

CERTIFICATE OF SURVEY

"COURT ORDERED SURVEY"

STATE OF MONTANA, LINCOLN COUNTY COURT, NINETEENTH JUDICIAL; ORDER NO. DV 16-158

AMENDED LOT 1, of AMENDED LOTS 1 AND 2, "LIBBY CREEK RIDGE SUBDIVISION"
CERTIFICATE OF SURVEY NO. 4261RB

NE 1/4, SECTION 11 AND NW 1/4, SECTION 12, T.29N., R.31W., P.M., MT.

FOR: DESHAZER AND BRISKIN

AUGUST, 2016

PURPOSE OF SURVEY AND OWNER'S CERTIFICATION

We, Stewart L. Briskin and Jack Deshazer, hereby Certify that the purpose of this survey and division of land is "by Order of a Court" and is therefore Exempt from review as a subdivision pursuant to 76-3-201(1)(a); "Created by order of any court of record in this state or by operation of law or that, 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". Furthermore, We Certify that the division is Exempt from Department of Environmental Quality review pursuant to MCA 76-4-125(2)(a): "the exclusions cited in 76-3-201."

Stewart L. Briskin 8/16/16 Date
Jack Deshazer 8/18/16 Date

ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of Montana County of Lincoln by STEWART L. BRISKIN on this 18 day of August 2016. In witness whereof, I have hereunto set my hand and affixed my notarial seal.
Jenny M. Woods My Commission expires: Dec 1, 2017

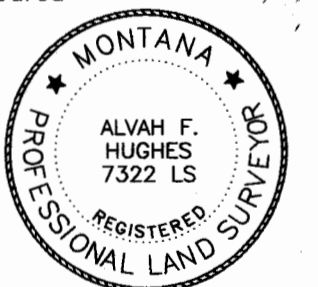
ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of Montana County of Lincoln by JACK DESHAZER on this 18 day of August 2016. In witness whereof, I have hereunto set my hand and affixed my notarial seal.
Jenny M. Woods 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.

Alvah F. Hughes, 7322LS 08-17-16 Date
Alvah F. Hughes, PLS, 7322LS



EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this 19th day of August 2016, A.D.

