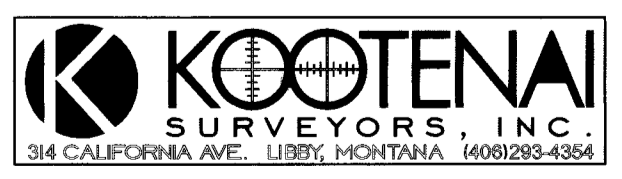
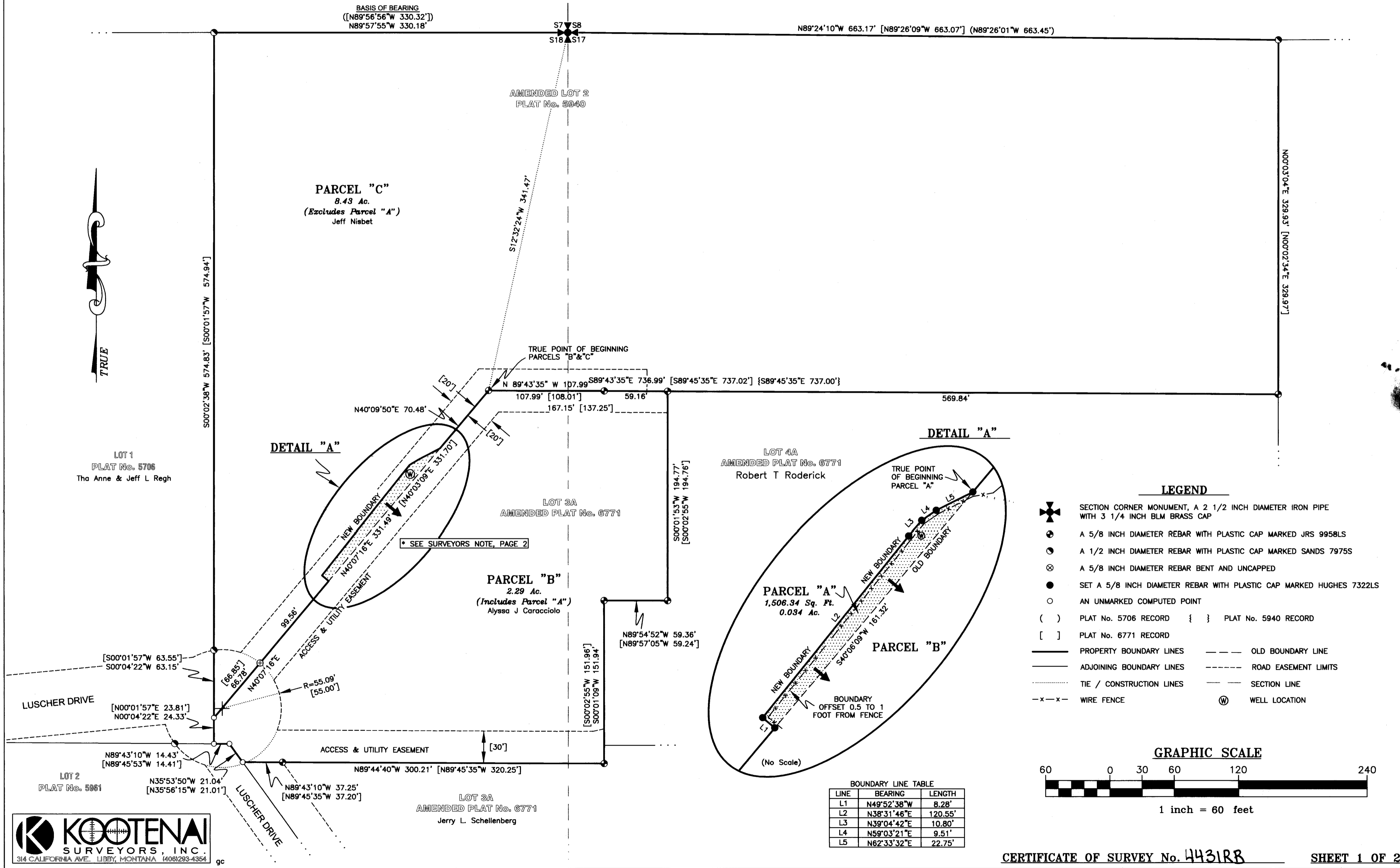


