

CERTIFICATE OF SURVEY

"RELOCATION OF COMMON BOUNDARIES LINES"

LOTS 29 AND 30 OF THE UNRECORDED CRYSTAL LAKES SUBDIVISION PLAT
IN GOV'T LOT 5, SECTION 24, T.27N., R.28W., P.M.,MT.

LINCOLN COUNTY, MONTANA

FOR: JAMES LUSCHER DATE: SEPTEMBER 2002

PURPOSE OF SURVEY AND EXEMPTION CERTIFICATION

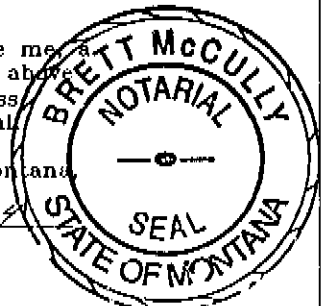
We, James R. Luscher and Yvonne E. Luscher, record owners, hereby certify that the purpose of this survey and division of land is for the purpose of relocating a common boundary line between adjoining properties outside a platted subdivision between Lots 29 and 30 of an unrecorded plat of Crystal Lakes Subdivision. Therefore, this division is exempt as a subdivision pursuant to 76-3-207(1)(a), furthermore, this division is exempt from review by the Department of Environmental Quality pursuant to 17.36.605(2)(a) divisions for the purpose of acquiring additional land to become part of a parcel that does not have sanitary restrictions imposed provided that no dwelling or structure requiring water or sewage be erected on the additional acquired parcel.

James R. Luscher 11-19-02
Date
Yvonne E. Luscher 11-19-02
Date

ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me, Notary Public for the State of Montana, County of Lincoln, by the above named person(s), on this 19th day of November, 2002. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

Brett McCully, Notary Public for the State of Montana
residing in: T.204 My Commission expires: 3/22/09



LEGAL DESCRIPTION OF LOT 29A

An irregular tract of land, lying southeast of Libby, Montana, Lincoln County in Gov't Lot 5, Section 24, T.27N., R.28W., P.M.,MT., being Lot 29 and a portion of Lot 30 of the Crystal Lakes Subdivision Plat, containing ±0.283 acres more particularly described as follows:
Commencing at the northeast corner of said Lot 29, a found 5/8 inch diameter uncapped rebar on a road cul-de-sac, and the True Point of Beginning for Lot 29A with plastic cap marked JRS, 9958-LS; Thence along the northeasterly boundary, S48°24'39"E, 169.45 feet to a found 3/4 inch diameter uncapped steel rod and the southeast corner of said Lot 29A; Thence along the southeasterly boundary, S44°16'28"W, 99.94 feet to a found 5/8 inch diameter uncapped rebar and the southwest corner of said Lot 29A; Thence along the southwesterly boundary, N29°23'52"W 195.31 feet to a set 5/8 inch diameter rebar with plastic cap marked Hughes, 7322LS lying on the cul-de-sac and the northwest corner of said Lot 29A; Thence along said road cul-de-sac, curvature to the left having a radius of 50.00 feet, arc length of 23.18 feet, and chord bearing N81°29'43"E, 22.96 feet to an unmarked computed point and the old northwest corner of Lot 29; Thence, continuing along said road cul-de-sac curvature to the left having an arc length of 19.42 feet, chord bearing N57°05'52"E, 19.30 feet to the True Point of Beginning, containing ±0.283 acres. Subject to and together with all appurtenant easements of record.

