

E. 1660

RIGHT-OF-WAY EASEMENT

BOOK 513 PAGE 2146

THIS INSTRUMENT, made this 22ND day of July, 1997, by and between First Interstate Bank, a Montana Corporation, Grantor, and the City of Missoula, a municipal corporation of the County of Missoula, State of Montana, Grantee.

WITNESSETH

GRANTOR, being the lawful owner of land located in the W 1/2 W 1/2, Section 7, T. 13 N., R. 19 W, P.M.M., for valuable consideration receipt of which is hereby acknowledged, does hereby designate, grant and convey to Grantee, its successors and assigns, a permanent right-of-way easement with the right to construct, maintain, operate and remove: roadways and walkways along and across those certain real properties located in Missoula County, Montana, and more particularly described on the Easement Exhibit attached hereto and by this reference incorporated herein.

This right-of-way easement consists of a 37 to 24 foot wide strip of land on Lot 5, Gateway Place, Phase I, in the location as shown on the attached Easement Exhibit.

GRANTOR agrees and understands that this easement, which will be recorded with the County Clerk, shall run with and shall be binding upon heirs, successors, and assigns of the Grantor.

GRANTOR does hereby covenant with the Grantee that it is lawfully seized and possessed of the real estate above-described, that it has a good and lawful right to convey it, or any part thereof.

WITNESS its hand this 22 day of July, 1997.

FIRST INTERSTATE BANK

David R. Calahan -
Authorized Official

STATE OF MONTANA)
) SS.
County of Missoula)

Subscribed and sworn to before me this 22ND day of July, 1997 by David R. Calahan, the President of First Interstate Bank.



Jane F. Woodard
Notary Public for the State of Montana
Residing at Missoula, Montana
My Commission Expires: 2-1-99

SUB-STANDARD QUALITY WHEN FILMED

BOOK 513 PAGE 2147

CITY OF MISSOULA - ACCEPTANCE

BY: Michael Kadus
Mayor

Date: _____

ATTEST:

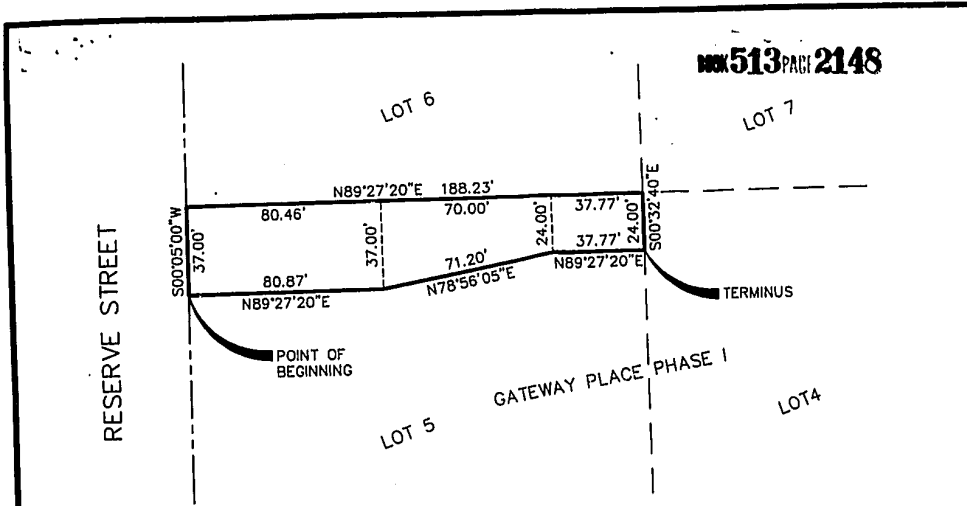
BY: Linda Dunn
Acting City Clerk

Date: 8/19/97

9707052



SUB-STANDARD QUALITY WHEN FILMED



513 PAGE 2148

LEGAL DESCRIPTION *****

A TRACT OF LAND BEING A PORTION OF LOT 5 OF GATEWAY PLACE PHASE I, A RECORDED SUBDIVISION OF MISSOULA COUNTY, MONTANA, LOCATED IN THE W 1/2 W 1/2 OF SECTION 17, T. 13 N., R. 19 W., PRINCIPAL MERIDIAN, MONTANA; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL THAT PORTION OF SAID LOT 5 LYING NORTHERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF RESERVE STREET, SAID POINT LYING S 00°05'00" W, 37.00 FEET ALONG THE WEST LINE OF SAID LOT 5 FROM THE NORTHWEST CORNER THEREOF; THENCE N 89°27'20" E, 80.87 FEET, ALONG A LINE PARALLEL WITH AND 37.00 FEET, MEASURED AT RIGHT ANGLES, SOUTHERLY OF THE NORTHERLY LINE OF SAID LOT 5; THENCE N 78°56'05" E, 71.20 FEET TO A POINT ON A LINE PARALLEL WITH AND 24.00 FEET, MEASURED AT RIGHT ANGLES, SOUTHERLY OF THE NORTHERLY LINE OF SAID LOT 5; THENCE N 89°27'20" E, 37.77 FEET ALONG LAST SAID PARALLEL LINE TO A POINT ON THE EASTERLY LINE OF SAID LOT 5 AND THE TERMINUS OF SAID LINE.

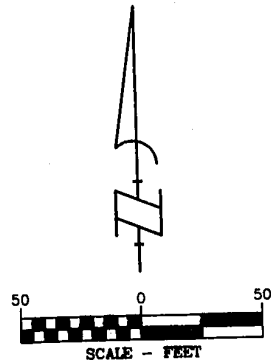
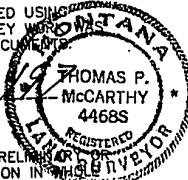
'97 AUG 19 PM 3:28

CERTIFICATE OF SURVEYOR *****

I HEREBY CERTIFY THAT THIS EXHIBIT WAS PREPARED USING DOCUMENTS OF RECORD AND THAT NO FIELD SURVEY WORK WAS PERFORMED TO VERIFY THE ACCURACY OF SAID DOCUMENTS.

Thomas P. McCarthy
 THOMAS P. MCCARTHY, P.L.S.
 MONTANA REGISTRATION NO. 4468S

7/21/97
 DATE



UNLESS SIGNED, SEALED, AND DATED, THIS IS A PRELIMINARY OR UNOFFICIAL DOCUMENT AND CANNOT BE RELIED UPON IN WHOLE OR PART.

EASEMENT EXHIBIT
 LOCATED IN THE W 1/2 W 1/2 OF
 SECTION 17, T. 13 N., R. 19 W., P.M.M.
 MISSOULA COUNTY, MONTANA

WGM group
 ENGINEERING - SURVEYING - PLANNING
 P.O. BOX 3418
 MISSOULA, MONTANA 59806
 DRAFT: CEG
 DATE: JULY, 1997
 PROJECT: 97-03-14

9716851

I RECEIVED AND FILED THIS INSTRUMENT FOR RECORD ON THE 19 DAY OF Aug 1997 AT 3:26 O'CLOCK P.M. AND IT IS RECORDED IN VOL 513 OF MICRO RECORDS OF THE COUNTY OF MISSOULA, STATE OF MONTANA, ON PAGE 2146 FEE PAID
 RETURN TO ADDRESS City Clerk BY Debbie A. Hill DEPUTY DOC 6
 WITNESS MY HAND, VICKIE M. ZEHR, COUNTY RECORDER

SUB-STANDARD QUALITY WHEN FILMED