# CERTIFICATE OF SURVEY

## "BOUNDARY LINE ADJUSTMENT"

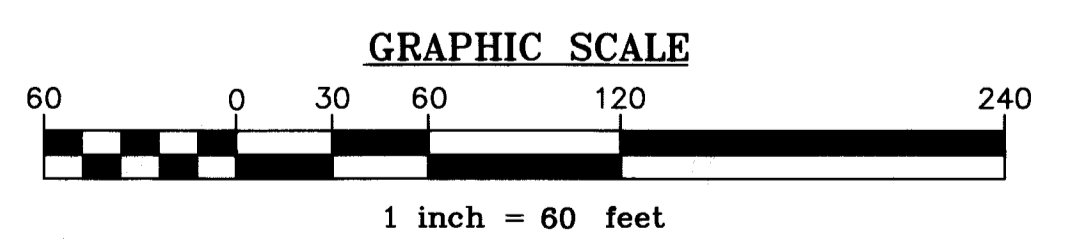
AMENDED PLAT No. 6771, LOTS 2 AND 3A  
 NW1/4NW1/4, SECTION 17 AND NE1/4NE1/4, SECTION 18, T.29N., R.30W., P.M.,MT.  
 FOR: CARACCIOLO      DATE: MAY 2016



- LEGEND**
- SECTION CORNER MONUMENT, A 2 1/2 INCH DIAMETER IRON PIPE WITH 3 1/4 INCH BLM BRASS CAP
  - A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED JRS 9958LS
  - A 1/2 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED SANDS 7975S
  - A 5/8 INCH DIAMETER REBAR BENT AND UNCAPPED
  - SET A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED HUGHES 7322LS
  - AN UNMARKED COMPUTED POINT
  - ( ) PLAT No. 5706 RECORD    { } PLAT No. 5940 RECORD
  - [ ] PLAT No. 6771 RECORD
  - PROPERTY BOUNDARY LINES
  - ADJOINING BOUNDARY LINES
  - TIE / CONSTRUCTION LINES
  - x-x- WIRE FENCE
  - OLD BOUNDARY LINE
  - - - - ROAD EASEMENT LIMITS
  - SECTION LINE
  - (W) WELL LOCATION

BOUNDARY LINE TABLE

LINE	BEARING	LENGTH
L1	N49°52'38"W	8.28'
L2	N38°31'46"E	120.55'
L3	N39°04'42"E	10.80'
L4	N59°03'21"E	9.51'
L5	N62°33'32"E	22.75'



# CERTIFICATE OF SURVEY

## "BOUNDARY LINE ADJUSTMENT"

AMENDED PLAT No. 6771, LOTS 2 AND 3A

NW1/4, SECTION 17 AND NE1/4, SECTION 18, T.29N., R.30W., P.M.,MT.

FOR: CARACCIOLIO

DATE: MAY 2016

### LEGAL DESCRIPTION: PARCEL "A"

A parcel of land, lying southwesterly of Libby, Montana, Lincoln County, within NW1/4 NW1/4, Section 17 and NE1/4 NE1/4, Section 18, T.29N., R.30W., P.M., MT. and more particularly described as follows: Commencing at the northeastern Section Corner, said Section 18, a 2 1/2 inch diameter iron pipe with 3 1/4 inch BLM brass cap; Thence along a tie line S12°32'24"W, 341.47 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence S40°09'50"W 70.48 feet to a set 5/8 inch plastic cap marked HUGHES 7322LS and being the TRUE POINT OF BEGINNING:

