

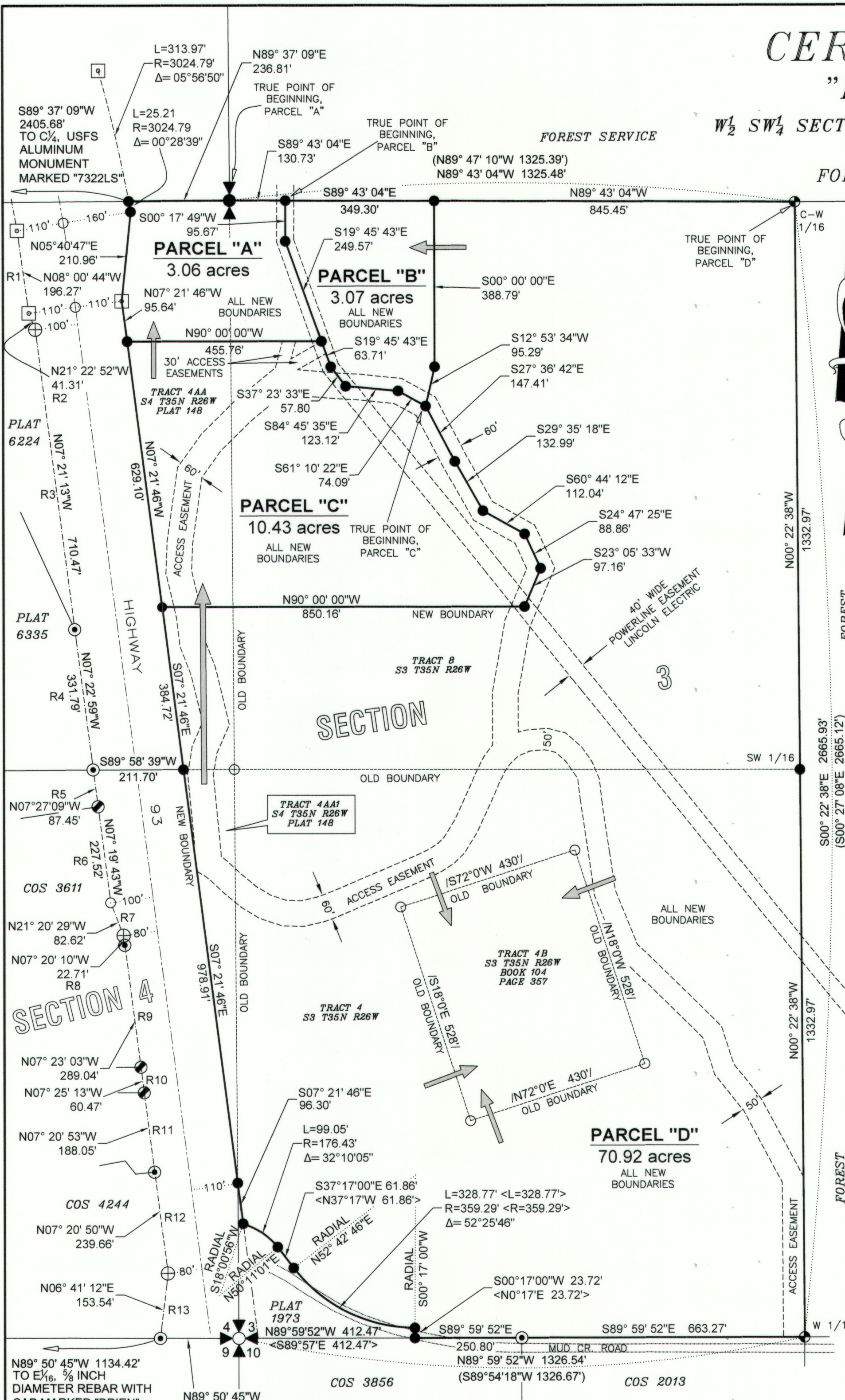
# CERTIFICATE OF SURVEY

## "BOUNDARY LINE ADJUSTMENT"

W $\frac{1}{2}$  SW $\frac{1}{4}$  SECTION 3 AND E $\frac{1}{2}$  SE $\frac{1}{4}$  SECTION 4, T.35N., R.26W., P.M., MT.  
LINCOLN COUNTY, MONTANA

