

CERTIFICATE OF SURVEY

"BOUNDARY LINE ADJUSTMENT"

SW1/4, SECTION 14, T.30N., R.31W., P.M.,MT.

LINCOLN COUNTY, MONTANA

FOR: BOB GRUBER

DATE: NOVEMBER 2006

LEGEND

- SET 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP MARKED HUGHES 7322LS
- MONUMENT FOUND, A 5/8 INCH DIAMETER REBAR, WITH PLASTIC CAP MARKED JHN
- MONUMENT FOUND, A 5/8 INCH DIAMETER REBAR, WITH BROKEN PLASTIC CAP
- ⊗ MONUMENT FOUND, BENT A 5/8 INCH DIAMETER REBAR
- ⊙ MONUMENT FOUND, A 5/8 INCH DIAMETER REBAR
- ⊖ MONUMENT FOUND, A 1 INCH DIAMETER REBAR
- UNMARKED POINT
- { } RECORD PER COS No. 828
- [] RECORD PER COS No. 1013
- () RECORD PER COS No. 1195
- < > RECORD PER COS No. 2206
- BOUNDARY LINES THIS SURVEY
- - - OLD BOUNDARY LINE
- ADJOINING BOUNDARY

LEGAL DESCRIPTION, PARCEL "A"

An irregular tract of land, lying southeast of Libby, Montana, in Lincoln County and in the SW1/4 of Section 14, T.30N., R.31W., P.M.,MT., and more particularly described as follows: Commencing at the southwest corner of a parcel per COS 474, a 5/8 inch diameter rebar with plastic cap marked JHN and also the TRUE POINT OF BEGINNING; Thence along said limits, N27°18'38"W 416.43 feet to a 5/8 inch diameter rebar marked JHN; Thence along the southerly boundary of COS 624, N62°40'01"E 167.14 feet to a 5/8 inch diameter rebar with plastic cap, marked JHN; Thence along the new boundary, between Parcels "A" and "B", S27°21'38"E 181.18 feet to a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence along said boundary, S27°21'38"E 181.18 feet to a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence along northerly boundary of COS 1195, Parcel C, S44°46'27"W 175.98 feet to the True Point of Beginning, herein described, containing 1.495 Acres, Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION, PARCEL "A-1"

An irregular tract of land, lying southeast of Libby, Montana, in Lincoln County and in the SW1/4 of Section 14, T.30N., R.31W., P.M.,MT., and more particularly described as follows: Commencing at the southwest corner of a parcel per COS 474, a 5/8 inch diameter rebar with plastic cap marked JHN; Thence along the westerly boundary of said parcel, N62°33'59"E 166.31 feet to a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence along the easterly boundary of COS 1013, S28°15'50"E 116.02 feet to a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence along said boundary, N63°40'39"E 12.97 feet; Thence along said line, S29°34'46"E 146.36 feet to a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence along said boundary, S62°32'31"W 19.87 feet to a 5/8 inch diameter rebar with broken plastic cap; Thence along said boundary, S27°21'38"E 137.59 feet to a 5/8 inch diameter rebar marked JHN; Thence along southerly boundary of COS 624, S62°40'01"W 167.14 feet to the True Point of Beginning, herein described, INCLUDING PARCEL "A", containing a total of 3.086 Acres, Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION, PARCEL "B"

An irregular tract of land, lying southeast of Libby, Montana, in Lincoln County and in the SW1/4 of Section 14, T.30N., R.31W., P.M.,MT., and more particularly described as follows: Commencing at the southwest corner of a parcel per COS 474, a 5/8 inch diameter rebar with plastic cap marked JHN; Thence, N27°18'38"W 416.43 feet; Thence, N62°40'01"E 167.14 feet to a 5/8 inch diameter rebar marked JHN and the TRUE POINT OF BEGINNING; Thence along the southerly boundary of COS 828, Parcel B, N62°38'17"E 322.00 feet intersecting the westerly easement limits of "Gruber Road", 50 foot width, a 5/8 inch diameter rebar with broken plastic cap; Thence along said limits, S34°17'31"E 141.00 feet to a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence along the new southerly boundary, Parcel "B", S55°42'29"W 341.51 feet to a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence along new westerly boundary, said parcel, N27°21'38"W 181.18 feet to the True Point of Beginning, herein described, containing 1.222 Acres, Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION, PARCEL "B-1"