Thence along the Old Boundary between Amended Lot 2, Plat 5940 and Lot 3A, Plat 6771 S40°06'09"W 161.32 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence along the New Boundary between Parcels "B" and "C", to set 5/8 inch diameter rebar with plastic caps marked HUGHES 7322LS, the following courses: N49°52'38"W 8.28 feet; Thence N38°31'46"E 120.55 feet; Thence N39°04'42"E 10.80 feet; Thence N59°03'21"E 9.51 feet; Thence N62°33'32"E 22.75 feet to the TRUE POINT OF BEGINNING, containing 0.034 acres. Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: PARCEL "B"

A parcel of land, lying southwesterly of Libby, Montana, Lincoln County, within NW1/4 NW1/4, Section 17 and NE1/4 NE1/4, Section 18, T.29N., R.30W., P.M., MT. and more particularly described as follows: Commencing at the northeastern Section Corner, said Section 18, a 2 1/2 inch diameter iron pipe with 3 1/4 inch BLM brass cap; Thence along a Tie Line S12°32'24"W, 341.47 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS and being the TRUE POINT OF BEGINNING:

Thence along the Boundary between Parcels "B" and "C" S89°43'35"E, 107.99 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence along said Boundary S89°43'35"E, 59.16 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence along a Boundary between Parcels "B" and Lot 4A, Plat No. 6771 S00°01'53"W, 194.77 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence along a Boundary between Parcels "B" and Lot 4A, Plat No. 6771 S00°01'53"W, 194.77 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence along a Boundary between Parcels "B" and Lot 3A, Plat No. 6771 N89°44'40"W, 300.21 feet to the easterly Right-Of-Way limits of "Luscher Drive" being 60 feet in width, a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence along a Boundary between Parcels "B" and Lot 2, Plat No. 5961 N89°43'10"W, 14.43 feet to an unmarked computed point; Thence along Boundary between Parcels "B" and Lot 1, Plat No. 5706 N00°04'22"E, 24.33 feet to an unmarked computed point; Thence along a Boundary between Parcels "B" and "C" N40°07'16"E, 66.78 feet to Cul de sac Limits, Radius of 55.09 feet on said "Luscher Drive", a 5/8 inch diameter rebar, bent and uncapped; Thence along said boundary N40°07'16"E, 99.56 feet to a set 5/8 inch diameter rebar with plastic caps marked HUGHES 7322LS; Thence along the New Boundary between Parcels "B" and "C", to set 5/8 inch diameter rebar with plastic caps marked HUGHES 7322LS, the following courses: N49°52'38"W 8.28 feet; Thence N38°31'46"E 120.55 feet; Thence N39°04'42"E 10.80 feet; Thence N59°03'21"E 9.51 feet; Thence N62°33'32"E 22.75 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence along a New Boundary between Parcels "B" and "C" N40°09'50"E 70.48 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS and being the TRUE POINT OF BEGINNING, containing 2.29 Acres. Subject to and together with all appurtenant easements of record.

### HISTORY OF SURVEYS

- 1996 - Plat No. 5706, "Mountain Acres East Subdivision", Thomas E. Sands, 7975S
- 1997 - Plat No. 5940, Amends Lot 2, "Mountain Acres East Subdivision", James R. Staples, 9958LS
- 1997 - Plat No. 5961, "Shonberg Subdivision", James R. Staples, 9958LS
- 2007 - Plat No. 6771, Amends Lots 3 and 4 of "Amended Lot 2, Mountain Acres East Subdivision", James R. Staples, 9958LS

### METHOD OF SURVEY

A Nikon total station with data collector and a trimble RB GNSS GPS system was used with RTK radial procedures to tie the previously set controlling corners and road alignments by Byron Sanderson, March 2016.

