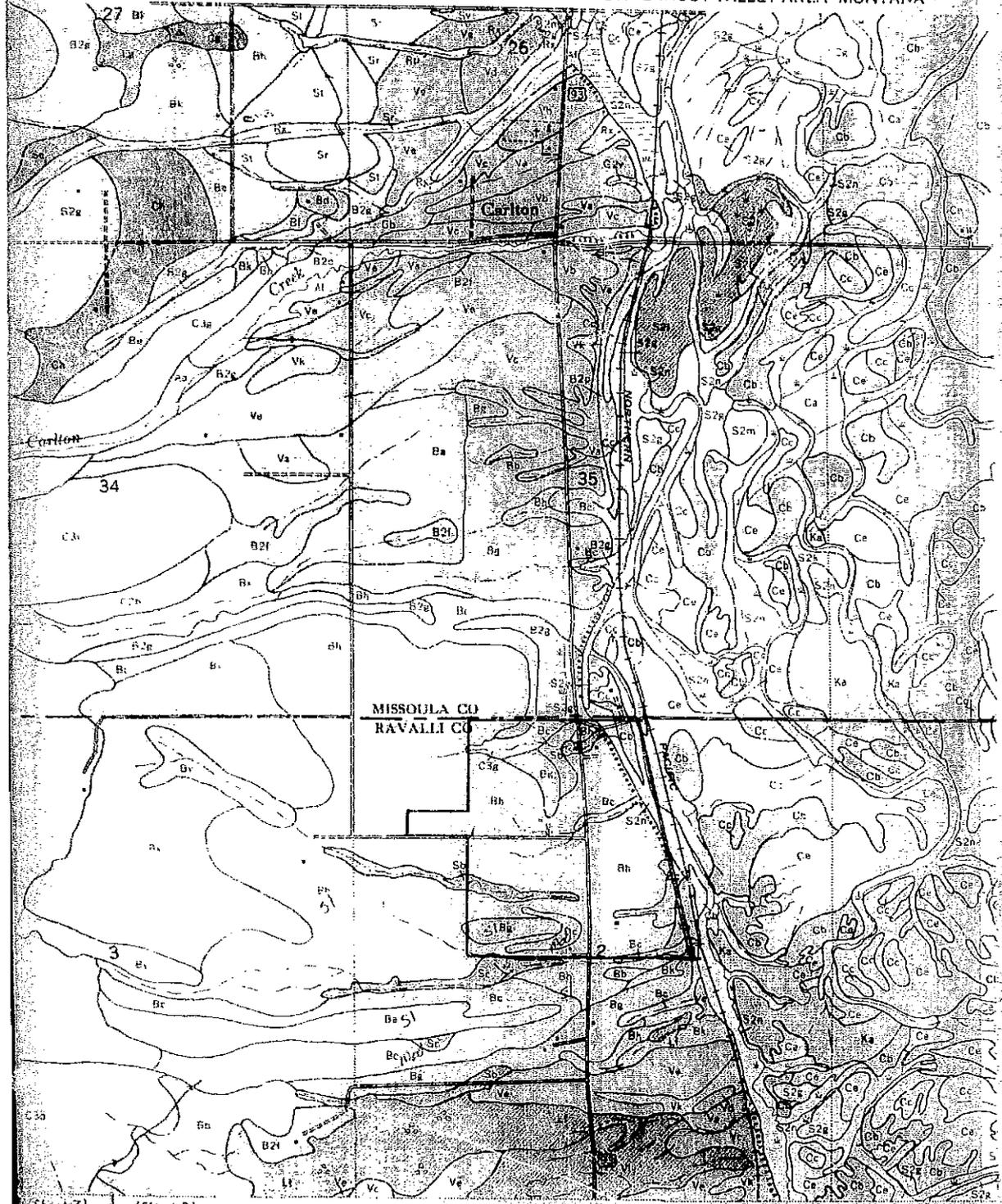


(Sheet 2)

BITTERROOT VALLEY AREA MONTANA



(Sheet 7)

(Sheet 8)

Scale 1:15,840

4-6733

STATE OF MONTANA)
) ss
COUNTY OF RAVALLI)

This is to certify that I, F.B. Tossberg, did post copies of Notice of Public Hearing on petition for creation of Planning and Zoning District in an area within the boundaries of Carlton Canyon Homes, Phase 1, Lots 1, 2, 3, 4, 5, 6, 7, and 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$; and the W $\frac{1}{2}$ NE $\frac{1}{4}$ West of the present Highway 93, all located in Section 2, Township 10 North, Range 20 West, in the following places:

1. On a telephone pole at the corner of Lot 3, Carlton Canyon Homes;
2. On a telephone pole in front of the J.L. Yuhas property, and
3. On a telephone pole in front of the Raynor Roberts property.

Dated this 6th day of April, 1983.