FOR: ROOSE & FRAZIER

DATE: APRIL, 2019



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

(A) We, Barry Roose & Vicki L. Frazier, record owners, hereby certify that the purpose of this survey and division of land is the relocation of common boundaries and is therefore exempt from subdivision review pursuant to MCA 76-3-207(1)(a): "divisions made outside of platted subdivisions for the purpose of relocating common boundary lines between adjoining properties". We further certify that Parcels "A", "B", and "C" are exempt from sanitation review by the Department of Environmental Quality pursuant to ARM 17.36.605(2)(a): "a parcel that has no facilities for water supply, wastewater disposal, storm drainage, or solid waste disposal, if no facilities will be constructed on the parcel". Furthermore: Parcel "D" is 20 acres or greater, exclusive of public roadways, and is therefore exempt from review by the DEQ pursuant to MCA 76-4-102(16).

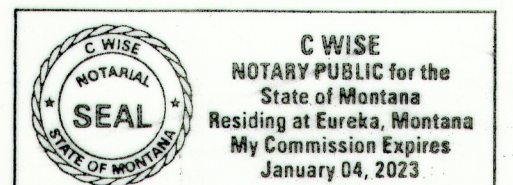
Vicki L. Frazier Date 5-23-19  
Barry Roose Date 5-23-19

### ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of Montana County of Lincoln

by Vicki L. Frazier on this 23rd day of May 2019. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

residing in: Eureka, MT My Commission expires: 01-04-2023

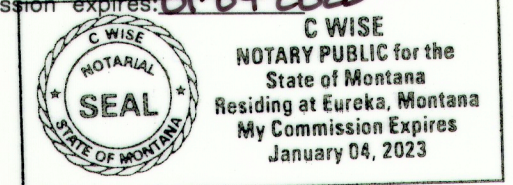


### ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of Montana County of Lincoln

by Barry Roose on this 23rd day of May 2019. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

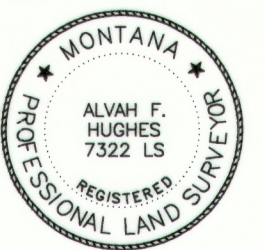
residing in: Eureka, MT My Commission expires: 01-04-2023



### 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, PLS, 7322LS Date May 30, 2019  
Alvah F. Hughes, PLS, 7322LS



### EXAMINING LAND SURVEYOR'S CERTIFICATION

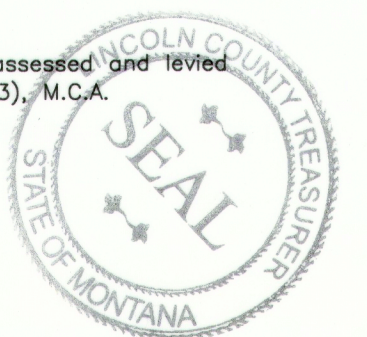
Examined this day 1st of May 2019, A.D.

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.

Michael for Starburg Date 4-4-19  
Lincoln County Treasurer



### CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 10th day

of June 2019 A.D. at 3:07 o'clock

Robin Berbon by Clude E. Rm  
Lincoln County Clerk and Recorder Deputy

### BASIS OF BEARING

The basis of bearing for this survey is N00°22'38"W, derived from Survey Grade GPS system calibrated to local control between original the W  $\frac{1}{4}$  and C-W  $\frac{1}{4}$  corners, Section 3, T.35N., R.26W., P.M., MT. Each being original 3/4 inch diameter aluminum capped monuments marked "5612S".

