LINCOLN COUNTY MONTANA

CERTIFICATE OF SURVEY:

COURT ORDERED DIVISION

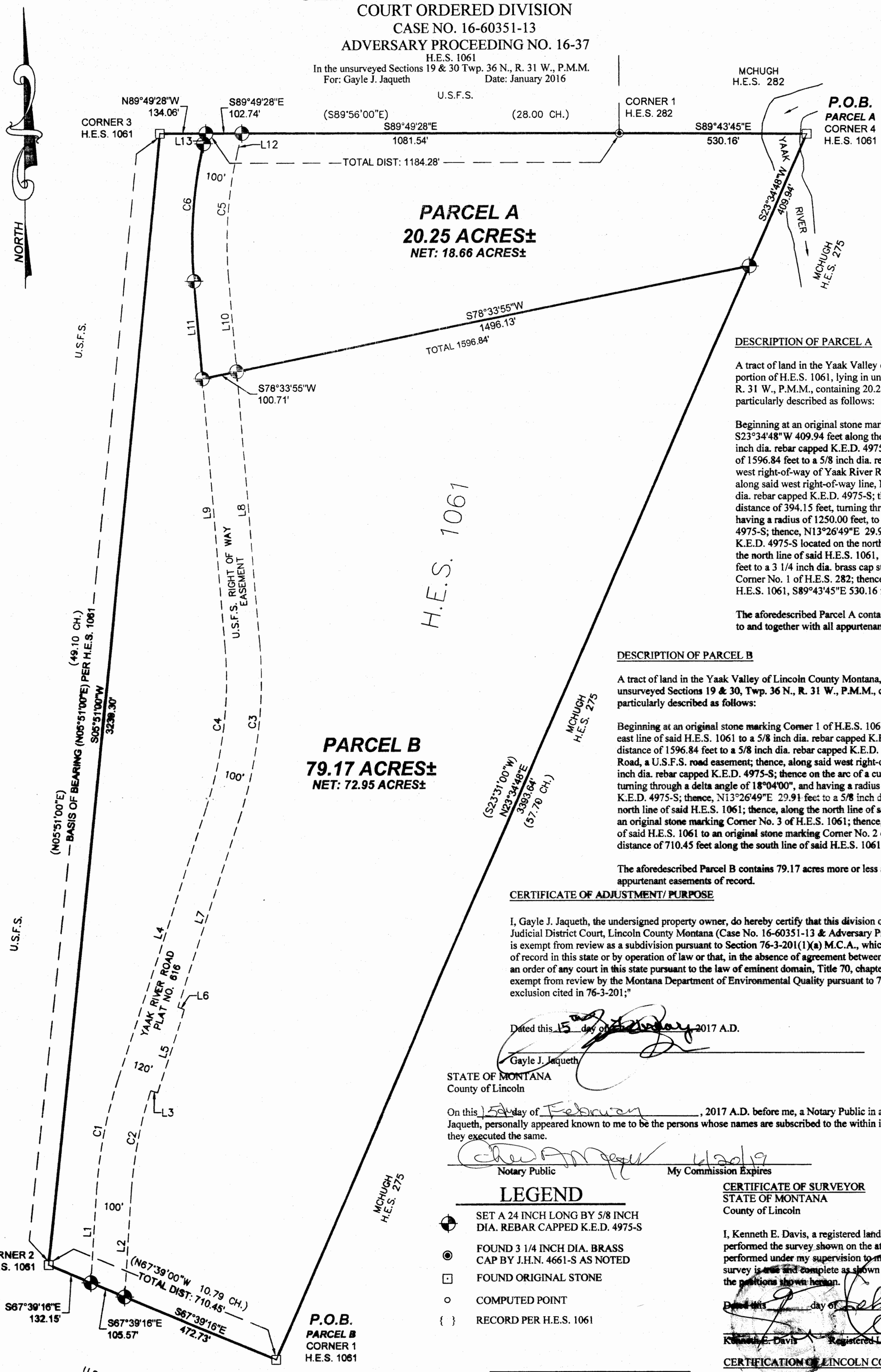
CASE NO. 16-60351-13

ADVERSARY PROCEEDING NO. 16-37

H.E.S. 1061

In the unsurveyed Sections 19 & 30 Twp. 36 N., R. 31 W., P.M.M.

For: Gayle J. Jaqueth Date: January 2016



Line Table		
Line #	Length	Direction
L1	265.78	N03°38'49"E
L2	299.62	N03°38'49"E
L3	20.00	N71°40'11"W
L4	816.40	N18°19'49"E
L5	248.30	N18°19'49"E
L6	20.00	N71°40'11"W
L7	568.10	N18°19'49"E
L8	780.17	N04°37'11"W
L9	768.22	N04°37'11"W
L10	266.93	N04°37'11"W
L11	278.88	N04°37'11"W
L12	53.50	N13°26'49"E
L13	29.91	N13°26'49"E

DESCRIPTION OF PARCEL A

A tract of land in the Yaak Valley of Lincoln County Montana, being a portion of H.E.S. 1061, lying in unsurveyed Sections 19 & 30, Twp. 36 N., R. 31 W., P.M.M., containing 20.25 acres more or less and more particularly described as follows:

Beginning at an original stone marking Corner 4 of H.E.S. 1061; thence, S23°34'48"W 409.94 feet along the east line of said H.E.S. 1061 to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S78°33'55"W a total distance of 1596.84 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the west right-of-way of Yaak River Road, a U.S.F.S. road easement; thence, along said west right-of-way line, N04°37'11"W 278.88 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence on the arc of a curve to the right, a distance of 394.15 feet, turning through a delta angle of 18°04'00", and having a radius of 1250.00 feet, to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N13°26'49"E 29.91 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the north line of said H.E.S. 1061; thence, along the north line of said H.E.S. 1061, S89°49'28"E a total distance of 1184.28 feet to a 3 1/4 inch dia. brass cap stamped J.H.N. 4661-S which marks Corner No. 1 of H.E.S. 282; thence continuing along the north line of said H.E.S. 1061, S89°43'45"E 530.16 feet to the point of beginning.

The aforedescribed Parcel A contains 20.25 acres more or less and is subject to and together with all appurtenant easements of record.

DESCRIPTION OF PARCEL B

A tract of land in the Yaak Valley of Lincoln County Montana, being a portion of H.E.S. 1061, lying in unsurveyed Sections 19 & 30, Twp. 36 N., R. 31 W., P.M.M., containing 79.17 acres more or less and more particularly described as follows:

Beginning at an original stone marking Corner 1 of H.E.S. 1061; thence, N23°34'48"E 3393.64 feet along the east line of said H.E.S. 1061 to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, S78°33'55"W a total distance of 1596.84 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S on the west right-of-way of Yaak River Road, a U.S.F.S. road easement; thence, along said west right-of-way line, N04°37'11"W 278.88 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence on the arc of a curve to the right, a distance of 394.15 feet, turning through a delta angle of 18°04'00", and having a radius of 1250.00 feet, to a 5/8 inch dia. rebar capped K.E.D. 4975-S; thence, N13°26'49"E 29.91 feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the north line of said H.E.S. 1061; thence, along the north line of said H.E.S. 1061, N89°49'28"W 134.06 feet to an original stone marking Corner No. 3 of H.E.S. 1061; thence, S05°51'00"W 3239.30 feet along the west line of said H.E.S. 1061 to an original stone marking Corner No. 2 of H.E.S. 1061; thence, S67°39'16"E a total distance of 710.45 feet along the south line of said H.E.S. 1061 to the point of beginning.

The aforedescribed Parcel B contains 79.17 acres more or less and is subject to and together with all appurtenant easements of record.

CERTIFICATE OF ADJUSTMENT/ PURPOSE

I, Gayle J. Jaqueth, the undersigned property owner, do hereby certify that this division of land is created by order of the Nineteenth Judicial District Court, Lincoln County Montana (Case No. 16-60351-13 & Adversary Proceeding No. 16-37). Therefore this survey is exempt from review as a subdivision pursuant to Section 76-3-201(1)(a) M.C.A., which states: " is 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, Title 70, chapter 3". Furthermore this division of land is exempt from review by the Montana Department of Environmental Quality pursuant to 76-4-125(2)(a) M.C.A., which states: "the exclusion cited in 76-3-201;"

Dated this 15th day of February 2017 A.D.

Gayle J. Jaqueth

STATE OF MONTANA
County of Lincoln

On this 15th day of February, 2017 A.D. before me, a Notary Public in and for the State of Montana, Gayle J. Jaqueth, 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.

Notary Public My Commission Expires 6/20/19

LEGEND

- SET A 24 INCH LONG BY 5/8 INCH DIA. REBAR CAPPED K.E.D. 4975-S
- FOUND 3 1/4 INCH DIA. BRASS CAP BY J.H.N. 4661-S AS NOTED
- FOUND ORIGINAL STONE
- COMPUTED POINT
- { } RECORD PER H.E.S. 1061

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 9th day of February, 2017 A.D.

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

CERTIFICATION OF LINCOLN COUNTY EXAMINING LAND SURVEYOR:

Examined this 9th day of February 2017 A.D.

Ronald A. Pearson Professional Land Surveyor No. 9008LS

STATE OF MONTANA
COUNTY OF LINCOLN

Filed on this 15th day of February 2017 A.D. at 2:53 O'clock P m.

Robin Benson by Clyde E Rm Deputy
County Clerk and Recorder Deputy

C.O.S. NO. 4472 CD

Curve Table			
Curve #	Length	Radius	Delta
C1	320.34	1250.00	014°41'00"
C2	294.71	1150.00	014°41'00"
C3	500.69	1250.00	022°57'00"
C4	460.64	1150.00	022°57'00"
C5	362.62	1150.00	018°04'00"
C6	394.15	1250.00	018°04'00"

Graphic Scale:
200 0 100 200 400
(1 inch = 200 ft.)

DAVIS SURVEYING INC.
TROY, MONTANA

DATE: 8/14/15	REV: 8/28/15 10/31/16
DRAWN BY: CJR	
Land Projects 2015	
FILE: t323427kd.dwg	

Judgment #267491 Planning Approval # 267615