Determination of Easement [illegible]

R1-5460-1 (Revised 11/62)

RIGHT-OF-WAY EASEMENT
(Reference FSH 5263.1)

VOl 45 PAGE 367

THIS INDENTURE, MADE this 23rd day of May, 1966, between

Lester W. Kelley and Berniece Kelley, husband and wife, ~~Livingston~~

of the County of Park, State of Montana, grantor(s), party of the first part and the United States of America, whose post office address is Washington, D.C., grantee, party of the second part, WITNESSETH:

That for and in consideration of $1696.00, the receipt of which is hereby acknowledged, the party of the first part does hereby grant and convey unto the party of the second part and its assigns an easement and right-of-way for a road as now constructed and in place and to be re-constructed, improved, used, operated, patrolled, and maintained and known as the Rock Creek road, Project Number 199, 60 feet in width with such additional width as is necessary to protect cuts and fills, on, over, and across the following described premises situated in the County of Park, State of Montana to wit:

N½SW¼, Lot 5, Lot 6, Lot 7, Lot 8, and Lot 10 of ~~N½SW¼, SW¼NE¼~~ Section 9 and E½E½, SW¼SE¼, Section 3, T2N, R11E, P.M.M.

17.20 acres

The acquiring agency is the Forest Service, ~~U. S.~~ Department of Agriculture.

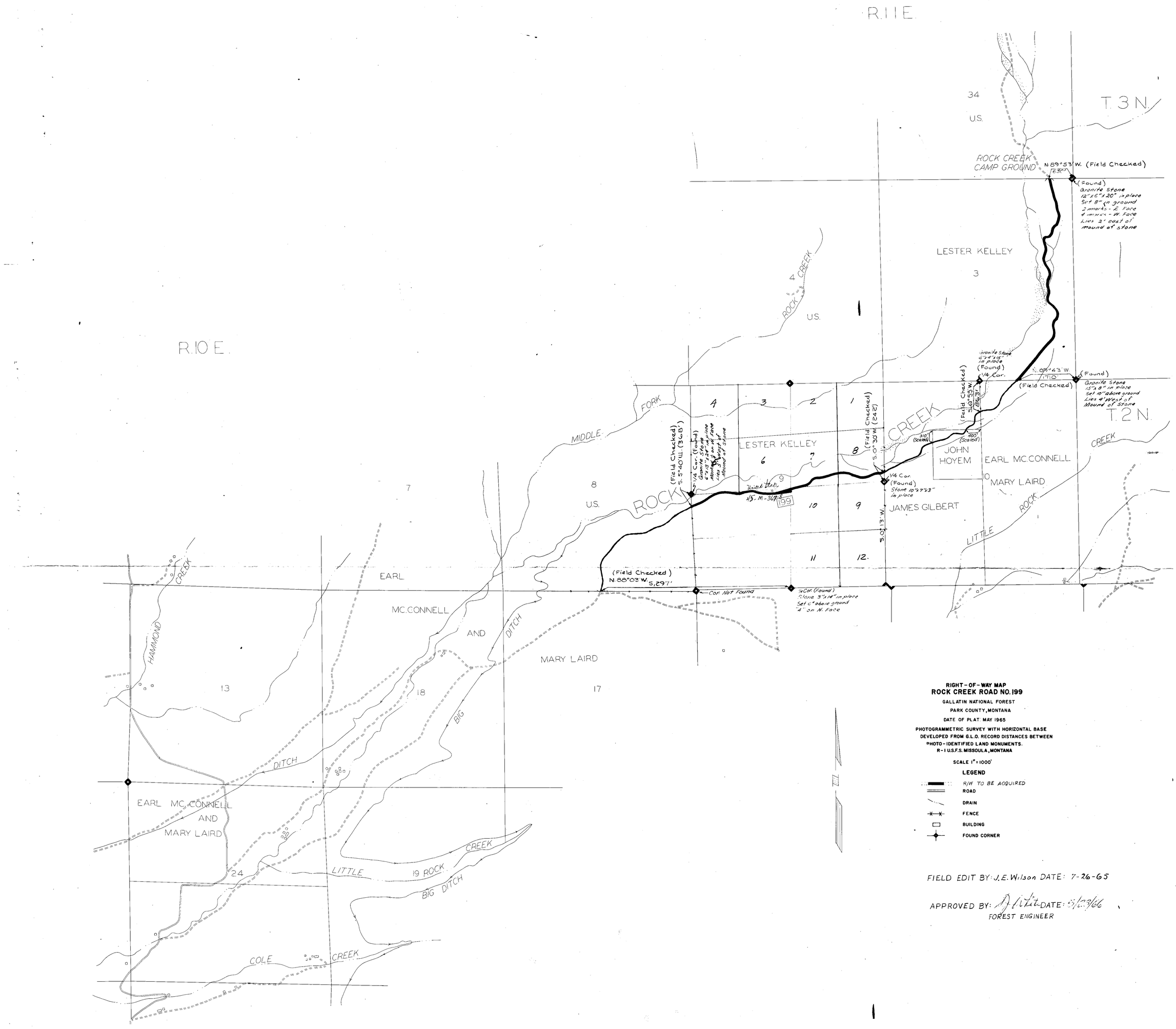
The said right-of-way to be in conformity with and located upon the ground according to the survey line, the figures, measurements, widths, and other references shown on the plat hereto attached and made a part hereof.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantor(s) as the true centerline of the easement granted.

Provided, however, that if at any time this easement, or any road constructed thereon, shall be abandoned by the United States of America or its assigns, the rights and privileges hereby granted shall cease and terminate and the premises traversed thereby shall be freed from said easement as fully and completely as if this indenture had not been made.

APPROVED, AS TO CONSIDERATION, DESCRIPTION, AND CONDITIONS.
BY [illegible] DATE [illegible]

Part #419



RIGHT-OF-WAY MAP
ROCK CREEK ROAD NO. 199

GALLATIN NATIONAL FOREST
PARK COUNTY, MONTANA
DATE OF PLAT: MAY 1965

PHOTOGRAMMETRIC SURVEY WITH HORIZONTAL BASE DEVELOPED FROM G.L.O. RECORD DISTANCES BETWEEN PHOTO-IDENTIFIED LAND MONUMENTS.
R-1 U.S.F.S. MISSOULA, MONTANA

SCALE 1" = 1000'

LEGEND

- R/W TO BE ACQUIRED
- ROAD
- DRAIN
- FENCE
- BUILDING
- FOUND CORNER

FIELD EDIT BY: J.E. Wilson DATE: 7-26-65

APPROVED BY: [signature] DATE: 5/23/66
FOREST ENGINEER