### METHOD OF SURVEY

A Nikon total station with data collector and a Trimble R6 GNSS GPS system was used with RTK radial procedures to tie previously set controlling corners by Levi Powell, June 2018.

### HISTORY OF SURVEYS

1951 - Plat No. 148, Depicts multiple tracts in S3 & S4, T35N, R26W, Leland E. Tripp, 308S.  
1953 - Book 104, Page 357, Creates Tract 4B in S3, T35N, R26W, No Named Surveyor.  
1972 - Plats 1972 & 1973, Mud Creek Rd. Right-of-Way and Lincoln County Tract, Kenneth Haskell, 270ES.  
1980 - COS No. 855, Retracement and Subdivision, S3, T35N, R26W, Thomas C. Hill, 5612S.

### LINE & SYMBOL LEGEND

- SECTION CORNER, A 3/4 INCH DIAMETER ALUMINUM CAPPED MDOH MONUMENT
- ONE-QUARTER CORNER, A BRASS CAPPED MONUMENT MARKED BAYER
- A 3/4 INCH DIAMETER ALUMINUM CAPPED MONUMENT MARKED 5612S
- A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED 7328S
- AN UNCAPPED 5/8 INCH DIAMETER REBAR
- A 2 INCH DIAMETER ALUMINUM CAPPED MDOH RIGHT-OF-WAY MONUMENT
- SET A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED HUGHES, 7322LS
- A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED 12211LS
- AN UNMARKED COMPUTED POINT
- BOUNDARY LINES
- OLD BOUNDARY LINE
- ADJOINING BOUNDARIES
- HIGHWAY RIGHT-OF-WAY LIMITS
- DIMENSION LINE
- HIGHWAY CENTERLINE
- EASEMENT LIMIT

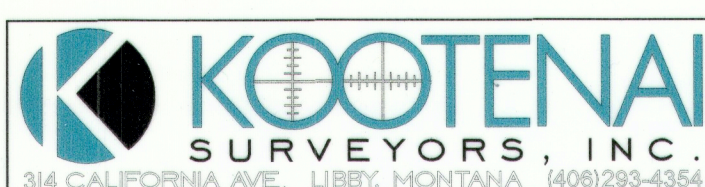
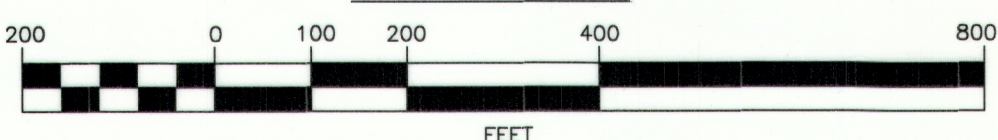
### RECORD SURVEY LEGEND

- ( ) COS 855
- \* \* \* COS 4244
- [ ] COS 3611
- [ ] PLAT 6335
- [ ] PLAT 6224
- [ ] PLAT 1973
- / / BOOK 104 PAGE 357

### RECORD LINE TABLE

- HWY 93 WESTERN RIGHT-OF-WAY LIMIT
- R1 ~N08°04'41"W 196.14'
  - R2 ~N21°23'25"W 41.22'
  - R3 ~N07°21'05"W 710.49'
  - R4 [S07°21'05"E 332.08']
  - R5 \*N07°22'47"W 87.00'
  - R6 \*N07°22'47"W 226.38'
  - R7 \*N21°24'57"W 83.60'
  - R8 \*N07°22'47"W 22.97'
  - R9 \*N07°22'47"W 288.94'
  - R10 \*N07°22'47"W 60.52'
  - R11 [S07°19'48"E 187.99']
  - R12 [S07°19'48"E 239.64']
  - R13 [S06°41'17"W 153.49']

### GRAPHIC SCALE



CERTIFICATE OF SURVEY No. 4594 RB

Sheet 1 of 2



# CERTIFICATE OF SURVEY

## "BOUNDARY LINE ADJUSTMENT"

W $\frac{1}{2}$  SW $\frac{1}{4}$  SECTION 3 AND E $\frac{1}{2}$  SE $\frac{1}{4}$  SECTION 4, T.35N., R.26W., P.M.,MT.

