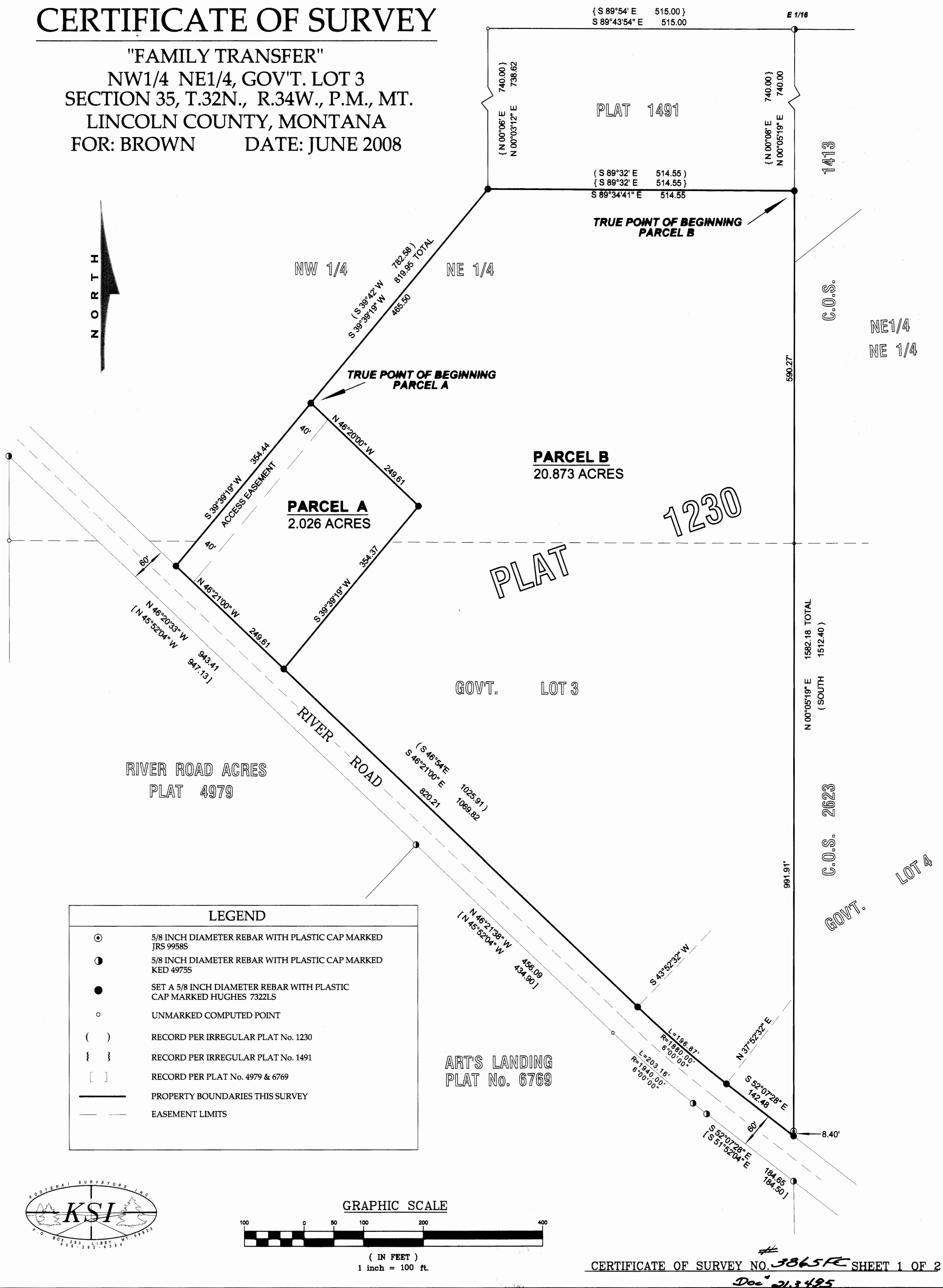


CERTIFICATE OF SURVEY

"FAMILY TRANSFER"
NW1/4 NE1/4, GOV'T. LOT 3
SECTION 35, T.32N., R.34W., P.M., MT.
LINCOLN COUNTY, MONTANA
FOR: BROWN DATE: JUNE 2008



CERTIFICATE OF SURVEY

"FAMILY TRANSFER" NW1/4 NE1/4, GOV'T. LOT 3 SECTION 35, T.32N., R.34W., P.M., MT. LINCOLN COUNTY, MONTANA FOR: BROWN DATE: JUNE 2008

LEGAL DESCRIPTION - PARCEL A

An irregular tract of land lying northwesterly from Troy, Montana, Lincoln County, lying within Govt. Lot 3 and the NW1/4 NE1/4, Section 35, Township 32 North, Range 34 West, P.M., MT., and more particularly described as:
Commencing at the E 1/16 corner said Section 35, a 5/8 inch diameter rebar with plastic cap marked K.E.D. 49755, Thence along the West line of NE 1/4 NE 1/4 said Section 35 S00°05'19"W, 740.00 feet; Thence leaving said West line, N89°34'41"W, 514.55 feet; Thence S39°39'19"W, 465.50 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS and the TRUE POINT OF BEGINNING;
Thence S46°20'00"E, 249.61 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence S39°39'19"W, 354.37 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS, lying on the Northerly Right a Way limits of River Road, a 60.00 foot wide County Road; Thence along said limits N46°21'00"W, 249.61 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence leaving said limits N39°39'19"E, 354.44 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and THE TRUE POINT OF BEGINNING, containing 2.026 acres.
Subject to a 40.00 foot wide access easement, as shown hereon, and together with all appurtenant easements of record.

