

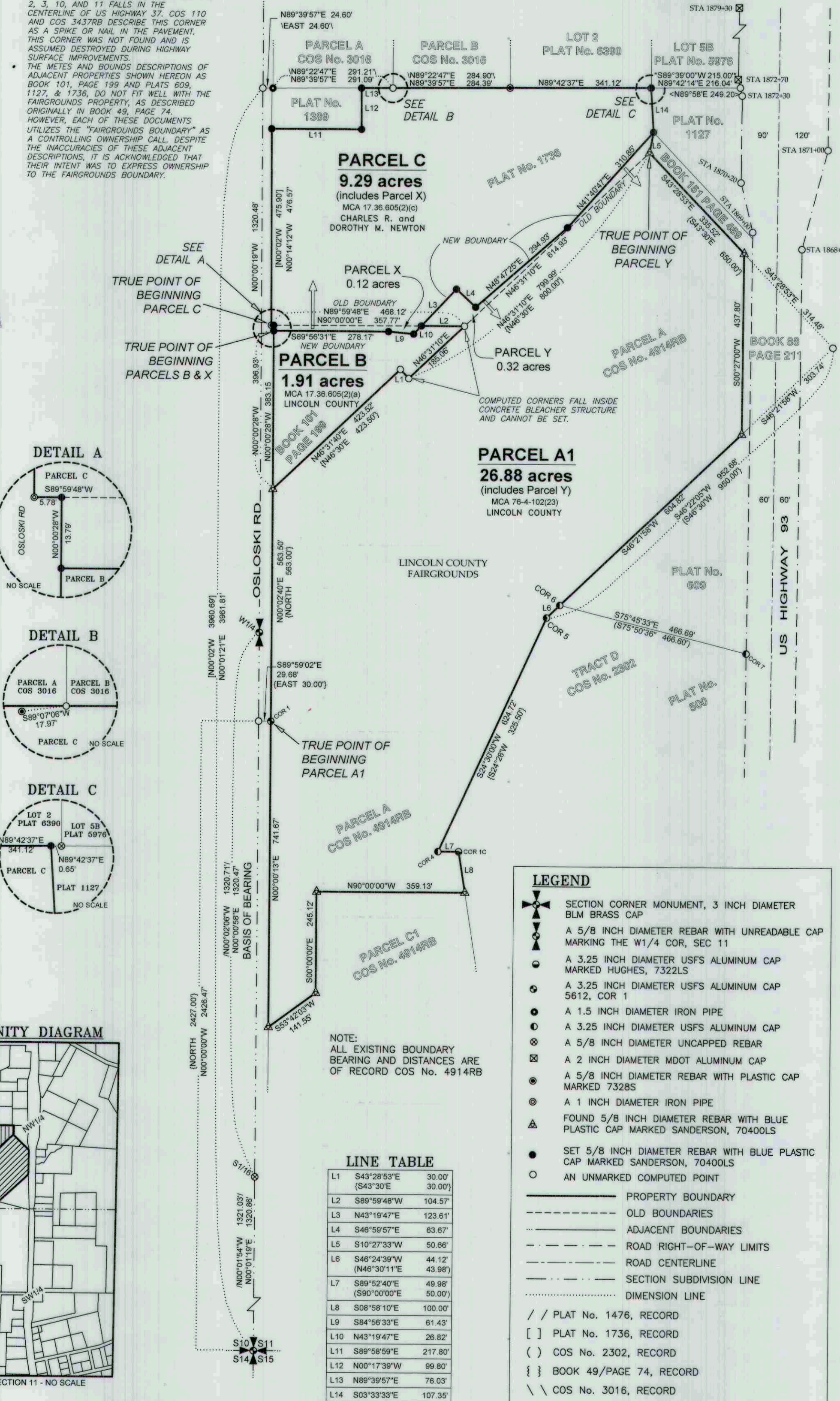
CERTIFICATE OF SURVEY

"BOUNDARY LINE ADJUSTMENT"