LINCOLN COUNTY, MONTANA

FOR: ROOSE & FRAZIER

DATE: APRIL, 2019

### LEGAL DESCRIPTION: PARCEL "A"

An irregular parcel of land, lying southeasterly from Eureka, Montana, Lincoln County, within the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 3, and the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 4, T.35N., R.26W., P.M.,MT., and more particularly described as follows:  
Commencing at the one-quarter corner common to said Sections 3 and 4, a brass capped monument marked "Bayer" and THE TRUE POINT OF BEGINNING; Thence along the east-west mid-section line, said Section 3 S89°43'04"E, 130.73 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the centerline of a 40 foot wide powerline easement; Thence along said easement centerline S00°17'49"W, 95.67 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said easement centerline S19°45'43"E, 249.57 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N90°00'00"W, 455.76 feet to the easterly right-of-way limit of Highway 93, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said easterly right-of-way limit N07°21'46"W, 95.64 feet to a 2 inch diameter aluminum capped MDOT monument marked "RW 246+77.53"; Thence continuing along said easterly right-of-way limit N05°40'47"E, 210.96 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said easterly right-of-way limit N09°46'15"W, 25.21 feet to the east-west mid-section line, said Section 4, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said Section 4 mid-section line N89°37'09"E, 236.81 feet to a brass capped monument marked "Bayer" and THE TRUE POINT OF BEGINNING, containing 3.06 acres. Subject to the westerly 20 feet of a 40 foot wide Lincoln Electric powerline easement and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: PARCEL "B"

An irregular parcel of land, lying southeasterly from Eureka, Montana, Lincoln County, within the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 3, T.35N., R.26W., P.M.,MT., and more particularly described as follows:  
Commencing at the one-quarter corner common to said Sections 3 and 4, a brass capped monument marked "Bayer"; Thence along the east-west mid-section line, said Section 3 S89°43'04"E, 130.73 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the centerline of a 40 foot wide powerline easement, and THE TRUE POINT OF BEGINNING; Thence along said easement centerline S00°17'49"W, 95.67 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said easement centerline S19°45'43"E, 249.57 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said easement centerline S19°45'43"E, 63.71 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said easement centerline S37°23'33"E, 57.80 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the centerline of a 60 foot wide access easement; Thence along said access easement centerline S84°45'35"E, 123.12 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said access easement centerline S61°10'22"E, 74.09 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N12°53'34"E, 95.29 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N00°00'00"E, 388.79 feet to the east-west mid-section line, said Section 3, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said Section 3 mid-section line N89°43'04"W, 349.30 feet to a brass capped monument marked "Bayer" and THE TRUE POINT OF BEGINNING, containing 3.07 acres. Subject to the easterly 20 feet of a 40 foot wide Lincoln Electric powerline easement, the northerly 30 feet of a 60 foot wide access easement, and together with all appurtenant easements of record.