F.B. Tossberg
F.B. Tossberg, Member
Ravalli County Commissioners

4179

RESOLUTION NO. 319

WHEREAS, a petition was filed with the Board of Ravalli County Commissioners petitioning for the creation of a Planning and Zoning District in the area as described in Exhibit "A" attached hereto and by this reference made a part hereof, and map of area is on file with said Petition, and

WHEREAS, it appears that more than sixty percent (60%) of the freeholders affected hereby have signed said petition;

NOW THEREFORE, it is ordered that a Planning and Zoning District, embracing the lands within the boundaries as aforesaid, is created.

IT IS FURTHER ORDERED that a Planning and Zoning Commission be created and the persons appointed thereon are: The County Commissioners of Ravalli County, being F. T. Williams, Harold White, and F. B. Tossberg; the County Assessor of Ravalli County, being Cheryl Richards, and the County Surveyor of Ravalli County, being W. L. Higginbotham.

IT IS FURTHER ORDERED that the Planning and Zoning Commission proceed in accordance with the provisions of 76-2-101 MCA (old chapter 41, R.C.M. 1947).

DATED this 31st day of March, 1983.

BOARD OF COUNTY COMMISSIONERS
Ravalli County, Montana

F. T. Williams
F. T. Williams, Chairman

Harold White
Harold White, Member

F. B. Tossberg
F. B. Tossberg, Member

ATTEST:

Darlene E. Hughes
Darlene E. Hughes, Clerk and Recorder

46933

NOTICE OF PUBLIC HEARING ON
ADOPTION OF DEVELOPMENT PATTERN THEREFOR

Notice is hereby given that a petition has been filed for the Creation of a Planning and Zoning District in the Florence area within the boundaries of:

Carleton Canyon Homes, Phase I, Lots 1, 2, 3, 4, 5, 6, 7, 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$; and the W $\frac{1}{2}$ NE $\frac{1}{4}$ West of the present Highway 93, all located in Section 2, Township 10 North, Range 20 West.

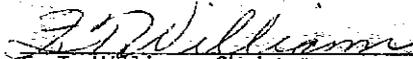
Map of area on file with said petition.

That pursuant to such petition, the Board of County Commissioners created a Zoning District within the boundaries aforesaid and appointed a Planning and Zoning Commission.

That the Planning and Zoning Commission will hold a public hearing on the 21st day of April, 1983, at the hour of 2:00 p.m. at the office of the County Commissioners in the Courthouse in Hamilton, Montana.

The purpose of the hearing is to afford all persons affected by the proposed development pattern and use restrictions an opportunity to speak for or against the adoption of development plans therefor.

BOARD OF COUNTY COMMISSIONERS
Ravalli County, Montana


F. T. Williams, Chairman

Publish - April 6, 1983

RESOLUTION NO. 320

WHEREAS, this Board did on March 22, 1983 receive a petition requesting the zoning of an area as described in Exhibit "A" attached hereto and by this reference made a part hereof.

WHEREAS, the petition was signed by more than sixty percent (60%) of the freeholders within such area, and thereafter public hearing was held, as required by law, by the Ravalli County Planning and Zoning Commission on April 21, 1983.

WHEREAS, Resolution No. 17 containing the provisions for regulations controlling the zoning of area petitioned for was passed and adopted by the Ravalli County Planning and Zoning Commission under date April 21, 1983.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Ravalli County, Montana, do hereby approve and accept the recommendations of the County Planning and Zoning Commission and hereby the resolution granting said petition for creation of Ravalli County Planning and Zoning District No. 22.

PASSED AND ADOPTED this 5th day of May, 1983.

BOARD OF COUNTY COMMISSIONERS
Ravalli County, Montana

F. T. Williams
F. T. Williams, Chairman

Harold White
Harold White, Member

F. B. Tossberg
F. B. Tossberg, Member

26732

EXHIBIT "A"
LEGAL LAND DESCRIPTION

PARCEL 1: A parcel of land containing 2.950 acres, more or less, located in Lot 2, section 2, Township 10 North, Range 20 West, P.M.M., Ravalli County, Montana, as shown on the plat of said property, and being more particularly described as follows:

Beginning at a point in the west line of said Lot 2 located S.0°06'10" W., a distance of 73.00 feet from the North Quarter Corner of said Section 2; thence S.75°30'00" E., a distance of 230.00 feet; thence N.70°14'29" E., a distance of 172.36 feet to the westerly line of State Highway F 215 (11); thence S.10°59'47" E., a distance of 310.16 feet along said westerly line; thence S.82°12'38" W., a distance 448.84 feet to the west line of said Lot 2; thence N.0°06'10" E., a distance of 364.61 feet along said west line to the point of beginning.

(See Parcel B on Certificate of Survey No. 666, filed August 21, 1974, with the Clerk and Recorder of Ravalli County, Montana.)

