

After Recording Return to:
Jane Kukes-Penney
PO Box 19
4040 Valley Canyon Drive
Molt, MT 59057

EASE

3884206

05/29/2019 01:44 PM Pages: 1 of 17 Fees: 129.00
Jeff Martin Clerk & Recorder, Yellowstone MT



DECLARATION OF TERMINATION AND REVOCATION OF TRAIL EASEMENTS

The undersigned, being all of the owners of the real property situated in Yellowstone County, Montana, described on Exhibit B (the "dominant lots"), attached hereto and incorporated herein as if set forth in full in this place, hereby declare, revoke and terminate that certain **DECLARATION OF TRAIL EASEMENTS**, more particularly described below, together with any and all easements granted or established thereby.

RECITALS

WHEREAS, that certain **DECLARATION OF TRAIL EASEMENTS** was recorded in the office of the Clerk and Recorder of Yellowstone County, Montana, on April 29, 2010, as Document No. 3547875 (hereinafter referred to as "Declaration");

WHEREAS, the Declaration established an easement for recreational trails across the lots described in the Declaration as Exhibit A ("servient lots") for the benefit of the dominant lots described in the Declaration as Exhibit B or the "benefitted lots";

WHEREAS, the servient lots described in the Declaration are described more particularly on Exhibit A attached hereto;

WHEREAS, the dominant lots described in the Declaration are described more particularly on Exhibit B attached hereto; and

WHEREAS, all of the owners of the dominant lots now desire to revoke, terminate and remove the trail easement, or any trail easements, created and established by the Declaration, and further desire to completely release the servient lots from any recreational easement or easements across the servient lots;

AGREEMENT

IT IS THEREFORE HEREBY AGREED AND STIPULATED BY AND BETWEEN THE UNDERSIGNED, AND EACH OF THEM, that the undersigned, being all of the owners of the real property situated in Yellowstone County, Montana, described on Exhibit B (the dominant lots), attached hereto and incorporated herein as if set forth in full in this place, hereby declare, revoke and terminate that certain **DECLARATION OF TRAIL EASEMENTS**, more particularly described above, together with any and all easements granted or established thereby; and,



IT IS FURTHER HEREBY AGREED AND STIPULATED BY AND BETWEEN THE UNDERSIGNED, AND EACH OF THEM, that the termination and revocation of that certain **RIDING TRAIL EASEMENT** recorded in the office of the Clerk and Recorder of Yellowstone County, Montana, as Document No. 3213711 ("Riding Trail Easement"), as set forth in the Declaration, is hereby affirmed and ratified, and that the Riding Trail Easement described herein is terminated and revoked in its entirety; and,

IT IS FURTHER HEREBY AGREED AND STIPULATED BY AND BETWEEN THE UNDERSIGNED, AND EACH OF THEM, that this **DECLARATION OF TERMININATION AND REVOCATION OF TRAIL EASEMENTS** may be executed in any number of counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument; and

IT IS FURTHER HEREBY AGREED AND STIPULATED BY AND BETWEEN THE UNDERSIGNED, AND EACH OF THEM, that the termination and revocation of all of the easements referenced herein shall be effective upon the recording of this **DECLARATION OF TERMININATION AND REVOCATION OF TRAIL EASEMENTS** in the office of the Clerk and Recorder of Yellowstone County, Montana.

**NOTARIZED ORIGINAL SIGNATURES OF ALL OWNERS
OF DOMINANT LOTS ARE
ATTACHED ON FOLLOWING PAGES**



ARROWHEAD MINERALS, LLC, executes this Declaration of Termination and Revocation of Trail Easements, as the Owner of the following lands:

Block 1 - Lots 1, 11, 12, 14, 15, 17, 18, 19, 20 and 21 of Valley Canyon Ranch Subdivision, 3rd Filing; and

Block 2 - Lots 1, 2, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15 and 16 of Valley Canyon Ranch Subdivision, 3rd Filing; and

Block 1 - Lots 1, 2, 4 and 5, of Minor Plat of Valley Canyon Ranch Subdivision, 2nd Filing; and

Tract 3 of Certificate of Survey No. 2760; and

Block 1 - Lots 2 and 4 of Valley Canyon Subdivision No. 1

Dated this 5th day of March, 2019.

ARROWHEAD MINERALS, LLC

A Montana limited liability company

By

JOHN WOODS, JR.