W1/2, SECTION 11, T.36N., R.27W., P.M., MT.
LINCOLN COUNTY, MONTANA
FOR: LINCOLN COUNTY & NEWTON DATE: APRIL, 2023

NOTES:
• THE SECTION CORNER COMMON TO SECTIONS 2, 3, 10, AND 11 FALLS IN THE CENTERLINE OF US HIGHWAY 37. COS 110 AND COS 3437RB DESCRIBE THIS CORNER AS A SPIKE OR NAIL IN THE PAVEMENT. THIS CORNER WAS NOT FOUND AND IS ASSUMED DESTROYED DURING HIGHWAY SURFACE IMPROVEMENTS.
• THE METES AND BOUNDS DESCRIPTIONS OF ADJACENT PROPERTIES SHOWN HEREON AS BOOK 101, PAGE 199 AND PLATS 609, 1127, & 1736, DO NOT FIT WELL WITH THE FAIRGROUNDS PROPERTY, AS DESCRIBED ORIGINALLY IN BOOK 49, PAGE 74. HOWEVER, EACH OF THESE DOCUMENTS UTILIZES THE "FAIRGROUNDS BOUNDARY" AS A CONTROLLING OWNERSHIP CALL. DESPITE THE INACCURACIES OF THESE ADJACENT DESCRIPTIONS, IT IS ACKNOWLEDGED THAT THEIR INTENT WAS TO EXPRESS OWNERSHIP TO THE FAIRGROUNDS BOUNDARY.

NORTH



PURPOSE OF SURVEY AND OWNER'S EXEMPTION CERTIFICATION
LINCOLN COUNTY and CHARLES R. and DOROTHY M. NEWTON, record owners, 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 Parcel A1 is 20 acres or greater, exclusive of public roadways, and is therefore not subject to sanitation review by the DEQ pursuant to MCA 76-4-102(23). We further certify that Parcel B is 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. We also certify that Parcel C is exempt from review by the Department of Environmental Quality pursuant to ARM 17.36.605(2)(c): a parcel that will be affected by a proposed boundary line adjustment, if the parcel has existing 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, and if: (i) no facilities, other than those in existence prior to the boundary line adjustment, or those that were previously approved as replacements for the existing facilities, will be constructed on the parcel; (ii) existing facilities on the parcel complied with state and local laws and regulations, including permit requirements, which were applicable at the time of installation; and (iii) the local health officer determines that existing facilities are adequate for the existing use.

Representative, LINCOLN COUNTY
Date: 5/2/23
Charles R. Newton
Date: 6/2/23
Dorothy M. Newton
Date: 6/2/23

ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of Montana, County of LINCOLN, by REPRESENTATIVE, LINCOLN COUNTY on this 2nd day of June, 2023. In witness whereof, I have hereunto set my hand and affixed my notarial seal. JOSH LETCHER, LINCOLN COUNTY COMMISSIONER
My Commission expires: 9-17-2023

ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public for the State of MT, County of LINCOLN, by CHARLES R. NEWTON and DOROTHY M. NEWTON on this 2nd day of June, 2023. In witness whereof, I have hereunto set my hand and affixed my notarial seal. J. Miller
My Commission expires: 9-17-2023

REFERENCED SURVEYS & DOCUMENTS

1921 - Book 49/Page 74, Warranty Deed, Lincoln County Records
1954 - Book 88/Page 211, Grant Deed, Lincoln County Records
1957 - Plat No. 500, Creation of Parcel, USFS
1957 - Plat No. 609, Creation of Parcel, Leland E. Tripp
1966 - Book 151/Page 489, Warranty Deed, Lincoln County Records
1966 - Plat No. 1127, Creation of Parcel, Kenneth Haskell, 270ES
1968 - Plat No. 1389, Creation of Parcel, Kenneth Haskell, 270ES
1971 - Plat No. 1736, Creation of Parcel, Kenneth Haskell, 270ES
1984 - Book 101/Page 199, Warranty Deed, Lincoln County Records
1986 - Plat No. 1476, Retracement, Boundary Line Adjustment, Thomas C. Hill, 5612S
1993 - MDOT "Eureka Urban" Highway Project No. STPP-RTF 5-4(11)178
1997 - Plat No. 5976, Amended Subdivision, Dawn Marquardt, 7328S
1995 - COS No. 2302, Retracement and Division of Tracts, Alvah F. Hughes, 7322LS
2001 - COS No. 3016, Family Transfer, Dawn Marquardt, 7328S
2001 - Plat No. 6390, Minor Subdivision, Dawn Marquardt, 7328S
2022 - COS No. 4914RB, Boundary Line Adjustment, Byron Sanderson, 70400LS

METHOD OF SURVEY

A Trimble R10-2 GNSS system and Trimble S6 Robotic Total Station were used to tie previously set controlling corners by Byron Sanderson and Calen Williamson, July, 2022 and March, 2023.

