

# AN AMENDED PLAT OF: LOTS 1 & 2 OF BROWNSVILLE SUBDIVISION PLAT NO. 6862 BOUNDARY ADJUSTMENT

SW 1/4 of Section 12, Twp. 31 N., R. 34 W., P.M.M.  
For: Peter J. & Anne L. Lilly 1992 Trust Date: August 2014

### Legend

- ⊕ SET 5/8 INCH DIA. REBAR WITH A 1 1/4 INCH DIA. REBAR CAPPED K.E.D. 4975-S
- FOUND 5/8 INCH DIA. REBAR CAPPED J.H.N. 4661-S
- FOUND 5/8 INCH DIA. REBAR CAPPED K.E.D. 4975-S
- COMPUTED POINTS
- ( ) RECORD PER PLAT NO. 6862

### DESCRIPTION OF PARCEL A

A tract of land near Troy, in Lincoln County, Montana, lying in the SW 1/4 of Section 12 of Twp. 31 N., R. 34 W., P.M.M., being a portion of Lot 2 of Brownsville Subdivision per Plat No. 6862, containing .06 acre (2,667 sq.ft.) more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped J.H.N. 4661-S which marks the southwest corner of Parcel A per Plat No. 3966 and located on the east right of way of U.S. Highway No. 2; thence along said right-of-way, S21°43'50"E 26.15 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence leaving said right-of-way, N68°12'50"E 101.88 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S68°12'55"W 72.15 feet to a 5/8 inch dia. rebar capped J.H.N. 4661-S; thence continuing, S68°12'55"W 29.94 feet to the point of beginning.

The aforescribed Parcel A contains .06 acre (2,667 sq.ft.) more or less and is to become a permanent part of Lot 1A as shown hereon.

### DESCRIPTION OF LOT 1A

A tract of land near Troy, in Lincoln County, Montana, lying in the SW 1/4 of Section 12 of Twp. 31 N., R. 34 W., P.M.M., being all of Lot 1 and a portion of Lot 2 of Brownsville Subdivision per Plat No. 6862, containing .41 acre (17,875 sq.ft.) more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped J.H.N. 4661-S which marks the northeast corner of Lot 1 of Brownsville Subdivision per Plat No. 6862 and located on the south right of way of Sixth Street; thence along said right-of-way, S68°17'42"W 135.09 feet to a 5/8 inch dia. rebar capped J.H.N. 4661-S; thence leaving said right-of-way, S21°46'23"E 100.38 feet to a 5/8 inch dia. rebar capped J.H.N. 4661-S; thence, S68°12'55"W 29.94 feet to a 5/8 inch dia. rebar capped J.H.N. 4661-S located on the east right-of-way of U.S. Highway No. 2; thence along said east right-of-way, S21°43'50"E 26.15 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N68°12'50"E 101.88 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N68°23'42"E 63.25 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N21°48'41"W 126.54 feet to the point of beginning.

The aforescribed Lot 1A contains .41 acre (17,875 sq.ft.) more or less and is subject to and together with all appurtenant easements of record.

### DESCRIPTION OF LOT 2B

A tract of land near Troy, in Lincoln County, Montana, lying in the SW 1/4 of Section 12 of Twp. 31 N., R. 34 W., P.M.M., being a portion of Lot 2 of Brownsville Subdivision per Plat No. 6862, containing .30 acre (13,106 sq.ft.) more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped J.H.N. 4661-S which marks the southeast corner of Lot 2 of Brownsville Subdivision per Plat No. 6862; thence, S59°38'12"W 167.12 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the east right-of-way of U.S. Highway No. 2; thence along said right-of-way, N21°43'50"W 91.84 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence leaving said east right-of-way, N68°12'50"E 101.88 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N68°23'42"E 63.25 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S21°48'41"E 66.72 feet to the point of beginning.

The aforescribed Lot 2B contains .30 acre (13,106 sq.ft.) more or less and is subject to and together with all appurtenant easements of record.

