

*Termination of segment of easement R17-P-1104-1108 (3-2-77)*

VOL. 45 PAGE 253  
R1-5460-1 (Revised 11/62)

RIGHT-OF-WAY EASEMENT  
(Reference FSH 5463.1)

THIS INDENTURE, MADE this 23<sup>rd</sup> day of May, 1966, between James A. Gilbert and Evelyn E. Gilbert, his wife, owners of record, and Alfred H. Gilbert and Eleanor D. Gilbert, his wife, purchasers under a sales contract dated April 15, 1951, filed for record January 24, 1953, in Book 29 Misc. at page 272 records 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 \$287.00, 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:

SW1/4, NE1/4, Section 10, T2N, R11E, P.M.M.  
2.9 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.

IN WITNESS WHEREOF, the said grantor(s) have hereunto subscribed their name(s) and affixed their seal(s) the day and year hereinabove written.



Alfred H. Gilbert  
Eleanor D. Gilbert  
James A. Gilbert  
Evelyn E. Gilbert

ACKNOWLEDGMENT

STATE OF Montana }  
County of Park } ss.

On this 23 day of May, 1966, before me, the undersigned, a notary public in and for the State of Montana, personally appeared Alfred H. Gilbert and Eleanor D. Gilbert husband and wife

known to me to be the person(s) whose name(s) ~~(is)~~ (are) subscribed to the within instrument and acknowledged to me that ~~(he/she)~~ (they) executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.



William W. Gordon  
Notary Public for the State of Montana  
Residing at 13076 11th  
My commission expires: July 17, 1967.

APPROVED AS TO CONSIDERATION  
DESCRIPTION AND CONDITIONS.  
BY William W. Gordon DATE 5/23/66

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Plat # 4

RIIE

34  
US

544

T3N

ROCK CREEK  
CAMP GROUND

N 89° 53' W. (Field Checked)  
73.67'

(Found)  
Granite Stone  
12" x 6" x 20" in place  
Set 8" in ground  
3 marks - E face  
4 marks - W face  
Line 2' east of  
found of stone

LESTER KELLEY

3

US

(Field Checked)  
S. 01° 30' W. (24.2')

Granite Stone  
6" x 6" x 16" in place  
(Found)  
1/4 Cor.

N 09° 43' W  
(Field Checked)  
71.0'

(Found)  
Granite Stone  
15" x 8" in place  
Set 10" above ground  
Line of top of  
found of Stone

T2N

CREEK

JOHN HOYEM

EARL MCCONNELL

MARY LAIRD

JAMES GILBERT

1/4 Cor.  
(Found)  
Stone 10" x 7" x 3" in place

S. 01° 30' W.

LITTLE ROCK CREEK

(Found)  
3 1/2" x 1/2" in place  
above ground  
N. face

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

GALLATIN NATIONAL FOREST  
PARK COUNTY, MONTANA

DATE OF PLAT MAY 1965

PHOTOGAMMETRIC SURVEY WITH HORIZONTAL BASE  
DEVELOPED FROM S.L.G. 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

544

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

APPROVED BY: *D. White* DATE: 5/13/66  
FOREST ENGINEER