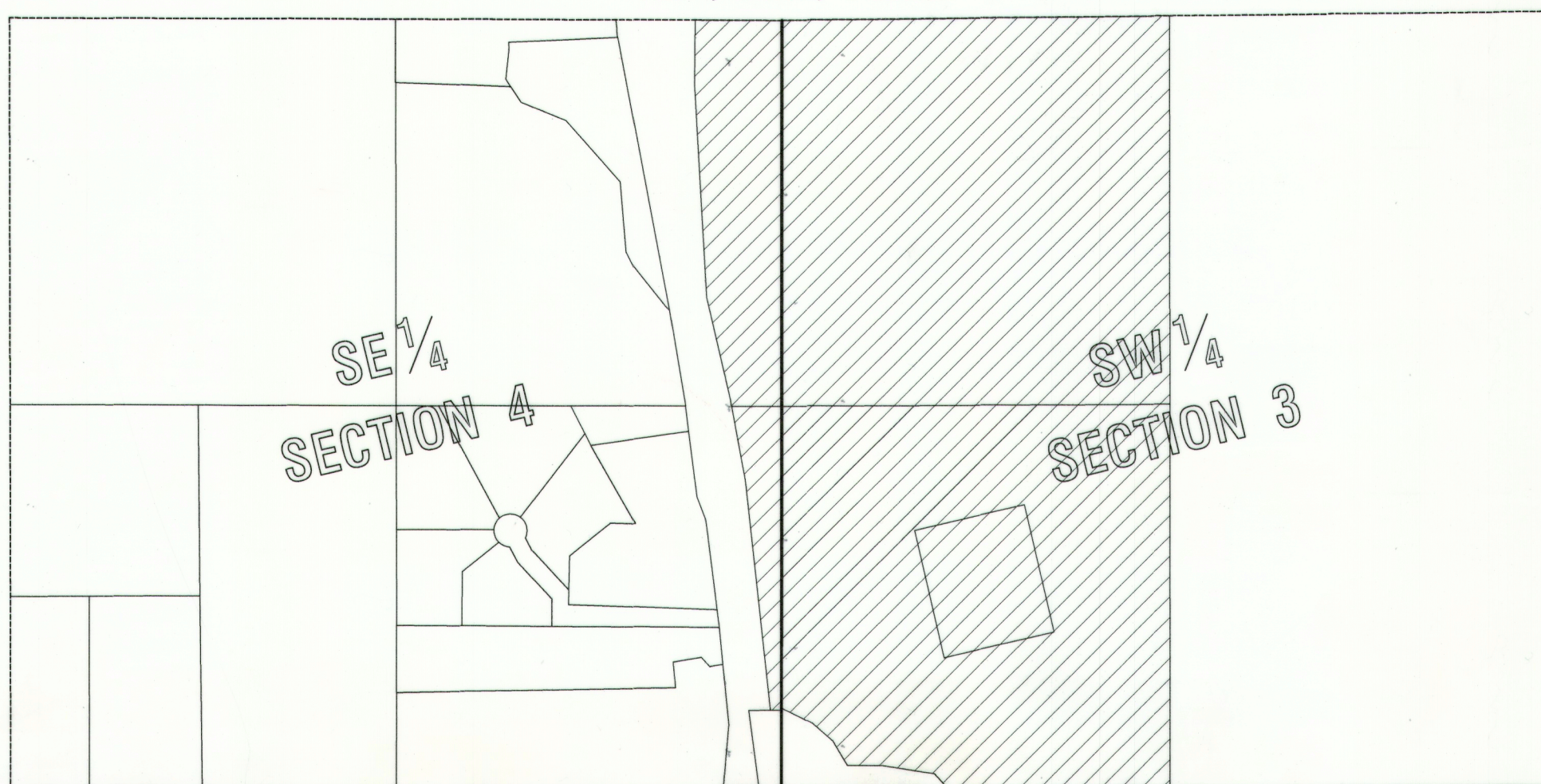
### LEGAL DESCRIPTION: PARCEL "C"