Its Managing Member

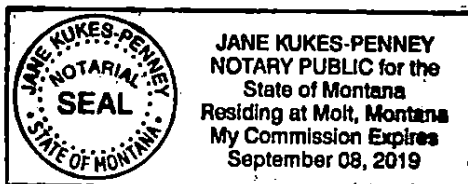
STATE OF MONTANA)

: ss.

County of Yellowstone)

On this 5th day of March, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared JOHN WOODS, JR. known to me to be the Managing Member of ARROWHEAD MINERALS, LLC, the limited liability company executing the within instrument, and acknowledged to me that he executed the within instrument on behalf of ARROWHEAD MINERALS, LLC, having first been authorized so to do.

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



Jane Kuker-Penney
Printed Name: Jane Kuker-Penney
Notary Public for the State of Montana
Residing at Moit, Montana
My Commission Expires: 09.08, 20 19



THE MICHAEL P. AND JILL A. McMULLAN REVOCABLE TRUST, executes this Declaration of Termination and Revocation of Trail Easements, as the Owner of the following lands:

Block 1 - Lots 2 and 3 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 30th day of April, 2019.

MICHAEL P. AND JILL A. McMULLAN
REVOCABLE TRUST

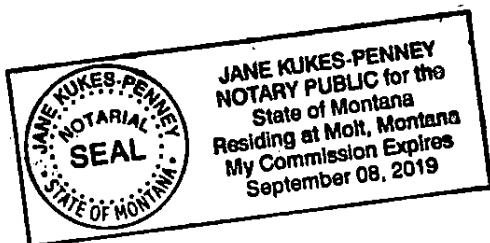
By Michael P. McMullan
MICHAEL P. McMULLAN, Trustee
Trustee

By Jill A. McMullan
JILL A. McMULLAN, Trustee

STATE OF Montana)
County of Yellowstone) : ss.

On this 30th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared MICHAEL P. McMULLAN and JILL A. McMULLAN known to me to be the Trustees of the Michael P. and Jill A. McMullan Revocable Trust, the trust executing the within instrument, and acknowledged to me that they executed the within instrument.

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



Jane Kukes-Penney
Printed Name: Jane Kukes-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9.8, 20 19



RICHARD L. PARKER, JR. and **KARI A. PARKER**, execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 – Lots 4 and 5 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 30th day of April, 2019.

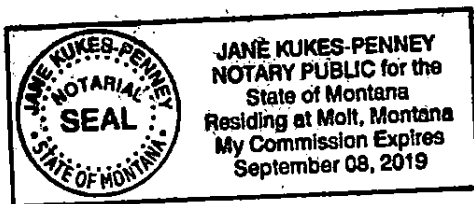
Richard L Parker Jr
RICHARD L. PARKER, JR.

Kari A Parker
KARI A. PARKER

STATE OF Montana)
County of Yellowstone) : ss.

On this 30th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared RICHARD L. PARKER, JR. and KARI A. PARKER, known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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



Jane Kukes-Penney
Printed Name: Jane Kukes-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9-8, 20 19



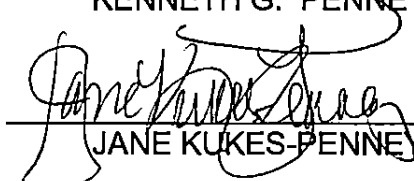
KENNETH G. PENNEY and JANE KUKES-PENNEY execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 – Lot 6 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 1st day of May, 2019.



KENNETH G. PENNEY

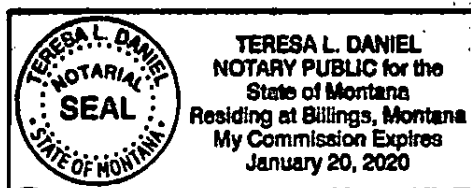


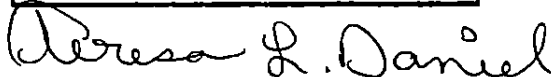
JANE KUKES-PENNEY

STATE OF MONTANA)
 : ss.
County of Yellowstone)

On this 1st day of May, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared KENNETH G. PENNEY and JANE KUKES-PENNEY known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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





~~Printed Name: _____~~
~~Notary Public for the State of Montana~~
~~Residing at _____ Montana~~
~~My Commission Expires: _____, 20____~~



JANE KUKES-PENNEY executes this Declaration of Termination and Revocation of Trail Easements, as the Owner of the following land:

Block 1 – Lot 7 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 1st day of May, 2019.