Subject also to the restriction which shall run with the land that the above described real property noted as Parcel B on Certificate of Survey No. 666 shall be used for one single-family residence only and not for commercial, industrial or multi-family purposes.

PARCEL 2: A parcel of land containing 10.686 acres, more or less, located in Lot 2, Section 2, Township 10 North, Range 20 West, P.M.M. Ravalli County, Montana, as shown on the plat of said property, and being more particularly described as follows:

Beginning at a point in the west line of said Lot 2 located S.0°06'10" W., a distance of 427.61 feet from the North Quarter Corner of said Section 2; thence N.82°12'38" E., a distance of 448.84 feet to the westerly line of State Highway 215 (11); thence S.10°59'47" E., a distance of 455.58 feet along said westerly line; thence S.3°04'20" W. a distance of 123.52 feet along said westerly line; thence S.10°59'55" E. a distance of 367.76 feet along said westerly line; thence N.89°44'52" W., a distance of 572.32 feet to a point in nontangent curve concave to the west and having a radius 5770.00 feet, said curve being the easterly line of State Highway A.A.P. 215-B; thence northwesterly a distance of 297.39 feet along said curve to a point of tangency thence N. 3°55'09" W., a distance of 159.65 feet along said easterly line to the west line of said Lot 2; thence N. 0°06'10" E., a distance of 411.84 feet along said west line to the point of beginning.

PARCEL 3: Beginning at the Northwesterly most corner of said Tract S; thence S. 89°44'38" E., 296.28 feet; thence S. 01°20'00" W., 147.05 feet; thence N 89°44'38" W., 296.28 feet; thence N.01°20'00" E., 147.05 feet along the Easterly Right-of-way of old U.S. Highway 93, to the point of beginning. Contains 1.00 acres, subject to all easements or dedications shown, existing and or of record. COS#2246 Tract B

PARCEL 4: Beginning at the Southwesterly most corner of said Tract S; thence N.01°20'00" E., 147.05 feet along the Easterly Right-of-way of Old U.S. Highway 93; thence S.89°44'38" E., 296.28 feet; thence S.01°20'00" W., 147.05 feet; thence N.89°44'38" W., 296.28 feet, to the point of beginning. Contains 1.00 acres, subject to all easements or dedications shown, existing and or of record. COS# 2246 Tract A

PARCEL 5: A tract of land located in and being a portion of NE1/4, Section 2 T10N R20E, PMM, Ravalli County, Montana and being more particularly described as follows:

Commencing at the northeast section corner of said Section 2; thence S.48°58'17" W., a distance of 2612.17 feet to the true point of beginning, said point also being on the westerly right-of-way line of the NEW U.S. Highway 93; thence departing said westerly right-of-way line, N.89°44'38" W., a distance of 367.24 feet; thence N.01°20'00" E., a distance of 294.10 feet; thence N.89°44'38" W., a distance of 296.28 feet to a point on the easterly right-of-way line of the OLD U.S. Highway 93, said point also being on a non-tangent curve; thence northerly and northwesterly along said non-tangent curve being concave to the west and having a radius of 23,366.02 feet, a distance of 131.18 feet; thence departing said easterly right-of-way line, S.89°44'15" E., a distance of 573.56 feet to a point on said westerly right-of-way line of the NEW U.S. Highway 93; thence S. 11°00'17" E., along said westerly right-of-way line, a distance of 433.51 feet to the true point of beginning, containing 4.03 acres.

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PARCEL 6: Commencing at the section corner common to Sections 35 and 36 T11N, R20W and Sections 1 and 2 T10N, R20W, 1MM; thence, S48°58'17"W 2612.47 feet to the point of beginning; being on the westerly proposed highway right-of-way; thence, along said proposed right-of-way S10°59'40"E, 158.15 feet and 255.82 feet along a curve to the left having a radius of 6039.58 feet to a non tangent point; thence, N89°44'45"W 757.38 feet to the Easterly right-of-way of US Highway 93; thence, N1°20'36"E 405.0 feet along said right-of-way; thence, S89°44'30"E 663.64 feet to the point of beginning.

PARCEL 7: A tract of land located in Section 2, Township 10 North, Range 20 West, P.M.M., Ravalli County, Montana:

Beginning at the Section corner common to Sections 1 and 2, Township 10 North, Range 20 West, P.M.M. and Sections 35 and 36, Township 11 North, Range 20 West, a corner of record in Missoula County Court House; thence S.29°18'51"W, a distance of 3003.12 feet to a point on the West right-of-way of the Bitterroot Branch of the N.P.R.R. and the true point of beginning; thence N.89°44'54" W, a distance of 1185.02 feet to a point on the East right-of-way of US Highway 93; thence N.01°20'36" East a distance of 496.83 feet along the East right-of-way of U.S. Highway 93 to a point, thence S.89°44'45" East a distance of 1025.05 feet to a point on the West right-of-way of the Bitterroot Branch of the N.P.R.R., thence South easterly 521.36 feet along a curve having a radius of 5779.58 feet and being concaved to the east to the true point of beginning.

