

AN AMENDED PLAT OF:

Lot 2 of Red Top Subdivision Plat No. 6778 & Lot 1 of Justice Acres Plat No. 6254
BOUNDARY ADJUSTMENTA portion of H.E.S. 1074 & H.E.S. 405 In unsurveyed Sections 30 & 31, Twp. 35 N., R. 33 W., P.M.M.
For: Kenneth L. Wimer
Date: August 2016

DESCRIPTION OF LOT 2A

A tract of land near Troy, in Lincoln County, Montana, lying in un-surveyed Sections 30 & 31 of Twp. 35 N., R. 33 W., P.M.M., being Lot 2 of Red Top Subdivision per Plat No. 6778 and a portion of Lot 1 of Justice Acres per Plat No. 6254, containing 40.16 acres more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S which marks the southwest corner of Lot 2 of Red Top Subdivision per Plat No. 6778; thence, along the east right-of-way of Montana State Highway No. 508 along the arc of a spiral curve to the right, a chord bearing of N33°33'20"W 132.63 feet to a 2 inch dia. alum. MDOH monument; thence continuing along said east right-of-way, on the arc of a curve to the right, a distance of 1068.25 feet, turning through a delta angle of 16°22'00", and having a radius of 3739.70 feet, to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N23°19'19"W 151.43 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N16°50'03"W 30.30 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence leaving said east right-of-way line, N61°04'37"E 364.86 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the west bank of the Yaak River; thence continuing, N61°04'37"E 55.85 feet to a computed point located on the approximate centerline of said Yaak River; thence, S63°18'32"E 62.16 feet to a computed point; thence, S49°51'40"E 137.84 feet to a computed point; thence leaving said approximate centerline, N71°03'41"E 80.00 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the east bank of said Yaak River; thence continuing, N71°03'41"E 598.79 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S21°51'56"E 1141.14 feet to an original stone marking Corner No. 6 of H.E.S. 1074; thence, S63°55'56"W 387.32 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the east bank of said Yaak River; thence continuing, S63°55'56"W 68.60 feet to a computed point located on the approximate centerline of said Yaak River; thence along said approximate centerline, S36°13'55"E 343.29 feet to a computed point; thence leaving said approximate centerline, S56°34'20"W 75.00 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the west bank of said Yaak River; thence continuing, S56°34'20"W 223.28 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S79°50'24"W 290.23 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S61°41'46"W 132.38 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the east right of way line of Montana Highway No. 508; thence continuing, S61°41'46"W 2.84 feet to a computed point located on the east boundary of Irregular Plat No. 353; thence along said east boundary, N35°22'05"W 305.87 feet to a computed point; thence, N63°55'56"E 30.57 feet to the point of beginning.

The aforescribed Lot 2A contains 40.16 acres more or less and is subject to and together with all appurtenant easements of record.

DESCRIPTION OF LOT 1A

A tract of land near Troy, in Lincoln County, Montana, lying in un-surveyed Sections 31 of Twp. 35 N., R. 33 W., P.M.M., being a portion of Lot 1 of Justice Acres per Plat No. 6254, containing 16.59 acres more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S located at the intersection of the east right-of-way line of Montana State Highway No. 508 and the south boundary of Lot 1 of Justice Acres per Plat No. 6254 and bears N50°09'08"E 28.92 feet from a computed point marking the southwest corner of said Lot 1 of Justice Acres; thence from the true point of beginning, N50°09'08"E 591.35 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the west bank of the Yaak River; thence continuing, N50°09'08"E 79.58 feet to a computed point located on the approximate centerline of said Yaak River; thence along said approximate centerline, N34°53'36"W 305.97 feet to a computed point; thence, N24°14'34"W 279.30 feet to a computed point; thence, N36°13'55"W 359.49 feet to a computed point; thence leaving said approximate centerline, S56°34'20"W 75.00 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the west bank of said Yaak River; thence continuing, N50°09'08"E 79.58 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S79°50'24"W 290.23 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S61°41'46"W 132.38 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the east right of way line of Montana Highway No. 508; thence continuing, S61°41'46"W 2.84 feet to a computed point located on the east boundary of Irregular Plat No. 353; thence along said east boundary, S35°22'05"E 116.09 feet to a computed point; thence continuing, S35°22'05"E 341.62 feet to a computed point; thence along the south boundary of said Irregular Plat No. 353, S54°27'08"W 8.32 feet to a computed point; thence continuing, S54°27'08"W 38.28 feet to a computed point; thence, S34°45'52"E 686.64 feet to a computed point; thence, N50°09'08"E 28.92 feet to the point of beginning.

The aforescribed Lot 1A contains 16.59 acres more or less and is subject to and together with all appurtenant easements of record including a 40 foot wide access easement as shown here on.