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

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 22nd day

of August 2016, A.D. at 12:40 o'clock

Robin Pearson by Clara E. Rm. Deputy
Lincoln County Clerk Recorder Deputy

CERTIFICATE OF SURVEY No. 4438 CO

LEGAL DESCRIPTION, LOT 1A

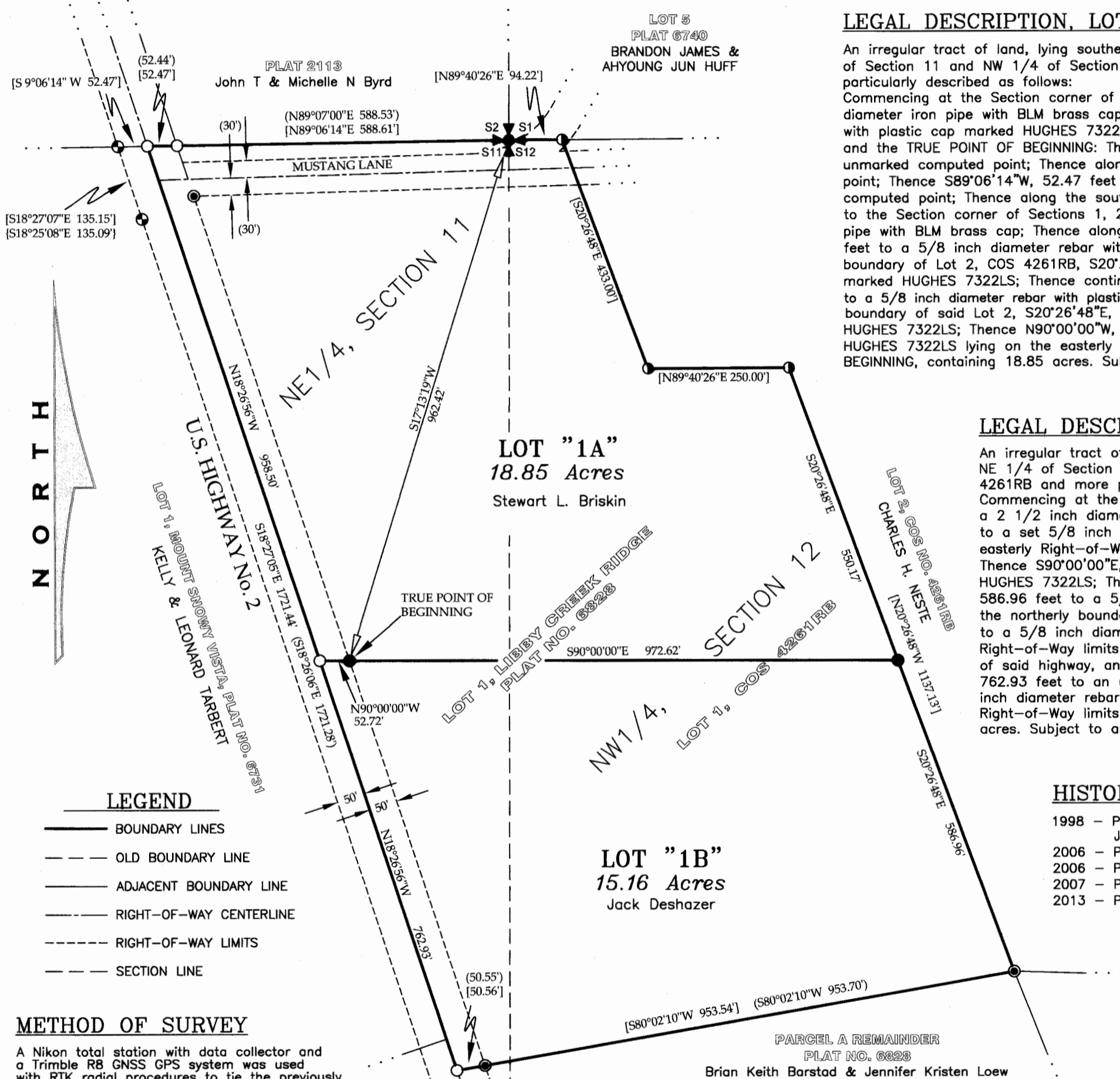
An irregular tract of land, lying southeast from Libby, Montana, in Lincoln County and in the NE 1/4 of Section 11 and NW 1/4 of Section 12, T.29N., R.31W., P.M., MT., within Lot 1, COS 4261RB and more particularly described as follows:
Commencing at the Section corner of Sections 1, 2, 11, and 12, T.29N., R.31W., P.M., MT., a 2 1/2 inch diameter iron pipe with BLM brass cap; Thence S17°13'19"W, 962.42 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS lying on the easterly Right-of-Way limits of "U.S. Highway No. 2", and the TRUE POINT OF BEGINNING; Thence N90°00'00"W, 52.72 feet to the centerline of said highway, an unmarked computed point; Thence along said centerline N18°26'56"W, 958.50 feet to an unmarked computed point; Thence S89°06'14"W, 52.47 feet to said easterly Right-of-Way limits of said highway, an unmarked computed point; Thence along the southerly boundary of Irregular Plat No. 2113, S89°06'14"W, 588.61 feet to the Section corner of Sections 1, 2, 11, and 12, T.29N., R.31W., P.M., MT., a 2 1/2 inch diameter iron pipe with BLM brass cap; Thence along the southerly boundary of Lot 5, Plat No. 6740, N89°40'26"E, 94.22 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence along the westerly boundary of Lot 2, COS 4261RB, S20°26'48"E, 433.00 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence continuing along the boundary of said Lot 2, N89°40'26"W, 250.00 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence continuing along the westerly boundary of said Lot 2, S20°26'48"E, 550.17 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence N90°00'00"W, 972.62 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS lying on the easterly Right-of-Way limits of "U.S. Highway No. 2", and the TRUE POINT OF BEGINNING, containing 18.85 acres. Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION, LOT 1B

An irregular tract of land, lying southeast from Libby, Montana, in Lincoln County and in the NE 1/4 of Section 11 and NW 1/4 of Section 12, T.29N., R.31W., P.M., MT., within Lot 1, COS 4261RB and more particularly described as follows:
Commencing at the Section corner of Sections 1, 2, 11, and 12, T.29N., R.31W., P.M., MT., a 2 1/2 inch diameter iron pipe with BLM brass cap; Thence S17°13'19"W, 962.42 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS lying on the easterly Right-of-Way limits of "U.S. Highway No. 2", and the TRUE POINT OF BEGINNING; Thence S90°00'00"E, 972.62 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence along the westerly boundary of Lot 2, COS 4261RB, S20°26'48"E, 586.96 feet to a 5/8 inch diameter rebar with plastic cap marked KED, 4975S; Thence along the northerly boundary of Parcel A Remainder, Plat No. 6828, S80°02'10"W, 953.54 feet to a 5/8 inch diameter rebar with plastic cap marked KED, 4975S lying on the easterly Right-of-Way limits of "U.S. Highway No. 2"; Thence S80°02'10"W, 50.56 feet to the centerline of said highway, an unmarked computed point; Thence along said centerline N18°26'56"W, 762.93 feet to an unmarked computed point; Thence S90°00'00"E, 52.72 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS lying on the easterly Right-of-Way limits of "U.S. Highway No. 2", and TRUE POINT OF BEGINNING, containing 15.16 acres. Subject to and together with all appurtenant easements of record.

