RESOLUTION NO. 883

A RESOLUTION PROVIDING FOR ABANDONMENT OF A PORTION OF 3RD STREET EAST IN POLSON, MONTANA.

WHEREAS, the Polson City Council has received a petition to abandon and close a portion of that real property described as follows, to wit:

See Exhibit A hereto, and by this reference made a part hereof.

WHEREAS, the Petition was submitted by the owner of Lot A of the Amended Plat of Lots 1, 2, 3, 4, and 5 of Block 10 of the Center Addition to the City of Polson; and,

WHEREAS, the said Petition was heard at the regular meeting of the City Council of the City of Polson on August 16 and September 7, 2004; and,

WHEREAS, for good and sufficient cause and consideration, the City Council has determined such abandonment in the best interests of the City of Polson.

NOW, THEREFORE, it is hereby resolved that Exhibit A, attached hereto and by this reference made a part hereof, shall be and is abandoned to the adjoining property making an accretion thereto of Lot A of the Amended Plat of Lots 1, 2, 3, 4, and 5 of Block 10 of the Center Addition to the City of Polson.

PASSED AND APPROVED this 7th day of September, 2004.

CITY OF POLSON

Randy Ingram, Mayor

ATTEST:

STATE OF MONTANA

) :ss.

County of Lake

On this 26 day of October, 2004, before me, the undersigned Notary Public for the State of Montana, personally appeared RANDY INGRAM and AGGI LOESER, known to me to be the Mayor and the City Clerk of the CITY OF POLSON, Montana, the municipal corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

Notary Public for the State of MT Residing at MT

My commission expires & - 5

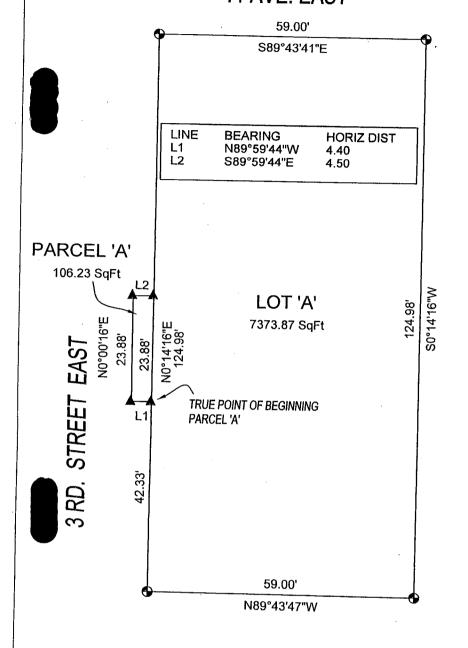
return to: City of Polson

106 1st St East Polson, MT 59860-2137

EXHIBIT 'A'

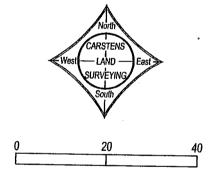
DESCRIPTION OF ABANDONMENT

11 AVE. EAST



PARCEL 'A' AN ABANDONED PORTION OF 3RD STREET EAST, ADJACENT TO BLOCK 10 OF POLSON CITY CENTER ADDITION TO POLSON, MT., TO BECOME A PORTION OF LOT 'A', AS SHOWN AND RECORDED ON 'AMENDED PLAT OF LOTS 1,2,3,4 AND 5 OF BLOCK 10 OF POLSON CITY CENTER ADDITION TO POLSON, MT. A RECORDED SUBDIVISION LOCATED IN THE SE 1/4 NE 1/4 OF SECTION 9, T.22 N.,R.20 W.,P.M.M., LAKE COUNTY, MT. DESCRIBED AS FOLLOWS;

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 'A', MONUMENTED BY A REBAR & CAP BY SURVEYOR 'DAY'; THENCE, ALONG THE WEST LINE OF SAID LOT, NOº 14' 16"E 42.33 TO THE SOUTHEAST CORNER OF AN EASEMENT RECORDED WITHIN INSTRUMENT No. 374091. LAKE COUNTY RECORDS AND THE TRUE POINT OF BEGINNING; THENCE N89° 59' 44"W FOR 4.40 FEET TO THE SOUTHWEST CORNER OF AN EXISTING HOUSE; THENCE NO° 0' 16"E FOR 23.88 FEET TO THE NORTHWEST CORNER OF AN EXISTING HOUSE; THENCE \$89° 59' 44"E FOR 4.50 FEET TO THE WEST LINE OF LOT 'A' OF SAID AMENDED PLAT; THENCE ALONG SAID LINE, S0° 14' 16"W FOR 23.88 FEET TO THE TRUE POINT OF BEGINNING, THE AREA BEING 106.23 SQ. FT., SUBJECT TO ALL RESTRICTIONS, RESERVATIONS AND EASEMENTS, APPARENT OR OF RECORD..



CERTIFICATE OF SURVEYOR

MARCMARARSTENS: A REGISTERED LAND SURVEYOR, DO HEREBY CERTIFY THAT I AVE OFFICE THE SURVEY SHOWN ON THE ATTACHED RECORD OF SURVEY; THAT WICH SUPPLYED WAS MADE ON MAY 21 1996; THAT SUCH SURVEY IS TRUE AND COMPLETE SSHOWN AND THAT THE MONUMENTS FOUND AND SET ARE OF THE CHARACTER AND WAS AUTHORITIONS SHOWN THEREON. DATED THIS 22 DAY OF OCT., 2004

MARC J. CARSTENS 5940 RLS

Legend

- DENOTES SET 5/8" X 24" REBAR WITH CAP STAMPED "S.DAY 10997S".
- ▲ DENOTES ANGLE POINT, NOTHING FOUND OR SET.