LESS a tract of land located across the easterly portion of the above described tract purchased by the Montana State Highway Department according to the right-of-way plat on file.

EXCEPTING AND RESERVING THEREFROM the Easterly 260 feet thereof as and for U.S. Highway No. 93 as deeded to the State of Montana State Highway Commission by deed dated December 27, 1971 in Book 130 Deeds, page 27 and by Deed dated December 27, 1971 and recorded in Book 130 Deeds, page 92, all records of Ravalli County, Montana.

Reference for recording purposes: Book 136 Deeds, page 238.

PARCEL 8: Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) of Section 2, Township 10 North, Range 20 West, M.P.M., Ravalli County, Montana.

PARCEL 9: Carlton Canyon Homes - Phase 1
Lots 1, 2, 3, 4, 5, 6, 7, 11

4-19-83

RESOLUTION No. 17

WHEREAS, a petition was filed with the Board of County Commissioners of Ravalli County, Montana, for the creation of a Planning and Zoning District in an area within the boundaries described in said petition and shown on map submitted therewith, and

WHEREAS, the petition was signed by more than sixty percent (60%) of the freeholders within the area, and

WHEREAS, the County Commissioners thereupon appointed a Planning and Zoning Commission in accordance with the provisions of 7-2-101, M.C.A., and

WHEREAS, the Planning and Zoning met thereafter, directed that Notice of Public hearing be given as required by law, and such notice was given and a public hearing held on April 21, 1983, at 2:00 p.m.;

NOW THEREFORE, it is ordered and this does order that there is hereby created Ravalli County Planning and Zoning District No. 22, said district is more particularly described in Exhibit "A" attached hereto and with this reference made a part hereof.

IT IS FURTHER ORDERED, and this does order, that the following shall govern the use of lands and structures within the Planning and Zoning District No. 22:

A. Existing Uses: Land within the proposed district is currently used primarily for agricultural and residential purposes, and such existing uses may be continued subsequent to the adoption of any development pattern for the district.

B. Land Use and Building Type: The real property shall be used for residential and agricultural purposes only, except as hereinafter provided, and no business, trade or manufacture shall be conducted thereon. No buildings shall be erected, placed or permitted to remain on any part of the real property other than detached single family dwelling, not exceeding two (2) stories in height, including a tool shed, and private garage for the dwelling and reasonable out buildings to house animals that may be kept as hereinafter provided. All single family dwellings shall have a minimum floor space of 800 square feet, exclusive of any porches or attached garage. All structures on said lots shall be constructed with a minimum of 80% of new material and no buildings shall be moved from any other location on any of said lots. No asphalt siding shall be allowed on any building as an exterior finish. No vacation trailers, mobile homes, basements, tents, shacks, garages, barns or any other outbuildings or any structures of a temporary kind shall be used on the said real property at any time as a residence either temporarily or permanently, nor shall any residential structure be occupied for residential purposes until the same is completely finished on the outside with siding installed and painted, or with brick, stone or stucco veneer, which must be completed within one year after commencement of construction. All structures shall be so constructed and erected so that the same will not detract from the other buildings erected on the said real property. All buildings shall also comply with normal building design available in the industry and improvements thereto shall be constructed so as to comply with FHA standards existing at the time of construction.

C. Lot Size: All lots created for sale conveyance, lease, or rent shall be a minimum of one acre in size unless restricted by some other conveyance.

D. Building Location: No building, including any garage, shall be located on any lot or portion thereof closer than thirty feet (30') from the front yard and twenty feet (20') from the side line.

E. Animals: A reasonable number of domestic and farm animals may be kept upon these lands depending on the number of acres that one may own, but in no event shall there be conducted any commercial feed lotting of any type of animals. The carrying capacity of the lands shall be governed by the available feed for the animals and if necessary the County Extension Office information may be used as a guide to determine carrying capacity of the land. The restriction on the animals is to prevent any nuisance from noise or odor and also to prevent over-grazing of the land which would cause dust and erosion. In no event shall any owner ever overgraze any acreage and all animals must be kept within a fenced enclosure.

F. Fences: All property owners shall fence their respective lots prior to animals being brought on to the property. All fences must be legal fences and must be built of good material and well maintained, sufficient to contain horses, cows or calves, etc.

