

CERTIFICATE OF SURVEY

"BOUNDARY LINE ADJUSTMENT"

Parcels A1 & B1

N1/2 NE1/4, SECTION 35, T.30N., R.31W., P.M., MT.

LINCOLN COUNTY, MT.

FOR: MARILYN KAIR

DATE: NOVEMBER, 2020

LEGAL DESCRIPTION: PARCEL C

A tract of land, south from Libby, Montana, Lincoln County, and lying within the N1/2 NE1/4, Section 35, T.30N., R.31W., P.M., MT., and more particularly described as follows: Commencing at the southeast corner of Parcel A, COS No. 4187FC, a found mag nail lying on the westerly right-of-way limits of a 100.00 foot wide highway known as "US Highway No. 2" and the southerly right-of-way limits of a 30.00 foot access road known as "Couvillion Road"; Thence along the southerly right-of-way limits said road the following 2 courses: Thence S89°51'00"W, 213.03 feet to a found 5/8 inch diameter rebar marked HUGHES 7322LS; Thence S89°51'00"W, 8.07 feet to a set 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and being the TRUE POINT OF BEGINNING; Thence leaving said road right-of-way limits, S02°15'04"E, 220.21 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS, lying on the north boundary Tract 1G2A; Thence along said boundary S89°51'00"W, 206.31 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence leaving said boundary N00°01'00"E, 220.06 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS, lying on the southerly right-of-way limits of a 30.00 foot access road known as "Couvillion Road"; Thence along said road right-of-way limits N89°51'00"E, 197.59 feet to a set 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and the TRUE POINT OF BEGINNING, containing 0.020 acres and subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION: PARCEL A1

A tract of land, south from Libby, Montana, Lincoln County, and lying within the N1/2 NE1/4, Section 35, T.30N., R.31W., P.M., MT., and more particularly described as follows: Commencing at the southeast corner of Parcel A, COS No. 4187FC, a found mag nail lying on the southerly right-of-way limits of a 30.00 foot access road known as "Couvillion Road" and the westerly right-of-way limits of a 100.00 foot wide highway known as "US Highway No. 2"; and being the TRUE POINT OF BEGINNING; Thence along the westerly right-of-way limits said highway, S03°30'43"W, 220.51 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence leaving said highway right-of-way limits along the north boundary Tract 1&1B, S89°51'00"W, 198.95 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence leaving said boundary N02°15'04"W, 220.21 feet to a set 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS, lying on the southerly right-of-way limits of a 30.00 foot access road known as "Couvillion Road"; Thence along said road right-of-way limits N89°51'00"E, 8.07 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence along said road right-of-way limits N89°51'00"E, 213.03 feet to a found mag nail and the TRUE POINT OF BEGINNING, containing 1.061 acres and subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION: PARCEL B1

A tract of land, south from Libby, Montana, Lincoln County, and lying within the N1/2 NE1/4, Section 35, T.30N., R.31W., P.M., MT., and more particularly described as follows: Commencing at the southeast corner of Parcel A, COS No. 4187FC, a found mag nail lying on the westerly right-of-way limits of a 100.00 foot wide highway known as "US Highway No. 2" and the southerly right-of-way limits of a 30.00 foot access road known as "Couvillion Road"; Thence along the southerly right-of-way limits said road the following 2 courses: Thence S89°51'00"W, 213.03 feet to a found 5/8 inch diameter rebar marked HUGHES 7322LS; Thence S89°51'00"W, 8.07 feet to a set 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and being the TRUE POINT OF BEGINNING; Thence leaving said road right-of-way limits, S02°15'04"E, 220.21 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS, lying on the north boundary Tract 1G2A; Thence along said boundary S89°51'00"W, 206.31 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS; Thence leaving said boundary N00°01'00"E, 220.06 feet to a found 5/8 inch diameter rebar with plastic cap marked HUGHES 7322LS, lying on the southerly right-of-way limits of a 30.00 foot access road known as "Couvillion Road"; Thence along said road right-of-way limits N89°51'00"E, 197.59 feet to a set 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and the TRUE POINT OF BEGINNING, containing 1.020 acres and subject to and together with all appurtenant easements of record.

PURPOSE OF SURVEY AND OWNER'S EXEMPTION

I, Marilyn Kair, record owner, hereby certify that the purpose of this survey and division of land is the relocation of common boundaries 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 A1 & B1 are exempt from sanitation review by the Department of Environmental Quality pursuant to ARM 17.36.605(2)(C) "as a parcel that has facilities for water supply, wastewater disposal, storm drainage, or solid waste disposal that were not subject to review, and have not been reviewed, under Title 76, chapter 4, part 1, MCA, if: (i) no new facilities will be constructed on the parcel; (ii) the number of developed parcels is not increased; (iii) existing facilities complied with state and local laws and regulations, including permit requirements, which were applicable at the time of installation; and (iv) the local health officer determines that existing facilities are adequate for the existing use. As a condition of the exemption, the local health officer may require evidence that: (A) existing septic tanks have been pumped within the previous three years; and (B) the parcel includes acreage or features sufficient to accommodate a replacement drainfield."