### BASIS OF BEARING

The basis of bearing for this survey is N89°57'55"W derived from GNSS survey grade GPS system calibrated to local control between the Northeastern Section Corner, Section 18 and a 1/2 inch diameter rebar with plastic cap marked SANDS 7975S

### SURVEYORS NOTE

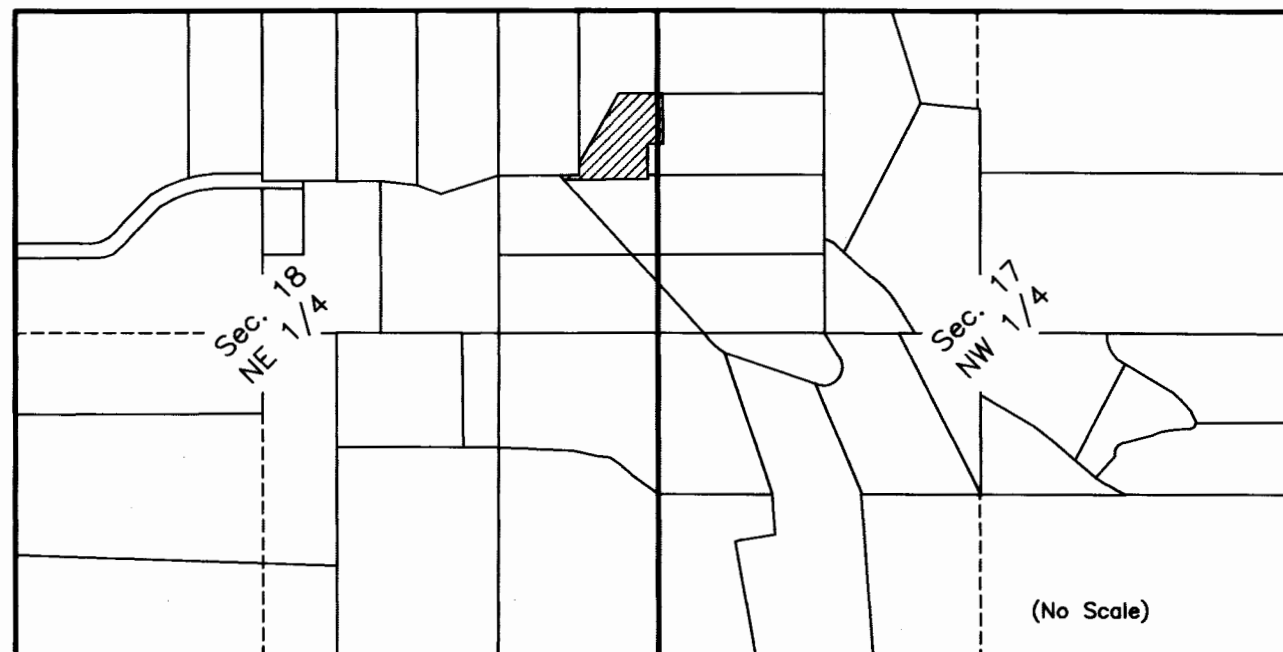
A water well and fence, each serving the Caracciolo property, were discovered to have been incorrectly constructed on the Nisbet property by previous land owners. The purpose of this survey is to adjust the common boundary between these properties to properly place these features on the Caracciolo land.

### LEGAL DESCRIPTION: PARCEL "C"

A parcel of land, lying southwesterly of Libby, Montana, Lincoln County, within NW1/4 NW1/4, Section 17 and NE1/4 NE1/4, Section 18, T.29N., R.30W., P.M., MT. and more particularly described as follows: Commencing at the northeastern Section Corner, said Section 18, a 2 1/2 inch diameter iron pipe with 3 1/4 inch BLM brass cap; Thence along a Tie Line S12°32'24"W, 341.47 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS and being the TRUE POINT OF BEGINNING:

Thence along the Boundary between Parcels "B" and "C" S89°43'35"E, 107.99 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence along said Boundary S89°43'35"E, 59.16 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence along a Boundary between Amended Lot 2, Plat 5940 and Lot 4A, Plat 6771 S89°43'35"E, 569.84 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS; Thence along easterly boundary said Lot 2 N00°03'04"E, 329.93 feet to Section Line between Sections 8 and 17, a 1/2 inch diameter rebar with plastic cap marked SANDS 7975S; Thence along said Section Line N89°24'10"W, 663.17 feet to Section Corner of Sections 7, 8, 17, and 18, a 2 1/2 inch diameter iron pipe with 3 1/4 inch BLM brass cap; Thence along Section Line between Sections 7 and 18, N89°57'55"W, 330.18 feet to a 1/2 inch diameter rebar with plastic cap marked SANDS 7975S; Thence along a Boundary between Parcel "C" and Lot 1, Plat No. 5706 S00°02'38"W, 574.83 feet to northerly limits of a Cul de sac Limits, Radius of 55.09 feet on said "Luscher Drive", a 1/2 inch diameter rebar with plastic cap marked SANDS 7975S; Thence along boundary between, said Parcel and Lot S00°04'22"W, 63.15 feet to an unmarked computed point; Thence along a Boundary between Parcels "B" and "C" N40°07'16"E, 66.78 feet to said Cul de sac Limits, a 5/8 inch diameter rebar, bent and uncapped; Thence along said boundary N40°07'16"E, 99.56 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence along the New Boundary between Parcels "B" and "C", to set 5/8 inch diameter rebar with plastic caps marked HUGHES 7322LS, the following courses: N49°52'38"W 8.28 feet; Thence N38°31'46"E 120.55 feet; Thence N39°04'42"E 10.80 feet; Thence N59°03'21"E 9.51 feet; Thence N62°33'32"E 22.75 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence along a New Boundary between Parcels "B" and "C" N40°09'50"E 70.48 feet to a 5/8 inch diameter rebar with plastic cap marked JRS 9958LS and being the TRUE POINT OF BEGINNING, containing 8.43 Acres. Subject to and together with all appurtenant easements of record.

### VICINITY DIAGRAM



BOUNDARY LINE ADJUSTMENT AREA

### PURPOSE OF SURVEY AND OWNER'S EXEMPTION CERTIFICATION

We, Alyssa J. Caracciolo and Jeff Nisbet record owners, hereby certify that the purpose of survey and division of land is to relocate a common boundary between record parcels and is therefore exempt from subdivision review pursuant to MCA 76-3-207(1)(d); divisions made "for five or fewer lots within a platted subdivision, relocation of common boundaries and the aggregation of lots." We further certify that Parcels "A" and "B" are exempt from review by the Department of Environmental Quality pursuant to ARM 17.36.605 Exclusions 2(b): "A parcel that has no existing facilities for water supply, wastewater disposal, and solid waste disposal other than those that were previously approved by the reviewing authority or that were exempt from such review because (i) no new facilities will be constructed on the parcel and (ii) the division of land will not cause approved facilities to violate any conditions of approval, and will not cause exempt facilities to violate any condition of exemption."

Alyssa J. Caracciolo *[Signature]* Date 6/10/16  
Jeff Nisbet *[Signature]* Date 6/10/16

### ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me

a Notary Public for the State of Montana  
County of Lincoln, by ALYSSA J. CARACCIOLIO

on this 10 day of June, 2016. In witness whereof,  
I have hereunto set my hand and affixed my notarial seal.

*[Signature]*  
residing in: Libby My Commission expires: Dec 1, 2017

### ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me

a Notary Public for the State of Montana  
County of Lincoln, by JEFF NISBET

on this 10 day of June, 2016. In witness whereof,  
I have hereunto set my hand and affixed my notarial seal.

*[Signature]*  
residing in: Libby My Commission expires: Dec 1, 2017

### 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.

*[Signature]* Alvah F. Hughes, 7322LS 05-09-16 Date  
Alvah F. Hughes, PLS, 7322LS

### EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this day 9<sup>th</sup> of May, 2016 A.D.

*[Signature]*  
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.

*[Signature]* Nancy Trotter Higgins 6/3/16 Date  
*[Signature]* Clyde ERM Clerk

### CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 13<sup>rd</sup> day  
of June, 2016 A.D. at 10:00 AM o'clock

*[Signature]* Robin Benson by Clyde ERM Deputy  
Lincoln County Clerk Recorder

CERTIFICATE OF SURVEY No. 4431 RB

SHEET 2 OF 2



#263553 Easement Termination #263554 Easement Termination