LEGAL DESCRIPTION - PARCEL B

An irregular tract of land lying northwesterly from Troy, Montana, Lincoln County, lying within Govt. Lot 3 and the NW1/4 NE1/4, Section 35, Township 32 North, Range 34 West, P.M., MT., and more particularly described as:
Commencing at the E 1/16 corner said Section 35, a 5/8 inch diameter rebar with plastic cap marked K.E.D. 49755, Thence along the West line of the NE1/4 NE1/4 said Section 35, S00°05'19"W, 740.00 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS and the TRUE POINT OF BEGINNING;
Thence S00°05'19"W, 1582.18 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS, lying on the Northerly Right of Way limits of River Road, a 60.00 foot wide County Road; Thence along said limits N52°07'28"W, 142.48 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the point of curvature of a curve to the right, having a delta angle 6°00'00", a radius of 1880.00 feet, an arc length of 196.87 feet to the point of tangency, a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence N46°21'00"W, 820.21 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence leaving said Right of Limits N39°39'19"E, 354.37 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N46°20'00"W, 249.61 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence N39°39'19"E, 465.50 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence S89°34'41"E, 514.55 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS and THE TRUE POINT OF BEGINNING, containing 20.873 acres.
Subject to and together with all appurtenant easements of record.

BASIS OF BEARING

The basis of bearing for this survey is N00°01'56"W, as shown on COS No. 1413, between 3 1/4 inch diameter B.L.M. Brass cap monuments, marking the East line of the NE 1/4, Section 35, T.32 N. R. 34 W.

METHOD OF SURVEY

A total station with data collector and a RTK GPS unit was used with closed traverse and radial procedures to tie previously set controlling monuments and road alignments by Kelly Rooney and Levi Powell, April, 2008.

PURPOSE OF SURVEY AND OWNER'S EXEMPTION CERTIFICATIONS

We, Anthony E. and Valerie J. Brown, owners of record, hereby certify that the purpose of this survey and division of land is a Family Transfer: to transfer Parcel A, containing 2.026 acres our daughter, Emily Moon Brown and that this is the first and single gift or sale in this county to this member of our immediate family; and I further certify that this parcel will not be transferred back to the grantor within 24 months of filing without written consent of the governing body. Therefore this parcel is exempt from review as a subdivision pursuant to Section 76-3-207 (1)(b), M.C.A.
Furthermore, Parcel A is exempt from sanitation review by the Montana Department of Environmental Quality pursuant to M.C.A. 76.4.125 (2)(e)(ii) as a remainder of an original tract created by segregating a parcel from the tract for purposes of transfer because the remainder is 1 acre or larger and has an individual sewage system that was constructed prior to April 29, 1993, and if required when installed, was approved pursuant to local regulations or M.C.A. Title 76, Chapter 4. Furthermore Parcel B is exempt from sanitation review by the Montana Department of Environmental Quality pursuant to M.C.A. 76.4.103.

Anthony E. Brown 7/25/08
Anthony E. Brown Date
Valerie J. Brown 7/25/08
Valerie J. Brown Date

ACKNOWLEDGMENT

The foregoing Certification(s) were subscribed and acknowledged before me, a Notary Public for the State of Montana, County of Lincoln, by the above named person(s), on this 25 day of July, 2008. In witness whereof, I have hereunto set my hand and affixed my notarial seal Emmy M. Howells
Notary Public for the State of Montana
residing in Libby My Commission expires: Dec 1, 2009

HISTORY OF SURVEY

1967 - Irregular Plat. No. 1230, J. Ninneman, 534ES
1985 - C.O.S. No. 1413, M.D. Lauteren, 4232S
1992 - Plat No. 4979, K.E. Davis, 4975S
1997 - C.O.S. No. 2623, J.R. Staples, 9958LS
2006 - Plat No. 6769, K.E. Davis, 4979S

LINCOLN COUNTY TREASURER'S CERTIFICATION

I hereby certify that all real property taxes and special assessments assessed and levied on the parcel are paid, pursuant to Section 76-3-611(1)(b), M.C.A.
Nancy Trathen Sutton by Connie Vogel 7/25/08
Lincoln County Treasurer Date

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, PLS, 7322LS 07/27/08
Alvah F. Hughes, PLS, 7322LS Date

EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this 30 day of July, 2008
Ronald A. Pearson, PLS, 9008LS
Ronald A. Pearson, PLS, 9008LS Examining Land Surveyor

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 5th day of August, 2008, at 9:00 o'clock A. M.
James D. Lane Joanne L. Lane
Lincoln County Clerk & Recorder Deputy

CERTIFICATE OF SURVEY NO. 3865 FC

SHEET 2 OF 2

Landowner Statement P.F.# 9763 Doc# 213494

