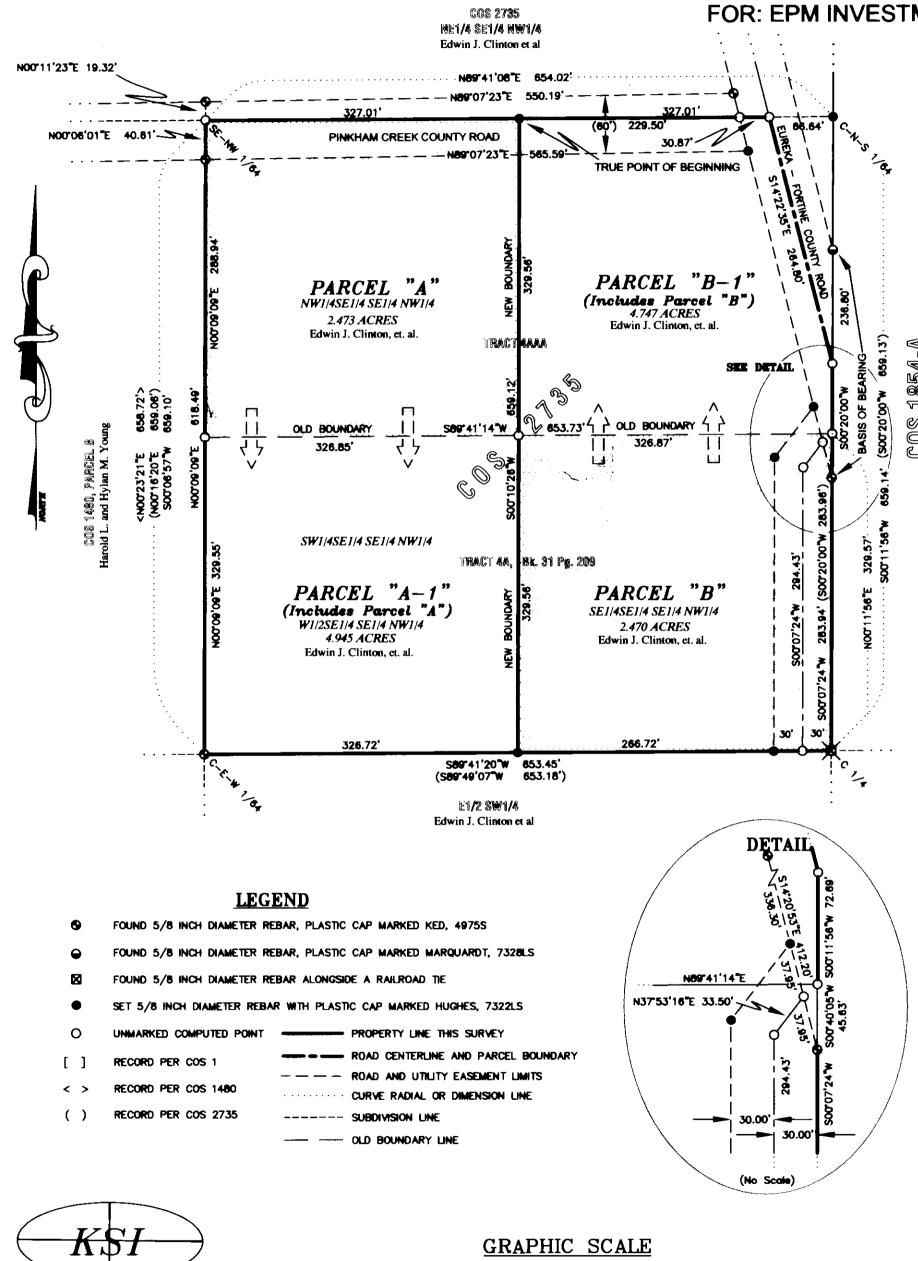
# **CERTIFICATE OF SURVEY**

"BOUNDARY LINE ADJUSTMENT"

SE 1/4 SE1/4 NW1/4, SECTION 23, T.36N., R.27W., P.M., MT.

LINCOLN COUNTY, MONTANA

FOR: EPM INVESTMENTS, LLC DATE: AUGUST 2006



(IN FEET)

1 inch = 100 ft.

ADOTENAL SURVEYORS

P.O. BOX 393 LIBBY, MT 59923 (406)293-4354

# LEGAL DESCRIPTION PARCEL "A"

An aliquat tract of land, lying southerly from Eureka, Montana, Lincoln County, and more particularly described as follows: the NW1/4 SE1/4 SE1/4 NW1/4, Section 23, T.36N., R.27W., P.M., Mt., containing 2.473 acres. Subject to and together with all appurtenant easements of record.

#### LEGAL DESCRIPTION PARCEL "A-1"

An aliquat tract of land, lying southerly from Eureka, Montana, Lincoln County, and more particularly described as follows: the SW1/4 SE1/4 SE1/4 NW1/4, T.36N., R.27W., P.M., Mt., INCLUDING Parcel "A", containing 4.945 ocres. Subject to and together with all appurtenant easements of record.