G. Nuisance: No noxious or offensive activity shall be carried on or permitted upon any of the properties nor shall anything be done thereon which may be or may become an annoyance or nuisance to the owners of the above described real property; nor shall the premises be used in any way or for any purpose which may endanger the health or safety of or unreasonably disturb the residents of any of the above-described real property. No rubbish, trash, garbage or other waste shall be allowed to accumulate and all such rubbish, trash, garbage, or other waste shall be kept in sanitary containers. No junk yards, junk vehicles, or debris shall be allowed to remain on the said real property. Any major rebuilding or repainting of equipment or vehicles shall be done inside of some building. Any motor vehicle that cannot be moved on its own power may not be left on the real property for more than four weeks nor on the roads on the above-described real property at any time unless the same is within an enclosed structure. All owners shall provide on-site parking for any automobiles, trucks, tractors, trailers, boats or other vehicles kept by the owners of any of the said lands. All livestock manure must be removed from any lot not less than once a year or scattered thinly on the pasture, lawn or garden. No obnoxious weeds shall be allowed to accumulate on the said property.

H. Signs: No advertising signs, billboards, or unsightly objects shall be erected, placed or permitted to remain on any part of the real property except real estate for sale signs, mail boxes, name plates or house numbers to identify the occupancy of a residence building.

I. Sanitary Restrictions: The purchaser of any lot shall comply with all state laws and all regulations of the Montana State Board of Health relative to water supply, sanitation, sewage disposal and air pollution.

J. Enforcement: Failure to enforce any of the restrictions, rights, reservations and limitations contained herein shall not in any event be construed or held to be a waiver thereof or consent to any further or succeeding breach or violation thereof. All deeds shall be given and accepted upon the express understanding that the real property has been carefully planned as a choice suburban residential area exclusively and to assure owners that under no pretext will there be an abandonment of the original plan to preserve the property as a choice residential area. Upon the breach of any of the said restrictions, anyone owning land in the real property may bring proper action in the proper court to enjoin or restrain such violation or to collect damages or other dues on account thereof. In case the violation results from a failure to take affirmative action required by these restrictions, then the use for any purpose of a tract on which such violation occurs may be enjoined.

The County Zoning Commission shall not be liable for enforcement of any of the regulations herein; the cost of enforcement shall be borne by the Zoning District.

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This zoning is understood and agreed to be and shall be taken and held to be for the benefit of all land owners be they such now or become such hereafter and all zoning herein contained attached to the land and run with the title thereto and shall be binding on all owners of the tract in said real property.

PASSED AND APPROVED this 21st day of April, 1983.

PLANNING AND ZONING COMMISSION

F. T. Williams
F. T. Williams, County Commissioner

Harold White
Harold White, County Commissioner

F. B. Tossberg
F. B. Tossberg, County Commissioner

W. L. Higginbotham, County Surveyor

Cheryl Richards
Cheryl Richards, County Assessor

#6932

PETITION FOR ZONING DISTRICT

We, the undersigned being owners and freeholders of sixty percent (60%) or more of the real property described and set forth in Exhibit "A" attached hereto, respectfully petition the Board of County Commissioners of Ravalli County, Montana, pursuant to the provisions of Title 16, Chapter 41 of the Revised Codes of Montana, 1947, to order and create a Planning and Zoning District for the area encompassed by and described in Exhibit "A" attached general welfare of the people of Ravalli County.

Your Petitioners respectfully request that the Planning and Zoning Commission for said Planning and Zoning District make and adopt a development pattern for the physical and economic development of said district which will make the following provisions for the use of property within said district:

A. Existing Uses: Land within the proposed district is currently used primarily for agricultural and residential purposes, and such existing uses may be continued subsequent to the adoption of any development pattern for the district.

B. Land Use and Building Type: The real property shall be used for residential and agricultural purposes only, except as hereinafter provided, and no business, trade or manufacture shall be conducted thereon. No buildings shall be erected, placed or permitted to remain on any part of the real property other than detached single family dwelling, not exceeding two (2) stories in height, including a tool shed, and private garage for the dwelling and reasonable out buildings to house animals that may be kept as hereinafter provided. All single family dwellings shall have a minimum floor space of 800 square feet, exclusive of any porches or attached garage. All structures on said lots shall be constructed with a minimum of 80% of new material and no buildings shall be moved from any other location on any of said lots. No asphalt siding shall be allowed on any building as an exterior finish. No vacation trailers, mobile homes, basements, tents, shacks, garages, barns or any other outbuildings or any structures of a temporary kind shall be used on the said real property at any time as a residence either temporarily or permanently, nor shall any residential structure be occupied for residential purposes until the same is completely finished on the outside with siding installed and painted, or with brick, stone or stucco veneer, which must be completed within one year after commencement of construction. All structures shall be so constructed and erected so that the same will not detract from the other buildings erected on the said real property. All buildings shall also comply with normal building design available in the industry and improvements thereto shall be constructed so as to comply with FMA standards existing at the time of construction.

C. Lot Size: All lots created for sale conveyance, lease, or rent shall be a minimum of one acre in size unless restricted by some other conveyance.

D. Building Location: No building, including any garage, shall be located on any lot or portion thereof closer than thirty feet (30') to any lot line.

