CERTIFICATE OF SURVEY "BOUNDARY LINE ADJUSTMENT" SW1/4 SE1/4, SECTION 9, T.30N., R.31W., P.M., MT. LINCOLN COUNTY, MONTANA FOR: JAMES & CHERI GRAGERT DATE: OCTOBER 2007 SEE DETAIL "A" **OWNERS: ARTHUR WILLETT &** TRUE POINT OF BEGINNING RANDY OLSON LEGAL DESCRIPTION ~ PARCEL "B" An irregular tract of land lying southerly from Libby, Montana, Lincoln County, and in the SW1/4 SE1/4, Section 9, Township 30 North, Range 31 West, P.M., MT. and more particularly PARCEL "B" 2.854 ACRES OWNERS: JAMES & CHERI Commencing at the Center One-Quarter Corner, Section 9, a 2 1/2 inch diameter iron pipe with a BLM brass cap marked "1973"; Thence S00°06'53"W, 1448,90 feet to a unmarked computed point; **GRAGERT** (INCLUDES PARCEL "B-1") Thence S89°54'24"W, 6.63 feet to a 5/8 inch diameter rebar with cap marked JRS 9958LS, and the TRUE POINT OF BEGINNING: Thence N89°54'24"E, 6.63 feet to an unmarked computed point: PREVIOUS BOUNDARY Thence N89°45'57"E, 553.27 feet to a set 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; Thence S04°24'03"W, 207.04 feet to a 3/8 inch diameter uncapped rebar; Thence ACCESS ROAD // 125.00' EAST // TRUE POINT OF BEGINNING 124.78' N 89°53'23" W S10°46'49"W, 67.19 feet to a set 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; PARCEL "A-1" (5/8 INCH JRS) Thence N69°21'00"W, 84.64 feet to a set 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; Thence N81°32'39"W, 148.05 feet to a set 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; Thence N84°35'56"W, 75.95 feet to a set 5/8 inch diameter rebar with a 32.08' S 00°12'55" E plastic cap marked Hughes 7322LS; Thence N87°55'00"W, 227.79 feet to a 1 inch diameter PARCEL "B-1" uncapped iron pipe; Thence S89°27'55"W, 2.97 feet to a 5/8 inch diameter rebar with cap marked IRS 9958LS; Thence N00°12'55"W, 32.08 feet to a 5/8 inch diameter rebar with cap marked JRS 0.229 ACRES 9958LS; Thence N00°10'33"E, 175.59 feet to a 5/8 inch diameter rebar with cap marked JRS 9958LS, and the TRUE POINT OF BEGINNING, containing 2.854 acres. Subject to and together with all **NEW BOUNDARÝ** S 84°35'56" E S 69°21'00" E N 10°46'49" E **DETAIL "B"** SEE PROPERTY (NO SCALE) **BOUNDARY DETAIL** LEGAL DESCRIPTION ~ PARCEL "A-1" An irregular tract of land lying southerly from Libby, Montana, Lincoln County, and in the SW1/4 SE1/4, Section 9, Township 30 North, Range 31 West, P.M., MT. and more particularly 2.97 N89°27'55"E described as follows: (2.97 N89°27'53"E) Commencing at the Center One-Quarter Corner, Section 9, a 2 1/2 inch diameter iron pipe with a PARCEL "B" PARCEL "A-1 BLM brass cap marked "1973"; Thence S00°14'31"W, 1656.56 feet to a 1 inch diameter iron pipe; Thence S89°27'55"W, 2.97 feet to a 5/8 inch diameter rebar with cap marked JRS 9958LS and the S89°53'22"E TRUE POINT OF BEGINNING: Thence N89°27'55"E, 2.97 feet to a 1 inch diameter iron pipe; Thence S87°55'00"E, 227.79 feet to a set 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; Thence S84°35'56"E, 75.95 feet to a set 5/8 inch diameter rebar with a plastic cap marked PARCEL "A-1" Hughes 7322LS; Thence S81°32'39"E, 148.05 feet to a set 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; Thence S69°21'00"E, 84.64 feet to a set 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; Thence S10°46'49"W, 410.47 feet to a 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; Thence S89°58'15"W, 243.70 feet to a 5/8 inch diameter **DETAIL "C"** rebar with a plastic cap marked Hughes 7322LS; Thence S89°58'15"W, 208.46 feet to a 5/8 inch diameter rebar with a plastic cap marked Hughes 7322LS; Thence N00°05'11"E, 31.23 feet to a 3/8 inch diameter uncapped rebar; Thence N00°00'01"E, 139.06 feet to a 5/8 inch diameter rebar with (NO SCALE) 139.06' N 00°00'01" E a plastic cap marked Hughes 7322LS; Thence S88°45'45"W, 3.90 feet to a 5/8 inch diameter rebar (139.06' N 00°00'00" E) with a plastic cap marked Hughes 7322LS; Thence North, 1.05 feet to a 5/8 inch diameter rebar with cap marked IRS 9958LS; Thence N00°10'41"E, 299.23 feet to a 5/8 inch diameter rebar with 50.00' cap marked JRS 9958LS, and the TRUE POINT OF BEGINNING, containing 5.154 acres. Subject 31.23' N 00°05'11" E -(31.23' N 00°05'11" E) to and together with all appurtenant easements of record. (1.05 N00°00'00"E) PARCEL "A-1" 1.05 N00°00'00"E OWNER: KIM C. COLVIN 3.90 S88°45'45"W VICINITY DIAGRAM LEGEND **DETAIL "A"** SET 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP MARKED PROPERTY BOUNDARY DETAIL (NO SCALE) (NO SCALE) 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP MARKED 553.27 HUGHES, 7322LS PARCEL "B" 3/8 INCH DIAMETER REBAR, NO CAP S89°54'24"W 1 INCH DIAMETER IRON PIPE, NO CAP 227.79' S9 S 87°55'00" E 175.59 148.05' 5/8 INCH DIAMETER REBAR WITH CAP S00°10'33"W S 81°32'39" E 84.64' MARKED JRS, 9958LS PÁRCEL "B S 69°21'00" E UNMARKED COMPUTED POINT 2 1/2 INCH IRON PIPE 1/4 CORNER MONUMENT FOUND WITH BLM **FENCE LINE** BRASS CAP, MARKED 1968 1' OFFSET 2 1/2 INCH IRON PIPE CENTER 1/4 CORNER MONUMENT WITH BLM **BRASS CAP, MARKED 1973** PARCEL "A-1 RECORD PER COS No. 3606RB SECTION 9 GRAPHIC SCALE RECORD PER PLAT 5547 RECORD PER PLAT No. 761 **BOUNDARY LINES THIS SURVEY** (IN FEET)