An irregular parcel of land, lying southeasterly from Eureka, Montana, Lincoln County, within the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 3, and the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 4, T.35N., R.26W., P.M.,MT., and more particularly described as follows:  
Commencing at the one-quarter corner common to said Sections 3 and 4, a brass capped monument marked "Bayer"; Thence along the east-west mid-section line, said Section 3 S89°43'04"E, 130.73 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the centerline of a 40 foot wide powerline easement; Thence along said Section 3 mid-section line S89°43'04"E, 349.30 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S00°00'00"W, 388.79 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S12°53'34"W, 95.29 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the centerline of a 60 foot wide access easement, and THE TRUE POINT OF BEGINNING; Thence along said powerline easement centerline through the following five courses, each ending in a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS:  
Thence S27°36'42"E, 147.41 feet;  
Thence S29°35'18"E, 132.99 feet;  
Thence S60°44'12"E, 112.04 feet;  
Thence S24°47'25"E, 88.86 feet;  
Thence S23°05'33"W, 97.16 feet;  
Thence N90°00'00"W, 850.16 feet to the easterly right-of-way limit of Highway 93, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said easterly right-of-way limit N07°21'46"W, 629.10 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N90°00'00"W, 455.76 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the centerline of a 40 foot wide powerline easement; Thence along said powerline centerline S19°45'43"E, 63.71 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said powerline centerline S37°23'33"E, 57.80 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the centerline of a 60 foot wide access easement; Thence along said access easement centerline S84°45'35"E, 123.12 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said access easement centerline S61°10'22"E, 74.09 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and THE TRUE POINT OF BEGINNING, containing 10.43 acres. Subject to a 40 foot wide Lincoln Electric powerline easement, a 60 foot wide access easement, and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: PARCEL "D"

An irregular parcel of land, lying southeasterly from Eureka, Montana, Lincoln County, within the W $\frac{1}{2}$  SW $\frac{1}{4}$ , Section 3, and the E $\frac{1}{2}$  SE $\frac{1}{4}$ , Section 4, T.35N., R.26W., P.M.,MT., and more particularly described as follows:  
Commencing at the center-west one-sixteenth corner, said Section 3, a 3 1/4 inch diameter aluminum capped monument marked 5612S and THE TRUE POINT OF BEGINNING; Thence along the east-west mid-section line said Section 3 N89°43'04"W, 845.45 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S00°00'00"E, 388.79 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S12°53'34"W, 95.29 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS lying on the centerline of a 60 foot wide access easement; Thence along said access easement centerline through the following five courses, each ending in a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS:  
Thence S27°36'42"E, 147.41 feet;  
Thence S29°35'18"E, 132.99 feet;  
Thence S60°44'12"E, 112.04 feet;  
Thence S24°47'25"E, 88.86 feet;  
Thence S23°05'33"W, 97.16 feet;  
Thence N90°00'00"W, 850.16 feet to the easterly right-of-way limit of Highway 93, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said easterly right-of-way limit S07°21'46"E, 384.72 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said easterly right-of-way limit S07°21'46"E, 978.91 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said easterly right-of-way limit S07°21'46"E, 96.30 feet to the northerly right-of-way limit of Mud Creek Road, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said northerly right-of-way limit through a 176.43 foot radius non-tangent curve to the right, an arc distance of 99.05 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said northerly right-of-way limit S37°17'00"E, 61.86 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence continuing along said northerly right-of-way limit through a 359.29 foot radius non-tangent curve to the left, an arc distance of 328.77 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S00°17'00"W, 23.72 feet to the south section line, said Section 3, a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said south section line S89°59'52"E, 250.80 feet to a 5/8 inch diameter rebar with plastic cap marked 7328S; Thence continuing along said south section line S89°59'52"E, 663.27 feet to the west one-sixteenth corner, said Section 3, a 3 1/4 inch diameter aluminum capped monument marked 5612S; Thence N00°22'38"W, 1332.97 feet to a set 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N00°22'38"W, 1332.97 feet to the center-west one-sixteenth corner, said Section 3, a 3 1/4 inch diameter aluminum capped monument marked 5612S and THE TRUE POINT OF BEGINNING, containing 70.92 acres. Subject to a 40 foot wide Lincoln Electric powerline easement, 50 foot and 60 foot wide access easements, and together with all appurtenant easements of record.

VICINITY DIAGRAM  
SECTIONS 3 & 4  
T35N, R26W, P.M.MT.



no scale