E. Animals: A reasonable number of domestic and farm animals may be kept upon these lands depending on the number of acres that one may own, but in no event shall there be conducted any commercial feed lotting of any type of animals. The carrying capacity of the lands shall be governed by the available feed for the animals and if necessary the County Extension office information may be used as a guide to determine carrying capacity of the land. The restriction on the animals is to prevent any nuisance from noise or odor and also to prevent over-grazing of the land which would cause dust and erosion. In

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no event shall any owner ever overgraze any acreage and all animals must be kept within a fenced enclosure.

F. Fences: All property owners, shall fence their respective lots prior to animals being brought on to the property. All fences must be legal fences and must be built of good material and well maintained, sufficient to contain horses, cows or calves, etc.

G. Nuisance: No noxious or offensive activity shall be carried on or permitted upon any of the properties nor shall anything be done thereon which may be or may become an annoyance or nuisance to the owners of the above described real property; nor shall the premises be used in any way or for any purpose which may endanger the health or safety of or unreasonably disturb the residents of any of the above-described real property. No rubbish, trash, garbage or other waste shall be allowed to accumulate and all such rubbish, trash, garbage or other waste shall be kept in sanitary containers. No junk yards, junk vehicles, or debris shall be allowed to remain on the said real property. Any major rebuilding or repainting of equipment or vehicles shall be done inside of some building. Any motor vehicle that cannot be moved on its own power may not be left on the real property for more than four weeks nor on the roads on the above-described real property at any time unless the same is within an enclosed structure. All owners shall provide on-site parking for any automobiles, trucks, tractors, trailers, boats or other vehicles kept by the owners of any of the said lands. All livestock manure must be removed from any lot not less than once a year or scattered thinly on the pasture, lawn or garden. No obnoxious weeds shall be allowed to accumulate on the said property.

H. Signs: No advertising signs, billboards, or unsightly objects shall be erected, placed or permitted to remain on any part of the real property except real estate for sale signs, mail boxes, name plates or house numbers to identify the occupancy of a residence building.

I. Sanitary Restrictions: The purchaser of any lot shall comply with all state laws and all regulations of the Montana State Board of Health relative to water supply, sanitation, sewage disposal and air pollution.

J. Enforcement: Failure to enforce any of the restrictions, rights, reservations and limitations contained herein shall not in any event be construed or held to be a waiver thereof or consent to any further or succeeding breach or violation thereof. All deeds shall be given and accepted upon the express understanding that the real property has been carefully planned as a choice suburban residential area exclusively and to assure owners that under no pretext will there be an abandonment of the original plan to preserve the property as a choice residential area. Upon the breach of any of the said restrictions, anyone owning land in the real property may bring a proper action in the proper court to enjoin or restrain such violation or to collect damages or other dues on account thereof. In case the violation results from a failure to take affirmative action required by these restrictions, then the use for any purpose of a tract on which such violation occurs may be enjoined.

This zoning is understood and agreed to be and shall be taken and held to be for the benefit of all land owners be they such now or become such hereafter and all zoning herein contained attached to the land and run with the title thereto and shall be binding on all owners of the tract in said real property.

46733

LEGAL LAND DESCRIPTION

PARCEL 1: A parcel of land containing 2,950 acres, more or less, located in Lot 2, Section 2, Township 10 North, Range 20 West, P.M.M., Ravalli County, Montana, as shown on the plat of said property, and being more particularly described as follows:

Beginning at a point in the west line of said Lot 2 located S.0°06'10" W., a distance of 73.00 feet from the North Quarter Corner of said Section 2, thence S.75°30'00" E., a distance of 230.00 feet; thence N.70°14'29" E., a distance of 172.36 feet to the westerly line of State Highway F 215 (11); thence S.10°59'47" E., a distance of 310.16 feet along said westerly line; thence S.82°12'38" W., a distance of 448.84 feet to the west line of said Lot 2, thence N.0°06'10" E., a distance of 364.61 feet along said west line to the point of beginning.

(See Parcel B on Certificate of Survey No. 666, filed August 21, 1974, with the Clerk and Recorder of Ravalli County, Montana.)

Subject also to the restriction which shall run with the land that the above described real property noted as Parcel B on Certificate of Survey No. 666 shall be used for one single-family residence only and not for commercial, industrial or multi-family purposes.

