

# CERTIFICATE OF SURVEY

RETRACEMENT OF COUNTY ROAD EASEMENT LOCATED

IN  
NW1/4 OF SEC. 29, T.31N., R.31W., P.M.,M.,  
LINCOLN COUNTY, MONTANA

FOR: MONTANA DEPT. OF TRANSPORTATION  
DATE: OCTOBER 2008

PURPOSE: RETRACE EXISTING R/W AND  
PROVIDE MATERIAL EVIDENCE  
PER 76-3-404 M.C.A.

## PROJECT COORDINATE LIST

State Plane control, NAD 83-1999 was extended to this project using GPS Static Observations with Trimble 4700 and R8 receivers using NGS O.P.U.S. solutions from the following C.O.R.S. stations Missoula, Flathead Community College, Clearwater MT. 2006, Spokane 5 and Polson 5 coordinates for Property corners and PLSS corners were established by GPS-RTK, and conventional means from the project control. International Foot State Plane coordinates CSF=0.999960193

Point	North	East	Description
100	1580766.4750	488645.4948	1/2" REBAR
101	1578133.2990	488438.0615	3 1/4" AC BY SMITH
200	1580716.1980	488974.8151	3/4" IRON PIN
202	1580108.2500	488625.7888	1" IRON PIPE WITH TEE
203	1579780.0150	488599.7729	3/4" SMOOTH IRON PIN
204	1579450.7730	488573.7064	3/4" SMOOTH IRON PIN
205	1579122.3020	488547.5832	3/4" REBAR
206	1578793.2960	488521.6641	3/4" SMOOTH IRON PIN
207	1578464.7180	488496.1594	1 1/4" O.D. GALV. PIPE
209	1578043.9090	488751.7588	3/4" REBAR
212	1578257.5210	488417.8077	1 1/4" PLASTIC CAP 7328S
213	1578363.8110	488426.1802	1 1/4" PLASTIC CAP 7328S
214	1578520.6790	488438.2031	1 1/4" PLASTIC CAP 7328S
403	1580746.1296	488976.6540	CALCULATED POINT
404	1580734.7360	488673.0754	SET MONUMENT
405	1578161.1602	488470.3372	SET MONUMENT

## SURVEYORS NOTE:

- From June 2, 1914 to April 16, 1917 the road was petitioned for and declared a county road per the petitioning process—Petition No. 79 and C.J. Book 1 pg. 504 & 518, C.J. Book 2 pg. 192. A right-of-way 60 feet wide, a portion of which was 30 feet each side of the section line common to the NW1/4, Section 29 and the NE1/4, Section 30.
  - In September 1917, the road was abandoned, apparently by the petitioning process, per C.J. Book 2, pg. 233, 235, & 236.
  - On July 28, 1939, Lincoln County acquired a deed for Right-of-Way, 30 feet wide by 2640 feet long along the west side of Section 29, as shown in Book 74 Page 201. There is no record of right of way being re-acquired in Section 30.
  - Subsequent surveys in Sections 29 and 30 have depicted Bothman Road as being 60 wide, based on the original petition.
- It is this surveyor's opinion that Lincoln County only has claim and/or title to the 30 foot strip along the west line on the NW1/4 of Section 29, per item 3 above. There is no apparent use in Section 30 that would indicate an existing prescriptive right.

NOTE:  
The found monuments along the east side of Bothman Drive as shown on this C.O.S. are not on the easterly Easement line of Bothman Drive. See coordinate detail for position, and are treated as closing corners in this survey.

CONVERGENCE: AT POINT 101  
1 INCH=100 FEET

All measured distances shown hereon are grid distance  
Excepting the 30' shown for road widths  
CSF:0.999960193

BASIS OF BEARING  
NAD 83-1999  
CONVERGENCE ANGLE  
= -04° 27' 51"

## LEGEND

- FOUND SECTION COR. (1/2" REBAR), SEE COR. RECORDATION
- FOUND 1/4 COR. (3 1/4" AC BY SMITH), SEE COR. RECORDATION
- FOUND MONUMENT AS NOTED IN COORDINATE DETAIL
- SET 5/8"X24" REBAR WITH 2" M.D.T. ALUM CAP MARKED 10999LS, 2008
- + CALCULATED POINT NOT SET

## CERTIFICATE OF EXAMINING SURVEYOR

EXAMINED THIS 3<sup>rd</sup> DAY OF November 2008

EXAMINING LAND SURVEYOR

MONTANA REGISTRATION No. 3006LS

STATE OF MONTANA )

COUNTY OF LINCOLN )

Filed on the 7<sup>th</sup> day of Nov, 2008 A.D. at 9:30 o'clock A.M.

COUNTY CLERK AND RECORDER

INSTRUMENT NO. 215321

SHEET 1 OF 1

CERTIFICATE OF SURVEY NO. 3887

Doc 215321

BOOK 302, PAGE 436

REMAINDER  
PLAT 6469  
BOTHMAN SUB. #3

FIRST ADDITION TO  
RAWLINGS ROADS  
SUBDIVISION

FIRST ADDITION TO  
RAWLINGS ROADS  
SUBDIVISION

LOT 10  
N.04° 22'58"E.  
157.33

LOT 9  
N.04° 30'14"E.  
106.62'

LOT 8  
N.09° 15'37"W.  
125.86'

LOT 7

MONTANA DEPARTMENT  
OF TRANSPORTATION