### CERTIFICATE OF ADJUSTMENT/PURPOSE

We, Peter J. Lilly & Anne L. Lilly, the undersigned property owners, do hereby certify that the purpose of this survey is to relocate a common boundary between adjoining properties outside a platted subdivision; therefore this survey is exempt from review as a subdivision being completed pursuant to Section 76-3-207(1)(d) M.C.A., for five or fewer lots within a platted subdivision, the relocation of common boundaries." Furthermore, this survey is exempt from review by the Department of Environmental Quality being completed pursuant to 17.36.605(2)(c) which states: "a parcel that has facilities for water supply, wastewater disposal, storm drainage, or solid waste disposal that were not subject to review, and have not been reviewed, under Title 76, chapter 4, part 1, MCA, if: (i) no new facilities will be constructed on the parcel; (ii) the number of developed parcels is not increased; (iii) existing facilities complied with state and local laws and regulations, including permit requirements, which were applicable at the time of installation;

Dated this 15 day of Sept, 2014 A.D.

*Peter J. Lilly*  
Peter J. Lilly - Trustee  
Peter J. & Anne L. Lilly 1992 Trust

*Anne L. Lilly*  
Anne L. Lilly - Trustee  
Peter J. & Anne L. Lilly 1992 Trust

STATE OF MONTANA  
County of Lincoln

On this 20 day of Sept, 2014 A.D. before me, a Notary Public in and for the State of Montana, Peter J. Lilly & Anne L. Lilly, personally appeared known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

*Cheryl A. Meyer*  
Notary Public  
My Commission Expires 1/20/15

CERTIFICATE OF SURVEYOR  
STATE OF MONTANA  
County of Lincoln



I, Kenneth E. Davis, a registered land surveyor do hereby certify that I have performed the survey shown on the attached plat or that such survey was performed under my supervision to my best knowledge and ability; that said survey is true and complete as shown and the monuments found and set occupy the positions shown hereon.

Dated this 22 day of September, 2014 A.D.

*Kenneth E. Davis*  
Kenneth E. Davis Registered Land Surveyor No. 4975-S

### TREASURER CERTIFICATION

I hereby certify that all real property taxes and special assessments assessed and levied on the land to be divided have been paid. Dated this 14 day of September, 2014.

*Nancy Trotter Higgins*  
Nancy Trotter Higgins By: *Victoria Embury*  
Treasurer Lincoln County Montana

### CERTIFICATION OF LINCOLN COUNTY EXAMINING LAND SURVEYOR:

Examined this 30 day of August, 2014 A.D.