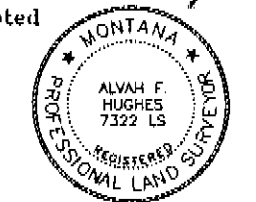
LEGAL DESCRIPTION OF LOT 30A

An irregular tract of land, lying southeast of Libby, Montana, Lincoln County, in Gov't Lot 5, Section 24, T.27N., R.28W., P.M.,MT., being a portion of Lot 30 of the Crystal Lakes Subdivision Plat, containing ±0.390 acres and more particularly described as follows:
Commencing at the northeast corner of said Lot 29A and a point on a road cul-de-sac, a found 5/8 inch diameter rebar with plastic cap marked JRS, 9958-LS; Thence along the road cul-de-sac, curvature to the right having a radius of 50 feet, arc length of 19.42 feet, chord bearing S57°05'52"W, 19.30 feet to an unmarked computed point and the old northwest corner of Lot 29; Thence along said cul-de-sac, curvature to the right having a radius of 50.00 feet an arc length of 23.18 feet, and chord bearing S81°29'43"W, 22.96 feet to the northwest corner of lot 29A and a point on the road cul-de-sac, a set 5/8 inch diameter rebar with plastic cap marked Hughes, 7322-LS and being the True Point of Beginning for Lot 30A; Thence along the northeast boundary, S28°23'52"E, 195.31 feet to a found 5/8 inch diameter rebar and the southeast corner of said Lot 30A; Thence along the southeasterly boundary, S44°09'55"W, 30.36 feet to an unmarked computed point; Thence continuing along the southeasterly boundary, S35°10'56"W, 69.84 feet to a found 5/8 inch diameter iron pipe and the southwest corner of said lot 30A; Thence along the southwesterly boundary N21°06'31"W, 203.31 feet to the northwest corner of said lot 30A, a set 5/8 inch diameter rebar with plastic cap marked Hughes, 7322-LS; Thence along the northeasterly boundary N68°18'55"E, 49.45 feet to a point on a cul-de-sac, a set 5/8 inch diameter rebar with plastic cap marked Hughes, 7322-LS; Thence continuing along the road cul-de-sac having a radius of 50.00 feet, arc length of 23.18 feet, and chord bearing S71°57'49"E, 22.95 feet to the True Point of beginning, containing ±0.390 acres. Subject to and together with all appurtenant easements of record.

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 Montana Code Annotated, Sections 76-3-101 through 76-3-625 and the Lincoln County regulations adopted pursuant thereto.

Alvah F. Hughes, 7322LS 11-07-02
Date



EXAMINING LAND SURVEYOR'S CERTIFICATION:

Approved this 21st day of Nov, 2002
H. WESTER
4130 S. ...
Examining Land Surveyor

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 26th day
of March, 2003 at 8:45 o'clock A.M.
Carol A. Humming, Deputy
County Clerk Recorder

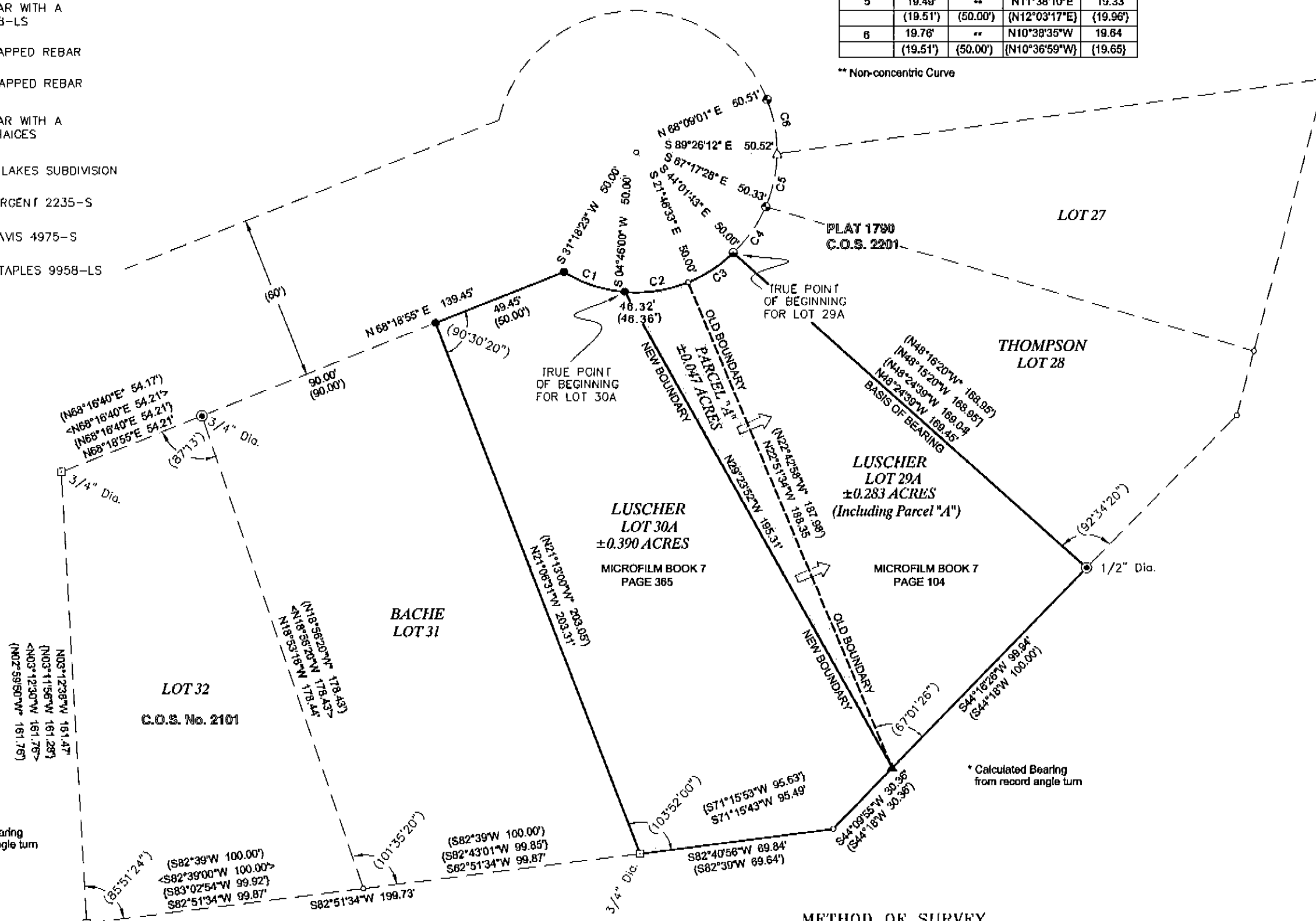
CERTIFICATE OF SURVEY NO. 3176 Doc# 166237

