CHOUTEAU COUNTY Subdivision Exemption Form

1. **Petitioner(s)**

   a. Name_____

   b. Address_____

   c. Phone _____Email_____

   d. Name_____

   e. Address_____

   f. Phone _____Email _____

2. **Surveyor**

   a. Name_____Firm_____

   b. Address_____

   c. Phone _____Email_____

3. **Existing Parcel(s)** *(if more than two parcels, please attach additional sheets)*

   a. Address _____

   b. Legal Description: Section_____Township_____Range_____

   c. Other legal description_____

   d. MT Dept. of Revenue #19-_____

   e. How and when was the parcel created *(example: Subdivision, Occasional Sale, COS 999, 5/1/92)*?

   _____

   _____

   _____

4. **Type of Exemption and Reason or Justification (Check the appropriate exemption)**

   ___ **Gift or Sale to Immediate Family Member ("Family Transfer")**

Recipient(s)	Relationship to Petitioner	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

   - If recipients are under age 18, attach documentation of trust, custodianship

pursuant to the Montana Uniform Transfers to Minors Act., etc.

___ Agricultural Exemption

(Covenant running with the land, revocable only by mutual consent of the
Commission and the property owner, that the land will be used exclusively for
agricultural purposes. No Structure requiring water or sewer facilities shall be utilized
on this parcel.) Description of current and proposed agricultural use:

_____

_____

_____

_____

**___ Relocation of Common Boundary Lines Outside or Adjoining a Platted
Subdivision**

Describe and provide documentation showing the purpose for the relocation:

_____

_____

_____

_____

_____

**___ Lot Aggregation/Relocation of Common Boundary Lines within Platted
Subdivision**

Describe and provide documentation showing the purpose for the
relocation:

_____

_____

_____

_____

_____

___ Security for Construction ("Mortgage Survey")

Attach signed and notarized statement from lending institution confirming that the
exempt parcel is necessary to secure a construction loan for buildings or other
improvements on the parcel.

___ Other

Reason/justification:

_____

_____

_____

5. **Examining Land Surveyor's Comments** (For the Examining Land Surveyor Use Only)

The examining land surveyor's notes regarding corrections needed on the certificate of surveying prior to the filing of the survey *(i.e. bearings, closure, reference points)*:

_____

_____

_____

_____

_____

6. **Required Attachments For All Exemption Types**

___ Draft Certificate of Survey *(to include:)*

    ___ One (1) paper copy mailed to Examining Land Surveyor

___ One Digital Copy of Plat (Adobe PDF)

___ Copies of existing recorded deeds documenting the present ownership for all affected parcels.

___ Aerial photograph or topographic map showing property location.

If application is for Relocation of Common Boundary Lines, provide documentation showing the need or reason for the relocation:

___ Surveyor Error

___ Structure Encroachment

___ Enhancement of the Configuration of the Property

___ Other *(please describe)*: _____

If application is for Family Transfer Exemption, also include:

___ If recipients are under age 18, documentation of trust, custodianship pursuant to the Montana Uniform Transfers to Minors Act, etc.

If application is for Mortgage Exemption: also include a statement from

lending institution confirming need.

7. **Acknowledgements**

- **I understand** that the State of Montana provides that certain divisions of land, which would otherwise constitute subdivisions, are exempt from local subdivision review and approval, unless the transactions are an attempt to evade the Montana Subdivision and Platting Act.

- **I affirm** that the proposed exemption is <u>not</u> an attempt to evade the Montana Subdivision and Platting Act.

8. **Signature(s) must include all property owners involved in the certificate of survey.**

_____ ,

Petitioner(s) Printed Name(s)

I, as Petitioner, have read the foregoing Subdivision Exemption form and affirm that it is true and correct.

_____

Petitioner(s) Signature

Date _____

_____ ,

Property Owner(s) if different than petitioner Printed Name(s)

I, as property owner, have read the foregoing Subdivision Exemption form and affirm that it is true and correct.

_____

Property Owner(s) Signature

Date _____

Property Owner(s) if different than petitioner Printed Name(s)

I, as property owner, have read the foregoing Subdivision Exemption form and affirm that it is true and correct.

_____

Property Owner(s) Signature

Date _____