

# CERTIFICATE OF SURVEY

## BOUNDARY LINE ADJUSTMENT

AMENDING LOTS 13 & 14, BLOCK 4, LUKENS ADDITION, PLAT No. 5

NW1/4 SW1/4, SECTION 3, T.30N., R.31W., P.M.MT., LINCOLN COUNTY, MONTANA  
FOR: FILLER DATE: DECEMBER, 2023

NORTH

### LEGEND

- MAG NAIL
- ⊗ 5/8 INCH DIAMETER UNCAPPED REBAR
- 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED SMITH, 4740LS
- 1/2 INCH DIAMETER UNCAPPED REBAR
- SET 5/8 INCH DIAMETER REBAR WITH BLUE PLASTIC CAP MARKED SANDERSON, 70400LS
- UNMARKED COMPUTED POINT
- ( ) COS No. 3270, RECORD
- [ ] PLAT N). 5, RECORD
- SUBJECT BOUNDARY LINES, THIS SURVEY
- - - OLD BOUNDARY LINE
- ADJACENT BOUNDARIES
- ... DIMENSION LINE
- - - CENTERLINE OF ROAD, STREET, HIGHWAY

### 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 plat on which said area is described, unless said area is included with or excluded from adjoining tracts of record.

### REFERENCED SURVEYS & DOCUMENTS

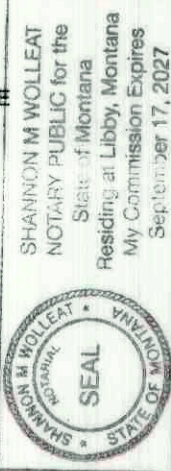
- 1911 - Plat No. 5, Lukens Addition to Libby
- 1969 - Book M10 Page 546, Judgement Lot 22, Block 4, Lukens Addition, Lincoln County Records
- 1998 - Book M253 Page 327, Bargain Sale and Deed, Lot 11, Block 4, Lukens Addition, Lincoln County Records
- 2004 - COS No. 3270, Retracement Survey, Smith, 4740LS

### BASIS OF BEARING AND VARIATION

The basis of bearing for this survey is true north based on survey grade GPS observation. Angular variation between this survey and COS No. 3270 is 0°01'52" along the southerly boundary of Lot 11, Block 4.

### LINE TABLE

LINE	BEARING	DIST
L1	N25°00'44"E	24.99'
L2	N25°00'44"E	24.99'
L3	N25°00'44"E	6.46'
L4	N25°00'44"E	18.54'
L5	S25°01'44"W	24.99'
L6	S25°01'44"W	24.99'
L7	S25°01'44"W	6.46'
L8	S25°01'44"W	18.54'



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

We, ARDELL W. FILLER and SHERYL L. FILLER, Trustees of the Filler Family Trust, hereby certify that the purpose of this survey and division of land is the relocation of common boundaries pursuant to MCA 76-3-207(2)(d) for five or fewer lots within a platted subdivision, the relocation of common boundaries. We further certify that Lots 13A and 14A are excluded from sanitation review by the DEQ pursuant to ARM 17.36.605(2)(b): a parcel that has a previous approval issued under Title 76, chapter 4, part 1, MCA, if: (i) no facilities other than those previously approved exist or will be constructed on the parcel; and (ii) the division of land will not cause approved facilities to deviate from the conditions of approval, in violation of 76-4-130, MCA.

Arde W. Filler, Trustee 12/13/23 Date

Sheryl L. Filler, Trustee 12/13/23 Date

### ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me a Notary Public

for the State of MT County of LINCOLN

by Arde W. Filler & Sheryl L. Filler, Trustees of the Filler Family Trust

on this 13 day of December, 2023. In witness whereof,

I have hereunto set my hand and affixed my notarial seal.

Shannon M. Wolleat residing in: Libby My Commission expires: 9-17-2027

### METHOD OF SURVEY

A Trimble R10 Model 2 GNSS System was used to tie previously set controlling corners by Calen Williamson, June, 2023.

