

CERTIFICATE OF SURVEY

COURT ORDERED DIVISION

SE1/4 SW1/4, SECTION 1, T.35N., R.26W., P.M.,MT.

LINCOLN COUNTY, MONTANA

FOR: THEODORA RICE MARCH 2013

CAUSE No. DR-12-538(A)

MONTANA ELEVENTH JUDICIAL DISTRICT COURT, FLATHEAD COUNTY

PURPOSE OF SURVEY

We, Mark W. and Theodora D. Rice, owners of record, as shown hereon, have caused said property to be resurveyed and hereby certify that the purpose of this survey is to create a division of land that is exempt from review as a subdivision pursuant to 76-3-201(1)(a); and is exempt from Department of Environmental Quality review pursuant to ARM 17.36.605(1)(a); divisions created by order of any court of record in this state or by operation of law, or divisions which, in the absence of agreement between the parties to the sale, could be created by an order of any court in this state pursuant to the law of eminent domain (Title 70, chapter 30, parts 1, 2 and 3, MCA).

Mark W. Rice 4-23-2013
 Theodora D. Rice 4-23-2013

ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of MONTANA

County of LINCOLN by Mark W. Rice

on this 23 day of APRIL 2013. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

Byron Sanderson
 residing in: LIBBY, MT. My Commission expires: 12-1-13

ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of MONTANA

County of LINCOLN by Theodora D. Rice

on this 23 day of APRIL 2013. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

Byron Sanderson
 residing in: LIBBY, MT. My Commission expires: 12-1-13

METHOD OF SURVEY

A Trimble R8 GNSS GPS system was used with RTK radial procedures to tie previously set controlling corners and road alignments by Byron Sanderson, March, 2013

BASIS OF BEARING

The basis of bearing for this survey is a GPS Geodetic bearing - True North

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.

Alvah F. Hughes, PLS, 7322LS April 23, 2013
 Alvah F. Hughes, PLS, 7322LS

EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this 25th day of April 2013 A.D.

Ronald A. Pearson, PLS 9008LS Lincoln County Examining Land Surveyor

COUNTY TREASURER'S CERTIFICATION

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

Nancy Trotter Higgins by Bonnie Vogel 4-29-13
 Lincoln County Treasurer

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 12th day

of May 2013 A.D. at 11:40 o'clock A.M.

Tommy J. Lewis by Francis A. Dennis
 Lincoln County Clerk Recorder Deputy

DOCUMENT NO. 244882

CERTIFICATE OF SURVEY NO. 4204 CO

COS 4007 RA, TRACT 3
 John L. & Roberta A. Stoken

S89°26'28"E 1319.36' (S89°34'09"E 1319.58')
 1289.35'

LEGAL DESCRIPTION, PARCEL "A"

An irregular tract of land, lying southeasterly of Eureka, Montana, in Lincoln County and in the SE1/4 SW1/4, Section 1, T.35N., R.26W., P.M.,MT., containing 7.49 acres and more particularly described as follows:
 Commencing at the Quarter Corner of Sections 1 and 12, said Township and Range, a 1 1/2 inch diameter aluminum pipe with aluminum cap marked BURTON, 5428S; Thence along the Section Line between said Sections N89°23'42"W, 808.88 feet, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