An irregular tract of land, lying southeast of Libby, Montana, in Lincoln County and in the SW1/4 of Section 14, T.30N., R.31W., P.M.,MT., and more particularly described as follows: Commencing at the southwest corner of a parcel per COS 474, a 5/8 inch diameter rebar with plastic cap marked JHN; Thence, N27°18'38"W 416.43 feet; Thence, N62°40'01"E 167.14 feet to a 5/8 inch diameter rebar marked JHN and the TRUE POINT OF BEGINNING; Thence along the westerly boundary of COS 828, Parcel B, N27°21'38"W 137.59 feet to a 5/8 inch diameter rebar with broken plastic cap; Thence along northerly boundary of said parcel, N62°32'31"E 19.87 feet to a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence along said boundary, N62°32'31"E 285.30 feet intersecting the westerly easement limits of "Gruber Road", 50 foot width, a 5/8 inch diameter rebar with broken plastic cap; Thence along said limits, S34°18'20"E 139.12 feet to a 5/8 inch diameter rebar with broken plastic cap; Thence along southerly boundary of COS 828, Parcel B, S62°38'17"W 322.00 feet to the True Point of Beginning, herein described, INCLUDING PARCEL "B" containing a total of 2.214 Acres, Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION, PARCEL "C-1"

An irregular tract of land, lying southeast of Libby, Montana, in Lincoln County and in the SW1/4 of Section 14, T.30N., R.31W., P.M.,MT., and more particularly described as follows: Commencing at the southwest corner of parcel per COS 474, a 5/8 inch diameter rebar with plastic cap marked JHN; Thence, N44°46'27"E 175.98 feet to a set 5/8 inch diameter rebar with plastic cap, marked: Hughes, 7322LS and the TRUE POINT OF BEGINNING; Thence along the northerly boundary of COS 1195, Parcel C, N44°46'27"E 311.19 feet to the cul-de-sac of "Gruber Road", a set 5/8 inch diameter rebar with plastic cap, marked: Hughes, 7322LS Thence along said cul-de-sac, through a 59.61 foot radial curve to the right, radial point bears S69°53'30"W, delta angle of 75°51'38" creating an arc length of 78.92 feet to a 5/8 inch diameter rebar; Thence along westerly easement limits of said road, 50 foot width, N34°17'31"W 75.83 feet to a set 5/8 inch diameter rebar with plastic cap, marked: Hughes, 7322LS; Thence along new and southerly boundary of Parcel "B-1", S55°42'29"W 341.51 feet to a set 5/8 inch diameter rebar with plastic cap, marked Hughes, 7322LS; Thence along easterly boundary, Parcel "A", S27°21'38"E 181.18 feet to the True Point of Beginning, herein described, containing 1.125 Acres, Subject to and together with all appurtenant easements of record.

GRAPHIC SCALE



(IN FEET)
1 inch = 100 ft.

PURPOSE OF SURVEY AND OWNER'S EXEMPTION CERTIFICATION

We, Robert R. and Lois Gruber, record owners, hereby certify that the purpose of this survey and division of land is to relocate common boundary line 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.

Robert R. Gruber 12-1-06
Lois Gruber 12-1-06
Michael W. Webb 12/1/06
Donna R. Webb 12-1-06

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 1

day of December 2006 In witness whereof, I have hereunto set my hand and affixed my notarial seal.

Notary Public for the State of Montana

residing in: Libby My Commission expires: Dec 1, 2009

HISTORY OF SURVEY

- 1978 - COS No. 474, creates original parcel, J. H. Ninneman, 4661S
- 1979 - COS No. 624, interior parcel within original, J. H. Ninneman, 4661S
- 1980 - COS No. 828, interior parcels within original, J. H. Ninneman, 4661S
- 1982 - COS No. 1013, BLA on interior parcel, J. H. Ninneman, 4661S
- 1983 - COS No. 1195, BLA on interior parcel, Lauteren, 4232S
- 1994 - COS No. 2206, BLA on interior parcel, Staples, 9958LS

METHOD OF SURVEY

A total station and data collector was used with closed traverse procedures to tie the previously set controlling corners by Kelly Rooney, July 17, 2006

BASIS OF BEARING

The basis of bearing for this survey is N34°17'00"W, as shown on COS No. 1195 between the northeast corner of parcel B, 5/8 inch diameter rebar and the northeast corner of COS No. 828, 5/8 inch diameter rebar with broken plastic cap

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.

Avan F. Hughes, PLS, 7322LS 11/14/2006

EXAMINING LAND SURVEYOR'S CERTIFICATION

Approved this 27 day of Nov 2006, A.D.

Examining Land Surveyor

LINCOLN COUNTY TREASURER'S CERTIFICATION

I hereby certify, pursuant to Section 76-3-207(3), M.C.A., that all real property taxes and special assessments assessed and levied on the parcel shown herein have been paid.

Lincoln County Treasurer, Libby Montana

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 10th day

of January 2007, A.D. at 10:50 o'clock A.M.
County Clerk Recorder by Deputy

CERTIFICATE OF SURVEY NO. 3632RB Doc 200252