### LAND SURVEYOR'S CERTIFICATION

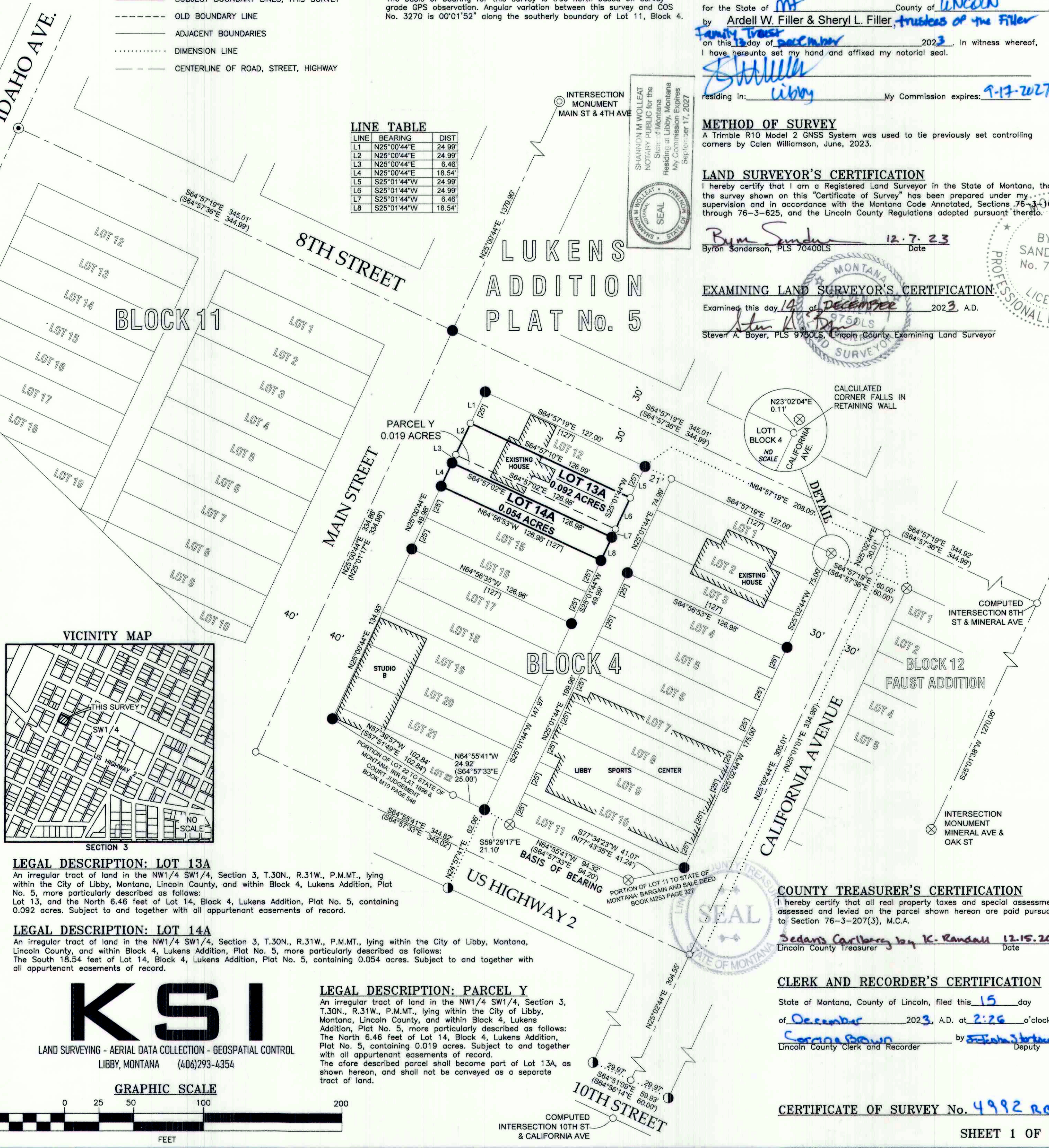
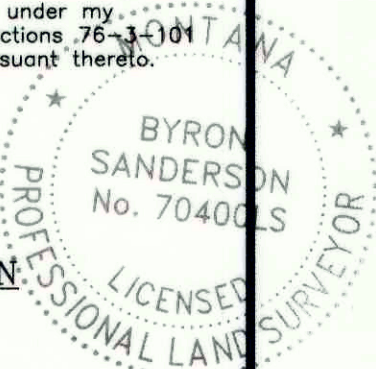
I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this "Certificate of Survey" has been prepared under my supervision and in accordance with the Montana Code Annotated, Sections 76-3-301 through 76-3-625, and the Lincoln County Regulations adopted pursuant thereto.