#### LEGAL DESCRIPTION PARCEL "B"

An aliquat tract of land, lying southerly from Eureka, Montana, Lincoln County, and more particularly described as follows: the SE1/4 SE1/4 SE1/4 NW1/4, T.36N., R.27W., P.M.,Mt., containing 2.470 acres. Subject to and together with all appurtenant easements of record.

# DESCRIPTION PARCEL "B-1"

An irregular tract of land southerly from Eureka, Mantana, Lincoln County, and lying in the SE1/4 SE1/4 NW1/4, Section 23, T36N, R27W, PM, Mt, and more particularly described as follows:

Commencing at the C-E-W 1/64th corner, said Section 23, o 5/8 inch diameter rebar with plastic cap marked KED; Thence along a north—south subdivision line, N00"09"E, 618.49 feet, to a 5/8 inch diameter rebar with plaetic cap marked KED, lying on the southerly right-of-way limits of a 60 foot wide county road, known as "Pinkham Creek Road"; Thence continuing along said subdivision line, N00'06'01'E 40.60 feet to an unmarked computed paint, being the SE-NW 1/64th corner; Thence along an east-west subdivision line, N89°41'08"E. 327.01 to a 1/256th corner, a 5/8 inch diameter rebar with plastic cap marked Hughes, 7322LS ond the TRUE POINT OF BEGINNING:

Thence along on east-west subdivision line, N89'41'08"E, 229.50 feet to an unmarked point, lying on the westerly right-of-way limits of a 60 foot wide county rood, known as "Eureko-Fortine Road"; Thence along said subdivision line, N89'41'08"E, 30.87 feet to an unmarked point, lying on the centerline of said road; Thence along said centerline, S14'22'35"E, 264.60 feet to an unmarked paint, lying on the north-south mid-section line of eaid Section 23; Thence along soid line, S00'11'56"W, 72.69 feet to a 1/256th corner an unmarked point; Thence along the east-west mid-line of the SE1/4 SE1/4 NW1/4, S89°41'14"W, 326.87 feet to a 1/256th corner an unmarked point; Thence along the north-south mid-line of the SE1/4 SE1/4 NW1/4, NOO'10'26"E, 329.56 feet, a 5/8 inch diameter rebar with plastic cap marked: Hughes, 7322LS and the True Point of Beginning, INCLUDING Parcel "B", containing 4.747 ocres. Subject to and together with all appurtenant easements of record.

# VICINITY DIAGRAM

Section 23

#### PURPOSE OF SURVEY AND OWNER'S EXEMPTION CERTIFICATION

I, Edwin J. Clinton. Manager of EPM investments. LLC, record owners, hereby certify that the purpose of this survey and division of land is to relocate common boundary between record parcels and is therefore exempt from review as a subdivision, pursuant to MCA 76-3-207(1)(a): divisions made outside of a platted subdivision for the purpose of relocating common boundary lines between adjoining properties. We further certify that Parcels "A" and "B" are exempt from review by the Department of Environmental Quality pursuant to ARM 17.36.605 Exclusions 2(a): a parcel that has no existing facilities for water supply, wastewater disposal, and solid waste disposal, if no new facilities will be constructed on the parcel.

Elein S. Chato Edwin J. Clinton, Manager of EPM Investments. LLC

9-6-06

#### **ACKNOWLEDGMENT**

The foregoing Exemption was subscribed and acknowledged before me a Natary Public for the State of Montana, County of Lincoln, by the above named person(s),

on this <u>day of Suptimber</u> 200<u>6</u>. In witness whereof, have hereunto set I have hereunto set my hand and affixed my

And Montana Public for the State of Montana

#### METHOD OF SURVEY

A total station with data collector with closed traverse procedures was used to tie previously set controlling monuments by Kelly Rooney, January 2006.

#### HISTORY OF SURVEY

1973, COS No. 1, Aliquot Subdivison of Section 23, Sorenson, 2345ES

1987, COS No. 1480, Adjoining Parcel B, Marquardt, 2989ES

1991, COS No. 1845-A, Adjoining Parcel, Marquardt, 2989ES

1998, COS No. 2735, Retracement of E1/2 NW1/4, Davis, 4975S

2006, COS No. 3522, Retracement of SE1/4 NW1/4, Hughes, 7322LS

#### **BASIS OF BEARING**

The basis of bearing for this survey is NOO'20'00"E, as shown on COS No. 2735, between a 5/8 inch diameter rebar with plastic cap marked KED and a 5/8 inch diameter rebar with plastic cap marked Marquardt.

## 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

## **EXAMINING LAND SURVEYOR'S CERTIFICATION:**

Approved this 31 doy of Aug. 14731 PLS

# 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

County Treasurer, Lincoln County, Montana

# CLERK AND RECORDER'S CERTIFICATION

CERTIFICATE OF SURVEY NO. 2510R6.000 /970 AL