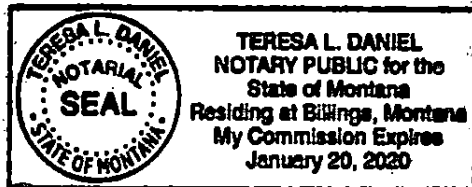


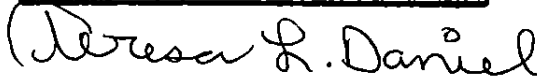
JANE KUKES-PENNEY

STATE OF MONTANA)
 : ss.
County of Yellowstone)

On this 1st day of May, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared JANE KUKES-PENNEY known to me to be the person executing the within instrument, and acknowledged to me that she executed the within instrument.

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





~~Printed Name: _____
Notary Public for the State of Montana
Residing at _____, Montana
My Commission Expires: _____, 20____~~



MAX S. BUCK and **MICHELLE R. BUCK** execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 – Lots 8 and 9 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 23 day of May, 2019.

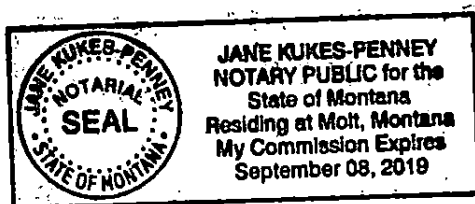

MAX S. BUCK


MICHELLE R. BUCK

STATE OF Montana)
County of Yellowstone) ss.

On this 23 day of May, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared MAX S. BUCK and MICHELLE R. BUCK known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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



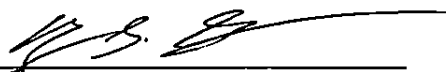

Printed Name: Jane Kuker-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9.8, 20 19

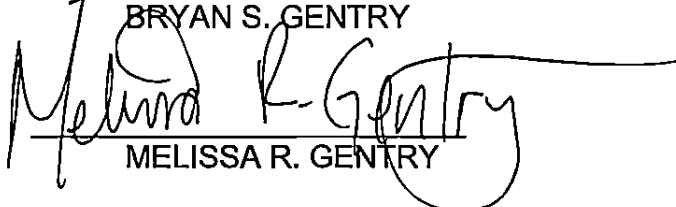


BRYAN S. GENTRY and **MELISSA R. GENTRY** execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 – Lot 10 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 3rd day of April, 2019.



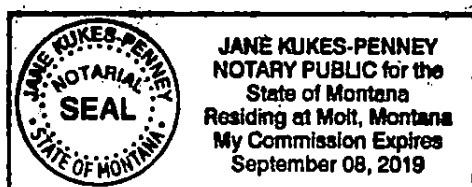
BRYAN S. GENTRY


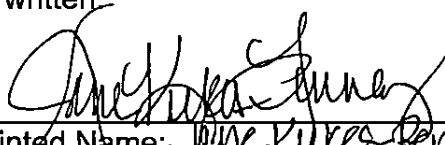
MELISSA R. GENTRY

STATE OF Montana)
County of Yellowstone) : ss.

On this 3rd day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared BRYAN S. GENTRY and MELISSA R. GENTRY, known to me to be the persons executing the within instrument, and acknowledged to me that he executed the within instrument.

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



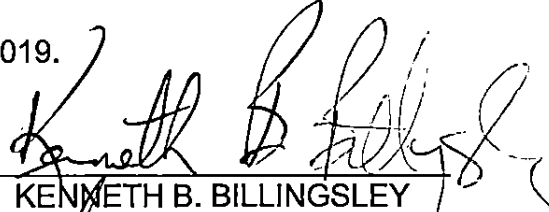

Printed Name: Jane Kukes-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9-8, 20 19



KENNETH B. BILLINGSLEY and HEATHER A. BILLINGSLEY execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 – Lot 13 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 29th day of April, 2019.

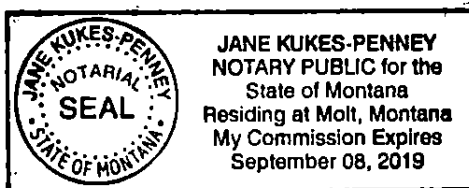

KENNETH B. BILLINGSLEY

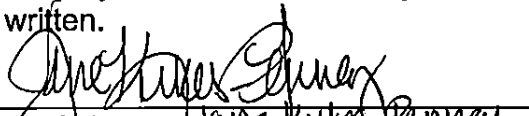

HEATHER A. BILLINGSLEY

STATE OF Montana)
County of Yellowstone) ss.