Legend

- SET 5/8 INCH DIA. REBAR WITH 1 1/4 INCH DIA. PLASTIC CAP STAMPED K.E.D. 4975-S
- FOUND 2 INCH DIA. ALUM. R/W MONUMENT
- FOUND 5/8 INCH DIA. REBAR CAPPED K.E.D. 4975-S
- FOUND H.E.S. CORNER AS NOTED
- COMPUTED POINTS
- RECORD PER PLAT NO. 6778
- RECORD PER C.O.S. NO. 3946FC
- RECORD PER PLAT NO. 6254
- WITNESS CORNER

DESCRIPTION OF PARCEL A

A tract of land near Troy, in Lincoln County, Montana, lying in un-surveyed Section 31 of Twp. 35 N., R. 33 W., P.M.M., being a portion of Lot 1 of Justice Acres per Plat No. 6254, containing 5.44 acres more or less and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S which marks the southwest corner of Lot 2 of Red Top Subdivision per Plat No. 6778; thence, N63°55'56"E 591.66 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the west bank of the Yaak River; thence continuing, N63°55'56"E 76.67 feet to a computed point located on the approximate centerline of said Yaak River; thence along said approximate centerline, S36°13'55"E 343.29 feet to a computed point; thence leaving said approximate centerline, S56°34'20"W 75.00 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the west bank of said Yaak River; thence continuing, S56°34'20"W 223.28 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S79°50'24"W 290.23 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S61°41'46"W 132.38 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the east right of way line of Montana Highway No. 508; thence continuing, S61°41'46"W 2.84 feet to a computed point located on the east boundary of Irregular Plat No. 353; thence along said east boundary, N35°22'05"W 305.87 feet to a computed point; thence, N63°55'56"E 30.57 feet to the point of beginning.

The aforescribed Parcel A contains 5.44 acres more or less and is to become a permanent part of Lot 2 of Red Top Subdivision as shown hereon.

CERTIFICATE OF ADJUSTMENT/PURPOSE

I, Kenneth L. Wimer, the undersigned property owner, do hereby certify that the purpose of this survey is to relocate a common boundary between adjoining properties inside 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 76-4-125 (2)(e)(ii) which states: " (e) subject to the provisions of subsection (3), a remainder of an original tract created by segregating a parcel from the tract for purposes of transfer if: (ii) the remainder is 1 acre or larger and has an individual sewage system serving a discharge source that was in existence prior to April 29, 1993, and, if required when installed, the system was approved pursuant to local regulations or this chapter.

Dated this 21 day of October, 2016 A.D.

Kenneth L. Wimer
Kenneth L. Wimer

STATE OF MONTANA
County of Lincoln

On this 21st day of October, 2016 A.D. before me, a Notary Public in and for the State of Montana, Kenneth L. Wimer, 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.

Clyde E. Ron
Notary Public

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 20 day of October, 2016 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 20 day of October, 2016 A.D.

Nancy Trotter Higgins by Carby Ogata, Clerk
Treasurer Lincoln County Montana

CERTIFICATION OF LINCOLN COUNTY EXAMINING LAND SURVEYOR:
Examined this 12th day of September, 2016 A.D.

Ronald A. Pearson Professional Land Surveyor No. 9008LS
STATE OF MONTANA
COUNTY OF LINCOLN

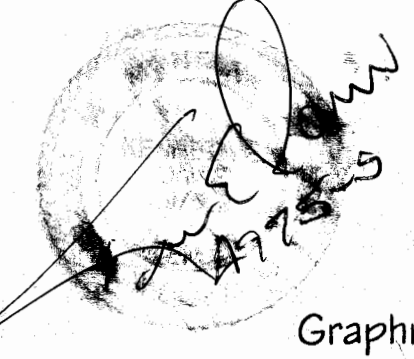
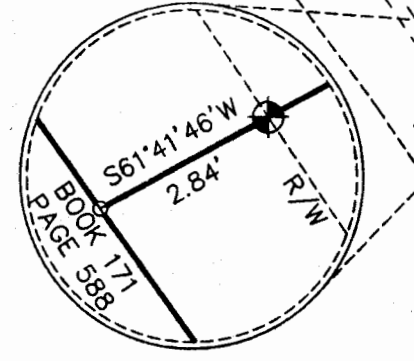
Filed on this 21st day of October 2016 A.D. at 12:10 O'clock P.M.

Robin Benson by *Clyde E. Ron*
County Clerk and Recorder Deputy

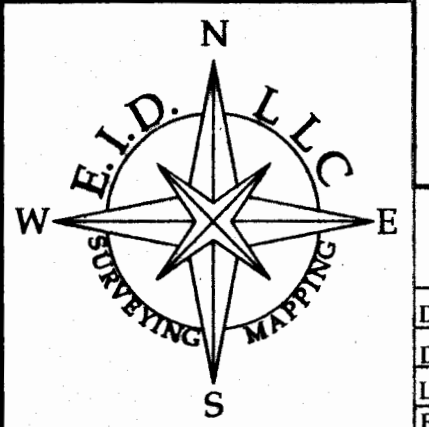
C.O.S. NO. 4450RB

Line Table		
Line #	Length	Direction
L1	38.28	S54°27'08"W
L2	8.32	S54°27'08"W
L3	341.62	S35°22'05"E
L4	116.09	S35°22'05"E
L5	305.87	N35°22'05"W
L6	30.57	N63°55'56"E
L7	132.63	S33°33'20"E
L8	55.85	N61°04'37"E
L9	62.16	S63°18'32"E
L10	137.84	S49°51'40"E
L11	80.00	N71°03'41"E
L12	115.77	N33°58'21"W
L13	149.06	N33°58'21"W
L14	82.46	N19°56'11"W
L15	57.00	N33°58'21"W
L16	15.79	N33°58'06"W
L17	132.38	S61°41'46"W
L18	39.00	S63°55'56"W

COMPUTED COR. 1
H.E.S. 1074



Graphic Scale
1 inch = 200 ft.



E.I.D., LLC
HARLEM, MT 59526
DATE: 8/12/16
DRAWN BY: GTR
Land Projects 2015
FILE: t353331kw.dwg