BASIS OF BEARING

The basis of bearing for this survey is N00°00'58"E between the W1/4 corner, Section 11, a 5/8 inch diameter rebar with unreadable cap and the S1/16 corner, Section 11, an 5/8 inch diameter uncapped rebar as established with a Trimble R10-2 GNSS system calibrated to True North. The bearing between these corners is shown as N00°02'06"W on Plat No. 1476. Angular variation between these surveys is 00°03'04".

BOUNDARY ADJUSTMENT 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 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, 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. Byron Sanderson, PLS, 70400LS
Date: 4-27-23

EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this day of June, 2023, A.D. Steven A. Boyer, PLS, 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)(a), M.C.A. Sedaris Carlsberg by K. Randall
Lincoln County Treasurer
Date: 6-5-23

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 7th day of June, 2023, A.D. at 10:03 o'clock CORINA BRAUN by Michelle Byrd
Lincoln County Clerk and Recorder
Deputy

CERTIFICATE OF SURVEY No. 4950 RB

CERTIFICATE OF SURVEY
"BOUNDARY LINE ADJUSTMENT"

W1/2, SECTION 11, T.36N., R.27W., P.M.,MT.
LINCOLN COUNTY, MONTANA
FOR: LINCOLN COUNTY & NEWTON DATE: APRIL, 2023

LEGAL DESCRIPTION: PARCEL A1

An irregular tract of land, north of Eureka, Montana, Lincoln County, in the SW1/4 NW1/4 and NW1/4 SW1/4, Section 11, T.36N., R.27W., P.M.,MT. and more particularly described as follows; Commencing at Corner 1 of Parcel A, COS No. 4914RB, a 3.25 inch diameter USFS aluminum cap marked 5612 lying on the easterly right-of-way limit of a 60 foot wide road known as "Osloski Road" and the TRUE POINT OF BEGINNING; Thence along said road right-of-way limit N00°02'40"E, 563.50 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence leaving said road right-of-way limit N46°31'40"E, 423.52 feet to an unmarked computed point; Thence S43°28'53"E, 30.00 feet to an unmarked computed point; Thence N46°31'10"E, 185.06 feet to an unmarked computed point; Thence S89°59'48"W, 104.57 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N43°19'47"E, 123.61 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S46°59'57"E, 63.67 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N48°47'25"E, 294.93 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N41°40'47"E, 310.85 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S10°27'33"W, 50.66 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S43°28'53"E, 335.52 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S00°27'00"W, 437.80 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S46°21'58"W, 604.82 feet to a 3.25 inch diameter USFS aluminum cap, being the northwest corner of Tract D, COS No. 2302; Thence along the west boundary of said tract S46°24'39"W, 44.12 feet to a 3.25 inch diameter USFS aluminum cap; Thence continuing along said boundary the following three courses: Thence S24°30'00"W, 624.72 feet to a 3.25 inch diameter USFS aluminum cap; Thence S89°52'40"E, 49.98 feet to a 3.25 inch USFS aluminum cap; Thence S08°58'10"E, 100.00 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence leaving said boundary S90°00'00"W, 359.13 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S00°00'00"W, 245.12 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S53°42'03"W, 141.55 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS lying of the easterly right-of-way limit of a 60 foot wide road known as "Osloski Road"; Thence along said road right-of-way limit N00°00'13"E, 741.67 feet to a 3.25 inch diameter USFS aluminum cap marked 5612 and the True Point of Beginning, containing 26.88 acres. Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION: PARCEL C