Byron Sanderson 12-7-23 Date  
Byron Sanderson, PLS 70400LS

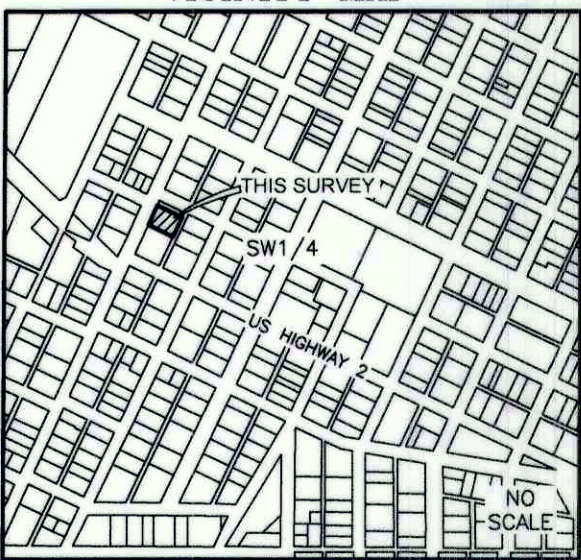
### EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this day 13 of December, 2023, A.D.

Steven A. Boyer, PLS 9780LS, Lincoln County, Examining Land Surveyor



### VICINITY MAP



### LEGAL DESCRIPTION: LOT 13A

An irregular tract of land in the NW1/4 SW1/4, Section 3, T.30N., R.31W., P.M.MT., lying within the City of Libby, Montana, Lincoln County, and within Block 4, Lukens Addition, Plat No. 5, more particularly described as follows: Lot 13, and the North 6.46 feet of Lot 14, Block 4, Lukens Addition, Plat No. 5, containing 0.092 acres. Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: LOT 14A

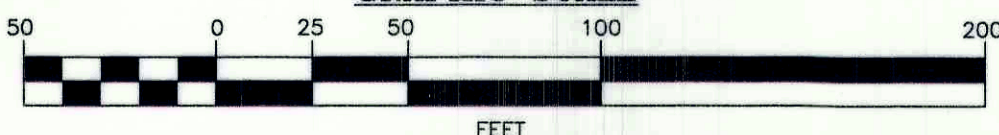
An irregular tract of land in the NW1/4 SW1/4, Section 3, T.30N., R.31W., P.M.MT., lying within the City of Libby, Montana, Lincoln County, and within Block 4, Lukens Addition, Plat No. 5, more particularly described as follows: The South 18.54 feet of Lot 14, Block 4, Lukens Addition, Plat No. 5, containing 0.054 acres. Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: PARCEL Y

An irregular tract of land in the NW1/4 SW1/4, Section 3, T.30N., R.31W., P.M.MT., lying within the City of Libby, Montana, Lincoln County, and within Block 4, Lukens Addition, Plat No. 5, more particularly described as follows: The North 6.46 feet of Lot 14, Block 4, Lukens Addition, Plat No. 5, containing 0.019 acres. Subject to and together with all appurtenant easements of record. The afore described parcel shall become part of Lot 13A, as shown hereon, and shall not be conveyed as a separate tract of land.

**KSI**  
LAND SURVEYING - AERIAL DATA COLLECTION - GEOSPATIAL CONTROL  
LIBBY, MONTANA (406)293-4354

### GRAPHIC SCALE



### 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.

Sedana Carlberg by K. Randall 12-15-2023 Date  
Lincoln County Treasurer

### CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 15 day

of December, 2023, A.D. at 2:26 o'clock

Candice Brown by Sheryl L. Filler  
Lincoln County Clerk and Recorder Deputy

CERTIFICATE OF SURVEY No. 4992 RO