PARCEL 2: A parcel of land containing 10.686 acres, more or less, located in Lot 2, Section 2, Township 10 North, Range 20 West, P.M.M. Ravalli County, Montana, as shown on the plat of said property, and being more particularly described as follows:

Beginning at a point in the west line of said Lot 2 located S.0°06'10" W., a distance of 411.84 feet from the North Quarter Corner of said Section 2; thence N.82°12'38" E., a distance of 448.84 feet to the westerly line of State Highway F 215 (11); thence S.10°59'47" E., a distance of 455.53 feet along said westerly line; thence S.3°04'20" W. a distance of 123.52 feet along said westerly line; thence S.10°59'55" E. a distance of 367.76 feet along said westerly line; thence N.89°44'52" W., a distance of 572.32 feet to a point in nontangent curve concave to the west and having a radius 5770.00 feet, said curve being the easterly line of State Highway F.A.F. 215-E; thence northwesterly a distance of 297.39 feet along said curve to a point of tangency thence N. 3°55'09" W., a distance of 159.65 feet along said easterly line to the west line of said Lot 2; thence N. 0°06'10" E., a distance of 411.84 feet along said west line to the point of beginning.

PARCEL 3: Beginning at the Northwesterly most corner of said Tract S; thence S. 89°44'38" W., 296.28 feet; thence S. 01°20'00" W., 147.05 feet; thence N. 89°44'38" W., 296.28 feet; thence N.01°20'00" E., 147.05 feet along the Easterly Right-of-way of old U.S. Highway 93, to the point of beginning. Contains 1.00 acres, subject to all easements or dedications shown, existing and or of record. COS#2246 Tract B

PARCEL 4: Beginning at the Southwesterly most corner of said Tract S; thence N.01°20'00" E., 147.05 feet along the Easterly Right-of-way of Old U.S. Highway 93; thence S.89°44'38" E., 296.28 feet; thence S.01°20'00" W., 147.05 feet; thence N.89°44'38" W., 296.28 feet, to the point of beginning. Contains 1.00 acres, subject to all easements or dedications shown, existing and or of record. COS# 2246 Tract A

PARCEL 5: A tract of land located in and being a portion of NE1/4, Section 2 T10N R20W, P.M., Ravalli County, Montana and being more particularly described as follows:

Commencing at the northeast section corner of said Section 2; thence S.48°58'17" W., a distance of 2612.17 feet to the true point of beginning, said point also being on the westerly right-of-way line of the NEW U.S. Highway 93; thence departing said westerly right-of-way line, N.89°44'38" W., a distance of 367.24 feet; thence N.01°20'00" E., a distance of 294.10 feet; thence N.89°44'38" W., a distance of 296.28 feet to a point on the easterly right-of-way line of the OLD U.S. Highway 93, said point also being on a non-tangent curve; thence northerly and northwesterly along said non-tangent curve being concave to the west and having a radius of 23,366.02 feet, a distance of 131.18 feet; thence departing said easterly right-of-way line, S.89°44'15" E., a distance of 573.56 feet to a point on said westerly right-of-way line of the NEW U.S. Highway 93; thence S. 11°00'17" E., along said westerly right-of-way line, a distance of 433.51 feet to the true point of beginning, containing 4.03 acres.

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PARCEL 6: Commencing at the section corner common to Sections 35 and 36 T11N, R20W and Sections 1 and 2 T10N, R20W, P.M.; thence, $548^{\circ}58'17''$ W 2612.17 feet to the point of beginning, being on the westerly proposed highway right-of-way; thence, along said proposed right-of-way $310^{\circ}59'40''$ E. 158.15 feet and 255.82 feet along a curve to the left having a radius of 6039.58 feet to a non tangent point; thence, $N89^{\circ}44'45''$ W 757.38 feet to the Easterly right-of-way of US Highway 93; thence, $N1^{\circ}20'36''$ E 405.0 feet along said right-of-way; thence, $S89^{\circ}44'30''$ E 663.64 feet to the point of beginning.

PARCEL 7: A tract of land located in Section 2, Township 10 North, Range 20 West, P.M.W., Ravalli County, Montana.

Beginning at the Section corner common to Sections 1 and 2, Township 10 North, Range 20 West, P.M.W. and Sections 35 and 36, Township 11 North, Range 20 West, a corner of record in Missoula County Court House; thence $S.29^{\circ}18'51''$ N. a distance of 3003.12 feet to a point on the West right-of-way of the Bitterroot Branch of the N.P.R.R. and the true point of beginning; thence $N.89^{\circ}44'54''$ W. a distance of 1135.02 feet to a point on the East right-of-way of US Highway 93; thence $N.01^{\circ}20'36''$ E. a distance of 496.83 feet along the East right-of-way of U.S. Highway 93 to a point; thence $S.89^{\circ}44'45''$ E. a distance of 1025.05 feet to a point on the West right-of-way of the Bitterroot Branch of the N.P.R.R.; thence South easterly 521.36 feet along a curve having a radius of 5779.58 feet and being concaved to the east to the true point of beginning.

LESS a tract of land located across the easterly portion of the above described tract purchased by the Montana State Highway Department according to the right-of-way plat on file.