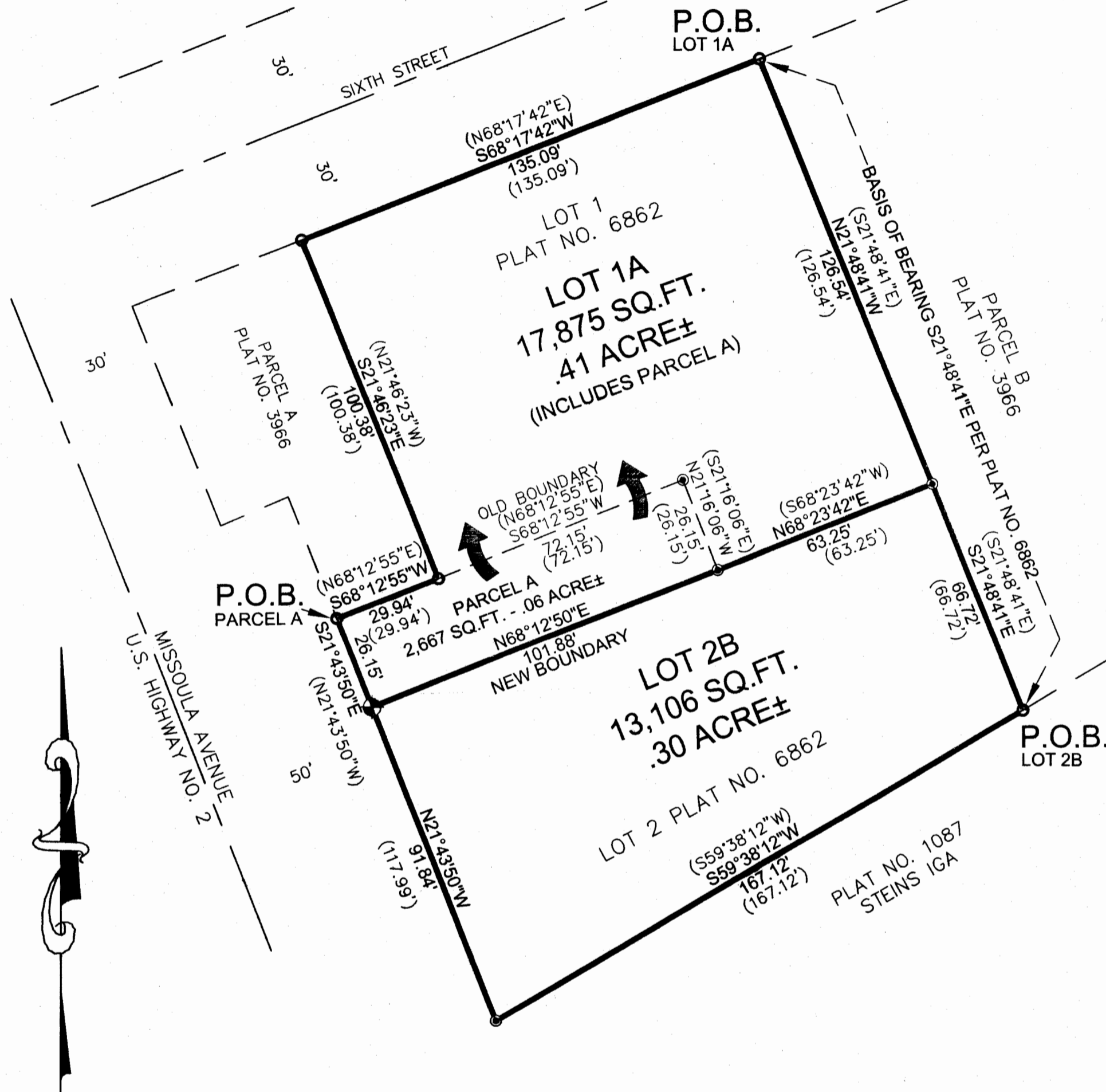
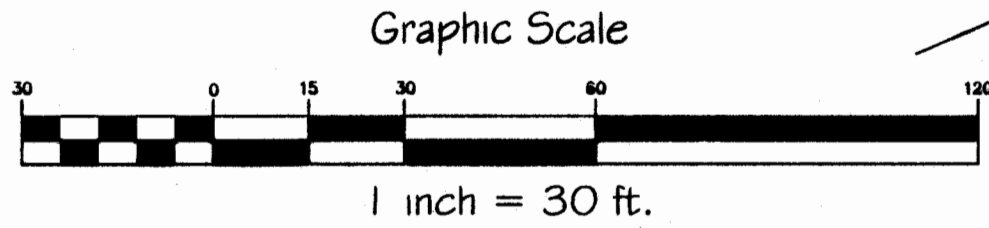
*Ronald A. Pearson*  
Ronald A. Pearson Professional Land Surveyor No. 9008LS

STATE OF MONTANA  
COUNTY OF LINCOLN

Filed on this 26 day of September, 2014 A.D. at 11:00 O'clock A.M.

*Sammy A. Lewis* by *Jeannie Lewis*  
County Clerk and Recorder Deputy

Doc# 253589 C.O.S. NO. 4306 RB



**E.I.D., LLC**  
HARLEM, MT 59526  
DATE: 8/05/14  
DRAWN BY: CJR  
Land Projects 2014  
FILE: T313412SK.dwg