, Records of Lincoln County, Montana; thence along said southerly boundary, North 85°01'28" West 139.57 feet to the west line of the East 1/2 of the Southwest 1/4 of the Northwest 1/4 of said Section 33, thence leaving said southerly boundary and along said west line of said aliquot part, South 00°17'26" East 375.28 feet to the northwest corner of the East 1/2 of the East 1/2 of the Northwest 1/4 of the Southwest 1/4 of said Section 33, thence along the west line of said aliquot part, South 00°36'04" East 1319.20 feet to the point of beginning, containing 8.225 acres of land.
SUBJECT TO AND TOGETHER WITH McGinnis Road #516, a 66 foot wide easement, per Book 173, Page 691, Records of Lincoln County, Montana.
SUBJECT TO a General Right of Way Easement, exact location not described, to The Anaconda Company, as disclosed in Book 113, Page 308, Records of Lincoln County, Montana.
SUBJECT TO a General Right of Way Easement, exact location not described, to the St. Regis Paper Company, as disclosed in Book 4, Page 509, Records of Lincoln County, Montana. Said easement includes right to use "Bayhorse Pass Road".
SUBJECT TO an Underground Easement, exact location not described, to Flathead Electric Cooperative, Inc., as disclosed in Book 20, Page 270, Records of Lincoln County, Montana. [Easement description reads in error.]
SUBJECT TO a Right of Way Easement, exact location not described, to General Telephone Company of the Northwest, Inc., as disclosed in Book 21, Page 660, Records of Lincoln County, Montana.
SUBJECT TO a Forest Road and Trail Act Cost-Share Easement, to Burlington Northern Railroad Company, as disclosed in Book 131, Page 495, Records of Lincoln County, Montana. Said easement includes right to use "McGinnis - Bayhorse Road No. 7150".
SUBJECT TO a Right of Way Easement, exact location not described, to Flathead Electric Cooperative, Inc., as disclosed in Book 254, Page 136, Records of Lincoln County, Montana.
ALL AS SHOWN on the attached Certificate of Survey, which is herewith incorporated in and made a part of this legal description.

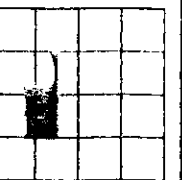
SHEET 1 OF 2 CERTIFICATE OF SURVEY NO. 2798

Doc# 139743

CERTIFICATE OF SURVEY

SE 1/4 of the NW 1/4, SW 1/4 of the NW 1/4, NE 1/4 of the SW 1/4,
and NW 1/4 of the SW 1/4, Section 33, T26N R28W, P.M.,M.
LINCOLN COUNTY, MONTANA

Owners: Michael P. Kincella and Laura L. Kincella
Purpose: Parcel 1: Creation of Tract for Highway Purposes
Parcel 2: Remainder (Exempt, see 44 Op AG No. 25)
Parcel 3: Remainder (Exempt, see 44 Op AG No. 25)
Date of Survey: April 16, 1999



OWNER CERTIFICATION

Parcel 1
We certify that Parcel 1, as shown hereon, is exempt from review as a subdivision pursuant to Section 76-3-201 (1)(a), M.C.A., to wit:

"[Parcel 1] is created by order of any court of record in this state or by operation of the law or that, in the absence of agreement between the parties to the sale, could be created by an order of any court in this state pursuant to the law of eminent domain, Title 70, chapter 30"

Parcels 2 and 3

We certify that Parcels 2 and 3, as shown hereon, were created as remainder parcels by a land acquisition for state highway purposes, pursuant to 76-3-209, M.C.A.; therefore this survey is exempt from review as a subdivision.

We also certify that Parcels 2 and 3, as shown hereon, are exempt from review by the Montana State Department of Health and Environmental Sciences, pursuant to 17.36.605(1)(a), A.R.M., to wit:

"divisions created by order of any court of record in this state or by operation of law, or divisions which, in the absence of agreement between the parties to the sale, could be created by an order of any court in this state pursuant to the law of eminent domain (Title 70, chapter 30, parts 1, 2 and 3, MCA)"

Dated May 5, 1999

Michael P. Kincella
Michael P. Kincella
Laura L. Kincella By
Laura L. Kincella
Michael P. Kincella P.O.A.

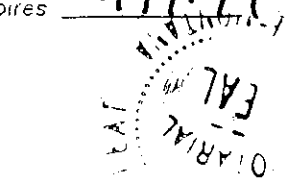
STATE OF MT
COUNTY OF Lincoln } SS.

On this 5 day of May, 1999, before me, the undersigned, a Notary Public for the State of Montana, personally appeared the abovesigned, Michael P. Kincella and Laura L. Kincella, known to me to be the persons whose names are subscribed to the foregoing instrument 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.

* Michael P. Kincella as an individual AND AS POWER OF Attorney for Laura L. Kincella

Sharon M. Willard
Notary Public for the State of MT
Residing at Libby
My commission expires 9-17-99



CERTIFICATE OF SURVEYOR

S. R. Smith
S. R. SMITH
MONTANA REGISTRATION NO. 4740S

APPROVED: 4-28, 1999
Burt B. Burt
EXAMINING LAND SURVEYOR

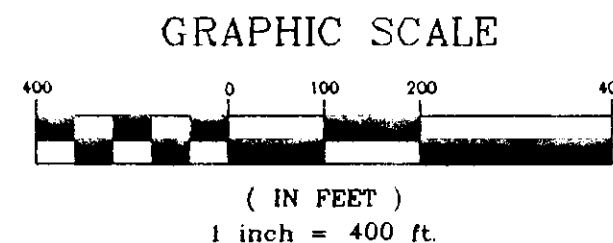
APPROVED: 5/5, 1999
Marianne B. Burt
CHAIRMAN, COUNTY COMMISSIONERS

STATE OF MONTANA)
COUNTY OF LINCOLN)

FILED ON THE 5th DAY OF May, 1999 AD. 2:35 O'CLOCK P.M.
Cory M. Summers COUNTY CLERK AND RECORDER BY Jamie Danner DEPUTY

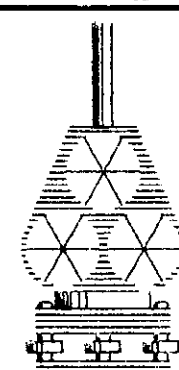
INSTRUMENT REC. NO. 139743

SHEET 2 OF 2 CERTIFICATE OF SURVEY NO. 2798



NOTE: Basis of Bearings per GLO

- LEGEND
- Found Section Controlling Corner as noted
 - Center 1/4 Section Corner - Set MDT Aluminum Monument
 - (Rec #1) Record information per GLO Book 4287
 - (Rec #2) Record information per GLO Book 4296



SMITH SURVEYING
1131 South Main
P.O. Box 7323
Kalispell, MT 59903
(406) 257-4323