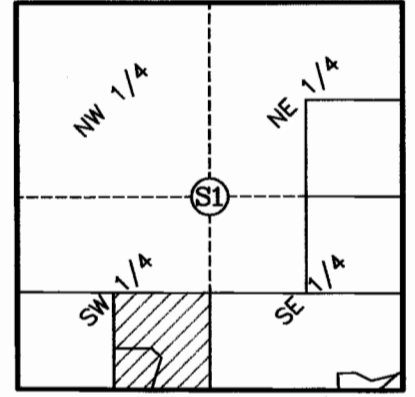
Thence, along the Section Line of between said sections, N89°23'42"W, 478.55 feet to the easterly limits of a 30 foot wide easement, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along said Section Line N89°23'42"W, 30.00 feet to the W 1/16th Corner between said Sections, a 5/8 inch diameter rebar with plastic cap marked BURTON, 5428S; Thence, along south-north Subdivision Line, Section 1 N00°11'12"W, 560.74 feet, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along the northerly boundary of Parcel "A" N89°54'00"E, 30.00 feet to the easterly limits of said easement, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along said boundary N89°54'00"E, 488.37 feet to the easterly boundary said Parcel, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along said boundary S46°28'38"E, 175.89 feet, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along said boundary S16°54'32"W, 466.04 feet to the TRUE POINT OF BEGINNING, containing 7.49 acres. Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION, PARCEL "B"

An irregular tract of land, lying southeasterly of Eureka, Montana, in Lincoln County and in the SE1/4 SW1/4, Section 1, T.35N., R.26W., P.M.,MT., containing 32.37 acres and more particularly described as follows:
 Commencing at the Quarter Corner of Sections 1 and 12, said Township and Range, a 1 1/2 inch diameter aluminum pipe with aluminum cap marked BURTON, 5428S; Thence along the Section Line between said Sections N89°23'42"W, 808.88 feet, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence along easterly boundary Parcel "A" N16°54'32"E, 466.04 feet, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along said boundary N46°28'38"W, 175.89 feet, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along northerly boundary said Parcel S89°54'00"W, 488.37 feet to the easterly limits of a 30 foot wide easement, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along said boundary S89°54'00"W, 30.00 feet to south-north Subdivision Line of Section 1, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along said Subdivision Line N00°11'12"W, 755.90 feet to the SW 1/16th Corner, a 5/8 inch diameter rebar with plastic cap marked BURTON, 5428S; Thence along a west-east midline of Southwest Quarter, said Section S89°26'28"E, 30.00 feet to the easterly limits of said easement, set a 5/8 inch diameter iron rebar with plastic cap marked HUGHES, 7322LS; Thence along said midline S89°26'28"E, 1289.35 feet to the C-S 1/16th Corner a 5/8 inch diameter uncapped rebar; Thence along north-south midline, said Section S00°06'10"E, 1317.68 feet to the Quarter Corner of said Sections, a 1 1/2 inch diameter aluminum pipe with aluminum cap marked BURTON, 5428S; Thence along the Section Line said Sections N89°23'42"W, 808.88 feet to the TRUE POINT OF BEGINNING, containing 32.37 acres. Subject to and together with all appurtenant easements of record.

VICINITY DIAGRAM



SE1/4 SW1/4
 39.86 ACRES
 Mark W. & Theodora D. Rice

PARCEL "B"
 32.37 ACRES

PARCEL "A"
 7.49 ACRES

LEGEND

- ☉ QUARTER CORNER, A 1 1/2 INCH DIAMETER ALUMINUM PIPE WITH ALUMINUM CAP MARKED BURTON, 5428S
- ⊗ A 5/8 INCH DIAMETER UNCAPPED REBAR
- ⊕ A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED BURTON, 5428S
- SET A 5/8 INCH DIAMETER IRON REBAR WITH PLASTIC CAP MARKED HUGHES, 7322LS
- [] COS 2580 RECORD () COS 2588 RECORD
- { } PLAT 6859 RECORD - - - - IRRIGATION DITCH
- PROPERTY BOUNDARY - - - - - SUBDIVISION LINE
- ADJACENT BOUNDARY - - - - - EASEMENT LIMITS

HISTORY OF SURVEY

- 1997-COS No. 2580, creates adjoining Tract, James H. Burton 5428S
- 1997-COS No. 2588, subdivides SW1/4 Section 1, James H. Burton 5428S
- 2008-Plat No. 6859, creates adjoining "Grave Creek Subdivision", Alvah F. Hughes 7322LS

GRAPHIC SCALE



1 inch = 100 feet