HISTORY OF SURVEYS

- 1998 - Plat No. 6106, Amended Plat "Cherry Creek Bluff Overview Subdivision", James R. Staples, 9958LS
- 2006 - Plat No. 6731, "Mount Snowy Vista Subdivision", Kenneth E. Davis, 4975S
- 2006 - Plat No. 6740, "Libby Creek Estates Subdivision", Kenneth E. Davis, 4975S
- 2007 - Plat No. 6828, "Libby Creek Ridge Subdivision", Kenneth E. Davis, 4975S
- 2013 - Plat No. 4261RB, "Boundary Line Adjustment", Alvah F. Hughes, 7322LS



- #### LEGEND
- BOUNDARY LINES
 - - - OLD BOUNDARY LINE
 - - - ADJACENT BOUNDARY LINE
 - - - RIGHT-OF-WAY CENTERLINE
 - - - RIGHT-OF-WAY LIMITS
 - - - SECTION LINE

METHOD OF SURVEY

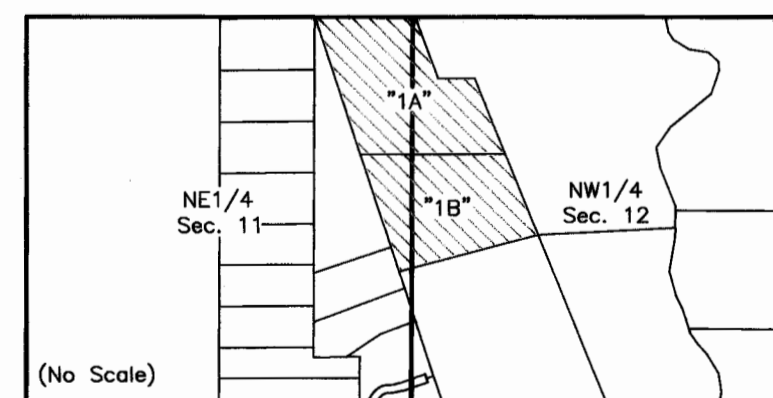
A Nikon total station with data collector and a Trimble RB GNSS GPS system was used with RTK radial procedures to tie the previously set controlling corners and road alignments by Levi Powell, October 2013

BASIS OF BEARING

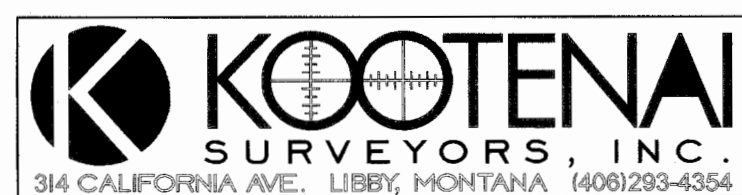
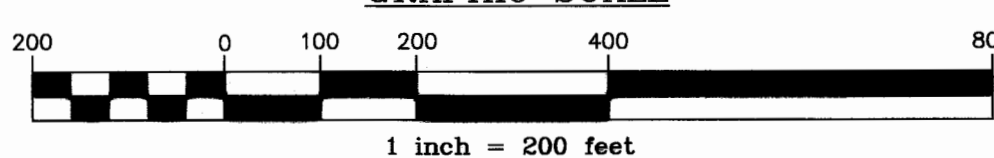
The basis of bearing for this survey is S00°04'37"W derived from Survey Grade GPS system calibrated to local control between the northwest Section Corner of Section 12, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap and a monument at the intersection of Section Line and U.S. Highway 2, Right-of-Way, a 5/8 inch diameter rebar with plastic cap marked KED, 4975S.

- #### LEGEND
- ⊕ SECTION CORNER, A 2 1/2 INCH DIAMETER IRON PIPE WITH 3 1/4 INCH DIAMETER BLM BRASS CAP
 - A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED, KED 4975S
 - A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED, SANDS 7975S
 - A SET 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED, HUGHES 7322LS
 - A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED, HUGHES 7322LS
 - AN UNMARKED, COMPUTED POINT
 - { } COS No. 6106 RECORD
 - () COS No. 6828 RECORD
 - [] COS No. 4261RB RECORD

VICINITY DIAGRAM



GRAPHIC SCALE



Comm Approval #264762 Judgement #264763