Marilyn Kair *Marilyn Kair* 12-19-20
Date

ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of Montana County of Flathead by Marilyn Kair

on this 19 day of December 2020. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

Karel Wallette
residing in: Kalispell My Commission expires: 201-2021

HISTORY OF SURVEY

- 1961 - Plat No. 882, Survey of Huffman Property, J.W. Ninneman, 534ES
- 1966 - Plat No. 1138, Tract D of Vinson's Land, Ira C. Miller, 402S
- 1986 - COS No. 1464, Transfer of Ownership, Melvin D. Lautern, 4232S
- 2005 - COS No. 3365, Retracement, Kenneth E. Davis, 4975S
- 2012 - COS No. 4187FC, Family Transfer, Alvah F. Hughes, 7322LS
- 2020 - COS No. 4735RB, Boundary Line Adjustment, Alvah F. Hughes, 7322LS

BASIS OF BEARING

The basis of bearing for this survey is N89°53'05"E, derived from Survey Grade GPS system calibrated to local control between the NE Corner of Section 35, a found 3 1/4 inch diameter BLM brass cap and the N1/4 Corner of Section 35, a found 3 1/4 inch diameter BLM brass cap. This bearing is derived from a survey grade GPS system calibrated to True North. Angular variation between this survey and COS No. 4187FC is 00°02'49".

METHOD OF SURVEY

A Nikon total station with data collector and a Trimble R8 GNSS GPS system were used with RTK radial procedures to tie the previously set controlling corners and road alignments by Elisha Green, August, 2020.

SURVEYORS NOTE

The area that is being removed from one tract of record and joined with another tract of record is not a tract of record. Said area shall not be available as a reference legal description in any subsequent real property transfer after the initial transfer associated with this [certificate of survey or amended plat] on which said area is described, unless said area is included with or excluded from adjoining tracts of record.

LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, 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.

Byron Sanderson 70400LS 12-22-2020
Byron Sanderson, PLS, 70400LS Date

EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this 22nd day of DECEMBER 2020, A.D.
Steven A. Boyer
Steven A. Boyer, PLS 975LS, 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.
Ashlyn Huff for Sudanis Carllung 12-22-2020
Lincoln County Treasurer Date

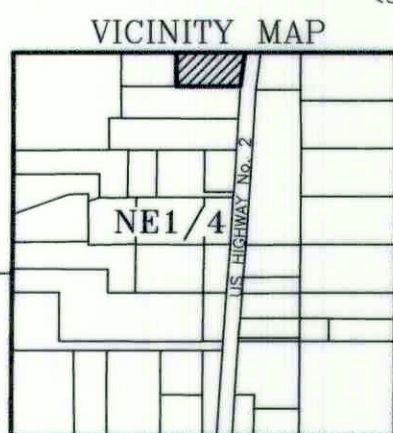
CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 22nd day of December 2020, A.D. at 2:36 o'clock
Robin Bunsen by *Clyde E. Rm*
Lincoln County Clerk and Recorder Deputy

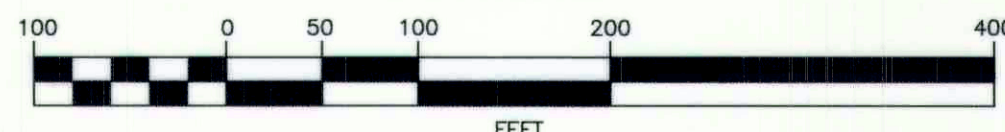
CERTIFICATE OF SURVEY No. 4743RB

LEGEND

- FOUND 3 1/4 INCH DIAMETER BLM BRASS CAP
- FOUND 3 1/4 INCH DIAMETER BLM BRASS CAP
- FOUND 3 1/4 INCH DIAMETER ALUMINUM CAP MARKED 4975S
- FOUND 3 1/4 INCH DIAMETER BLM BRASS CAP
- FOUND MAG NAIL
- FOUND 4X4 INCH CONCRETE MDOT RIGHT-OF-WAY MONUMENT
- FOUND 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED HUGHES 7322LS
- FOUND 1 1/4 INCH DIAMETER IRON PIPE
- FOUND 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED MDL 4232S
- SET 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED SANDERSON 70400LS
- COMPUTED POINT
- NEW BOUNDARY LINE
- ADJOINING BOUNDARIES
- EASEMENT LIMITS
- CENTERLINE ROAD
- OLD BOUNDARY LINE
- SECTION LINE
- * * COS No. 4735RB, RECORD
- () PLAT No. 1138, RECORD
- { } COS No. 4187FC, RECORD
- [] COS No. 3365, RECORD
- // PLAT No. 882, RECORD
- < > COS No. 1464, RECORD



GRAPHIC SCALE



SECTION 36

FEET