EXCEPTING AND RESERVING THEREFROM the westerly 260 feet thereof as and for U.S. Highway No. 93 as deeded to the State of Montana State Highway Commission by deed dated December 27, 1971 in Book 130 Deeds, page 27 and by Deed dated December 27, 1971 and recorded in Book 130 Deeds, page 92, all records of Ravalli County, Montana.

Reference for recording purposes: Book 136 Deeds, page 238.

PARCEL 8: Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ /NW $\frac{1}{4}$) of Section 2, Township 10 North, Range 20 West, M.P.M., Ravalli County, Montana.

PARCEL 9: Carlton Canyon Homes - Phase 1
Lots 1, 2, 3, 4, 5, 6, 7, 11.

If any provision herein or its application to any person or circumstances is held invalid, the remainder of the provisions herein or the application of the provision to other persons or circumstances is not affected.

RESPECTFULLY SUBMITTED this 10 day of March, 1983.

- Roger N Roberts Larry B Johnson

- Marjorie B Roberts Opal Gertrude Johnson

- Clinton D Folley Dan Y. Perry

- Clinton Folley Laura Fricke

- Louis Folley Sarah Y Perry

- Walter Fricke Ed Y. Perry

- Jack Wood _____

- Miss Mrs J. L. Yuhes _____

- Mary Y. Watkins _____

- Mary La Yuhes Robert _____

See Attached Signatures

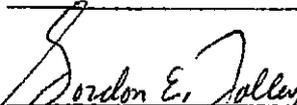
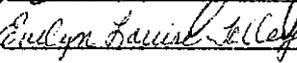
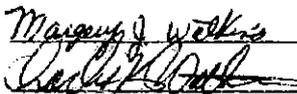
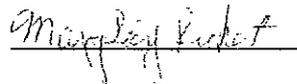
4632

RESPECTFULLY SUBMITTED,

NAME AND ADDRESS	SIGN TO APPROVE	SIGN TO REJECT	DATE
Pearson, Clyde F. & Frankie L. NW 5794 Old Hwy 93 Florence, Mt. 59833	_____	<i>Clyde F. Pearson</i> <i>Frankie L. Pearson</i>	3-20-83 3/20/83
Tolley, Eldon D., Trustee P. O. Box 146 Florence, Mt. 59833	<i>Eldon D. Tolley</i>	_____	3-18-83
Johnson, Larry Bryce & Jacqueline Gay 5720 NW Old Hwy 93 Florence, Mt. 59833	<i>Larry Bryce Johnson</i>	_____	3-18-83
Roberts Raynor H. & Gladys B. NW 5716 Old Hwy 93 Florence, Mt. 59833	<i>Raynor H. Roberts</i>	_____	3-18-83
Fricke, Charles August & Laura Hilda 261 Wagner Lane Florence, Mt. 59833	<i>Charles August Fricke</i>	_____	3-17-83
Yuhas, David Richard NW 632 One Horse Creek Rd. Florence, Mt. 59833	<i>David Richard Yuhas</i>	_____	3/21/83

W 6932

RESPECTFULLY SUBMITTED,

<u>NAME AND ADDRESS</u>	<u>SIGN TO APPROVE</u>	<u>SIGN TO REJECT</u>	<u>DATE</u>
Perry, Burton E. 1130 Monroe Missoula, Mt. 59802			
Tolley, Gordon E. & Evelyn Louise 1317 Harrison Missoula, Mt. 59801			3/20/83
Yugas, J. L. & Mary Quinn RFD 5 Bitterroot Rd. Missoula, Mt. 59801			
Watkins, Charles K. & Margery J. 4305 US Hwy 93 South Missoula, Mt. 59801			3/20/83
Yugas, Mary Lee 4301 US Hwy 93 South Missoula, Mt. 59801			3/20/83

46932

RESPECTFULLY SUBMITTED,

NAME AND ADDRESS

SIGN TO APPROVE

SIGN TO REJECT

DATE

Perry, Burton E.
1130 Monroe
Missoula, Mt. 59802

Tollfy, Gordon E. &
Evelyn Louise
1317 Harrison
Missoula, Mt. 59801

Yuhas, J. L. &
Mary Quinn
RFD 5 Bitterroot Rd.
Missoula, Mt. 59801

J.L. Yuhas
Mary Quinn Yuhas

3-21-83
MAY 3-21-83

Watkins, Charles K. &
Margery J.
4305 US Hwy 93 South
Missoula, Mt. 59801

Yuhas, Mary Lee
4301 US Hwy 93 South
Missoula, Mt. 59801

46932

RESPECTFULLY SUBMITTED,

NAME AND ADDRESS

Watkins Susan Yuhas
11 Saddleback Ct
Danville, Ca 94526

SIGN TO APPROVE

Susan Yuhas Watkins

SIGN TO REJECT

DATE

3/22/83

26933 On your face

January 1983

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Quantity 1 received and used

Reference No. 6

Date of issue 14 83

Serial No. 13220

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