LEGEND

- SET 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP STAMPED HUGHES 7322-LS
- COMPUTED POINT ONLY
- FOUND IRON PIPE
- ⊙ FOUND STEEL ROD
- ⊙ FOUND 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP STAMPED JRS 9958-LS
- ⊙ FOUND 1/2 INCH DIAMETER UNCAPPED REBAR
- ▲ FOUND 5/8 INCH DIAMETER UNCAPPED REBAR
- △ FOUND 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP STAMPED 2520S, HAICES
- () RECORD PER ORIGINAL CRYSTAL LAKES SUBDIVISION
- [] RECORD PER PLAT No. 1790, SARGENT 2235-S
- < > RECORD PER C.O.S. No. 2101, DAVIS 4975-S
- { } RECORD PER C.O.S. No. 2201, STAPLES 9958-LS

CURVE TABLE					
CURVE	ARC DATA			CHORD	
	LENGTH	RADIUS	DIRECTION	LENGTH	
1	23.16'	50.00'	S71°57'49"E	22.95	
2	23.16'	50.00'	N81°29'43"E	22.96	
3	19.42'	50.00'	N57°05'52"E	19.30	
	(19.51')	(50.00')			
4	20.37'	**	N34°20'24"E	20.16	
	(19.51')	(50.00')	N36°00'35"E	(19.61)	
5	19.49'	**	N11°38'10"E	19.33	
	(19.51')	(50.00')	N12°03'17"E	(19.96)	
6	19.76'	**	N10°38'35"W	19.64	
	(19.51')	(50.00')	N10°36'59"W	(19.65)	

** Non-concentric Curve



METHOD OF SURVEY

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

BASIS OF BEARING

The basis of bearing for this survey is S48°24'39"E, as shown on C.O.S. No. 2201 between the northeast and the southeast corners of Lot 29, Crystal Lakes Subdivision Plat, a 5/8 inch diameter rebar, marked JRS 9958-LS and a 1/2 inch diameter steel rod respectively.

HISTORY OF SURVEY

- 1963, unrecorded Crystal Lakes Subdivision Plat, creates lots 1 through 43 by Carl E. Lad
- 1971, Plat No. 1790 Retracement of Lots 27 and 28 by Philip L. Sargent, Reg. No. 2235-S
- 1993, C.O.S. No. 2101, Boundary Retracement of Lot 32 by Ken Davis, Reg. No. 4975-S
- 1994, C.O.S. No. 2201, Boundary Retracement of Lots 27 and 28 by James R. Staples, Reg. No. 9958-LS

LINCOLN 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.

Spencer Miller, March 26, 2003
Lincoln County Treasurer, Date

GRAPHIC SCALE