1 inch = 100 ft.

PURPOSE OF SURVEY AND OWNER'S EXEMPTION CERTIFICATION

We, James P. Gagert, Cheri A. Gragert, Davil L. Bennett, & Diane J. Bennett, record owners, hereby certify that the purpose of this survey and division of land is to "relocate a common boundary between record parcels" due to an access road encroachment. Therefore this division is 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". Furthermore, this land is exempt from review by the Montana Department of Environmental Quality pursuant to MCA 76-4-125(2)(b): "divisions made for the purpose of acquiring additional land to become part of an approved parcel, provided that water or sewage disposal facilities may not be constructed on the additional acquired parcel and that the division does not fall within a previously platted or approved subdivision."

the division does not rain within a previously practed or approve	eu subuivision.
James Droat	11/25/07
James P. Grägert	/ Dafe 11 25 07
Cheri A. Gragert	Date
Dan Same	11-9-07
David L. Bennett	Date
Déane Bennett	11-9-07
Diane J. Bennett	Date
/ /	

ACKNOWLEDGMENT

he foregoing Exemption(s) were subscribed and acknowledged before	
ne State of MONTANA , County of LIA	SCOLN, by James Pantilli
ne State of <u>NONTANA</u> , County of <u>LIA</u> Gragert & Cheri A. Gragert, on this <u>25TH</u> day of <u>NOVEMBER</u>	200_7. In witness was not on S
have hereunto set my hand and affixed my notorial seal.	NOTA
Byrm Same Som , Notary Public for	SE SE
ne State of MONTANA	
1	1 1

ACKNOWLEDGMENT

The foregoing Exemption(s) were subscribed and	d acknowledged before me a Notary Public for
the State of MONTANA	, County of, by Davil L
Bennett & Diane J. Bennett, on this 974 day of	NOVEMBER 200 7. In witness where

I have hereunto set my hand and affixed m	y notorial seal.
Dum Sandusm	, Notary Public for
Marie Marie	

My Commission expires: 12/1/09

METHOD OF SURVEY

A total station and data collector was used with closed traverse procedures to tie the previously set controlling corners by Levi Powell, May, 2007.

BASIS OF BEARING

The basis of bearing for this survey is N00°00'00"E, as shown on Plat No. 1177 between the northwest corner of Tract B-1, Plat 1177, a 3/8 inch diameter rebar and the northwest corner of Tract C, Plat 761, a 1 inch diameter iron pipe.

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

Wah 7 Hughes 7322LS Nov. 15

EXA	M	NIN	١G	LAND	SURV	/EYOR'S	CERTIFICATION

Approved this 6 day of Nov	, 200 7 , A.D.
	
Andrew Belski, FLS, 14731LS ~ Examining I	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 assessment assessed and l	evied on the parcel sho	wn hereon are paid.
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varcy rottes		11/28/0
	<u> </u>	1/2 0/-
Lincoln County (Tleasurer, Libby Mont	ana	Date '

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 28 day

of Novem	ber 200 7, A	.D. at 1:	43 o'clock	_
Tammy	D. Lave	by	il Blomdal	
County Clerk Re	corder	- (Deputy	

CERTIFICATE OF SURVEY NO. 3745RB doc# 207694