An irregular tract of land, north of Eureka, Montana, Lincoln County, in the SW1/4 NW1/4, Section 11, T.36N., R.27W., P.M.,MT. and more particularly described as follows; Commencing at the southwest corner Plat No. 1736 a 1 inch diameter iron pipe lying on the easterly right-of-way limit of a 60 foot wide road known as "Osloski Road" and the TRUE POINT OF BEGINNING; Thence along said road right-of-way limit N00°14'12"W, 476.57 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence leaving said road right-of-way limit S89°58'59"E, 217.80 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence along the east boundary of Plat No. 1389 N00°17'39"W, 99.80 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence along the south boundary of Parcel A, COS No. 3016 N89°39'57"E, 76.03 feet to an unmarked computed point; Then along the south boundary of Parcel B, COS No. 3016 N89°39'57"E, 284.39 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence along the south boundary of Lot 2, Plat No. 6390 N89°42'37"E, 341.12 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence along the west boundary Plat No. 1127 S03°33'33"E, 107.35 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence leaving said boundary S41°40'47"W, 310.85 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S48°47'25"W, 294.93 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N46°59'57"W, 63.67 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S43°19'47"W, 123.61 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S43°19'47"W, 26.82 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N84°56'33"W, 61.43 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N89°56'31"W, 278.17 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS lying on the easterly right-of-way limit of a 60 foot wide road known as "Osloski Road"; Thence along said road right-of-way limit N00°00'28"W, 13.79 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S89°59'48"W, 5.78 feet to a 1 inch diameter iron pipe and the True Point of Beginning, containing 9.29 acres. Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION: PARCEL B

An irregular tract of land, north of Eureka, Montana, Lincoln County, in the SW1/4 NW1/4, Section 11, T.36N., R.27W., P.M.,MT. and more particularly described as follows; Commencing at the southwest corner Plat No. 1736 a 1 inch diameter iron pipe; Thence N89°59'48"E, 5.78 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS lying on the easterly right-of-way limit of a 60 foot wide road known as "Osloski Road"; Thence along said road right-of-way limit S00°00'28"E, 13.79 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and the TRUE POINT OF BEGINNING; Thence leaving said road right-of-way limit S89°56'31"E, 278.17 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S84°56'33"E, 61.43 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N43°19'47"E, 26.82 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N89°59'48"E, 104.57 feet to an unmarked computed point lying on the northwest boundary of Parcel A, COS No. 4914RB; Thence along said boundary the following three courses: Thence S46°31'10"W, 185.06 feet to an unmarked computed point; Thence N43°28'53"W, 30.00 feet to an unmarked computed point; Thence S46°31'40"W, 423.52 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS lying on the easterly right-of-way limit of a 60 foot wide road known as "Osloski Road"; Thence along said road right-of-way limit N00°00'28"W, 383.15 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and the True Point of Beginning, containing 1.91 acres. Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION: PARCEL X

An irregular tract of land, north of Eureka, Montana, Lincoln County, in the SW1/4 NW1/4, Section 11, T.36N., R.27W., P.M.,MT. and more particularly described as follows; Commencing at the southwest corner Plat No. 1736 a 1 inch diameter iron pipe; Thence N89°59'48"E, 5.78 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS lying on the easterly right-of-way limit of a 60 foot wide road known as "Osloski Road"; Thence along said road right-of-way limit S00°00'28"E, 13.79 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and the TRUE POINT OF BEGINNING; Thence leaving said road right-of-way limit S89°56'31"E, 278.17 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S84°56'33"E, 61.43 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N43°19'47"E, 26.82 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S90°00'00"W, 357.77 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS lying on the easterly right-of-way limit of a 60 foot wide road known as "Osloski Road"; Thence along said road right-of-way limit S00°00'28"E, 13.79 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and the True Point of Beginning, containing 0.12 acres. Subject to and together with all appurtenant easements of record. This tract to become a part of Parcel C as shown hereon.

LEGAL DESCRIPTION: PARCEL Y

An irregular tract of land, north of Eureka, Montana, Lincoln County, in the SW1/4 NW1/4, Section 11, T.36N., R.27W., P.M.,MT. and more particularly described as follows; Commencing at the northwest corner of Parcel A, COS No. 4914RB a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and the TRUE POINT OF BEGINNING; Thence along the west boundary of said parcel S46°31'10"W, 614.93 feet to an unmarked computed point; Thence leaving said boundary S89°59'48"W, 104.57 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N43°19'47"E, 123.61 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S46°59'57"E, 63.67 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N48°47'25"E, 294.93 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence N41°40'47"E, 310.85 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS; Thence S10°27'33"W, 50.66 feet to a 5/8 inch diameter rebar with plastic cap marked SANDERSON 70400LS and the True Point of Beginning, containing 0.32 acres. Subject to and together with all appurtenant easements of record. This tract to become a part of Parcel A1 as shown hereon.