On this 29th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared KENNETH B. BILLINGSLEY and HEATHER A. BILLINGSLEY known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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




Printed Name: Jane Kuker-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9.8, 2019



ROBERT C. HALL and ANDREA M. ORVIK execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 – Lot 16 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 6th day of April, 2019.

Robert C. Hall
ROBERT C. HALL

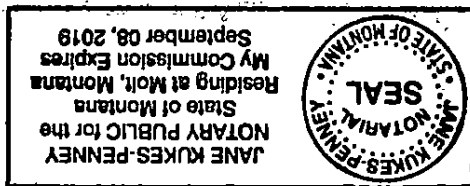
Andrea M. Orvik
ANDREA M. ORVIK

STATE OF Montana)
County of Yellowstone) ss.

On this 6th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared ROBERT C. HALL and ANDREA M. ORVIK, known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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

Jane Kukes-Pennay
Printed Name: Jane Kukes-Pennay
Notary Public for the State of Montana
Residing at MDG, Montana
My Commission Expires: 9.8, 20 19





DONALD FROLICH III and CRAIG A. FROHLICH execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 2 – Lot 3 of Valley Canyon Ranch Subdivision, 3rd Filing

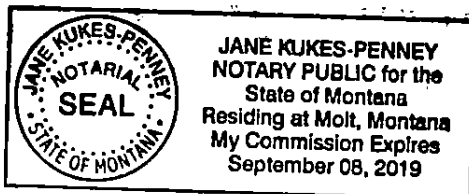
Dated this 19 day of April, 2019.

[Signature]
DONALD FROLICH III

STATE OF Montana)
County of Yellowstone) ss.

On this 19th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared DONALD FROLICH III known to me to be the person executing the within instrument, and acknowledged to me that he executed the within instrument.

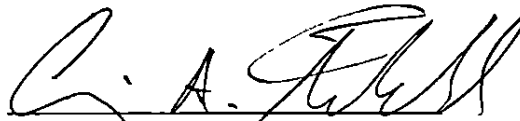
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year in this certificate first above written.



[Signature]
Printed Name: Jane Kukes-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9.8, 20 19



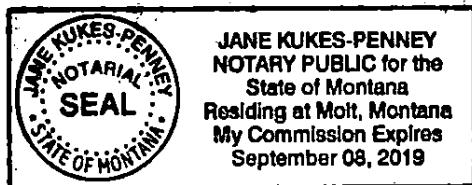
Dated this 19 day of April, 2019.

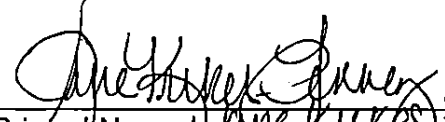

CRAIG A. FROLICH

STATE OF MONTANA)
County of Yellowstone) ss.

On this 19th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared CRAIG A. FROLICH known to me to be the person executing the within instrument, and acknowledged to me that he executed the within instrument.

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



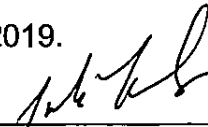

Printed Name: Jane Kuker-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9.8, 20 19



JOHN DAHL and YING WANG execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 2 – Lot 10 of Valley Canyon Ranch Subdivision, 3rd Filing

Dated this 6 day of April, 2019.



JOHN DAHL

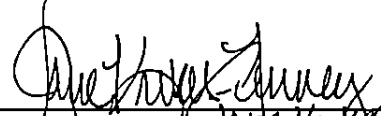


YING WANG

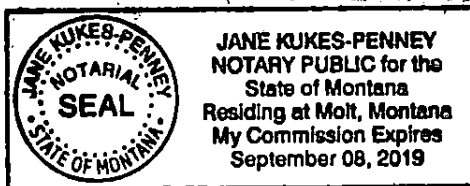
STATE OF Montana)
County of Yellowstone) ss.

On this 6th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared JOHN DAHL and YING WANG known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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



Printed Name: Jane Kukes-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9.8, 20 19

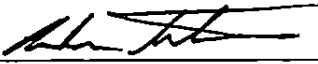




ANDERS FISKE and NICOLE FISKE execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 - Lot 3, of Valley Canyon Subdivision No. 1

Dated this 19 day of May, 2019.

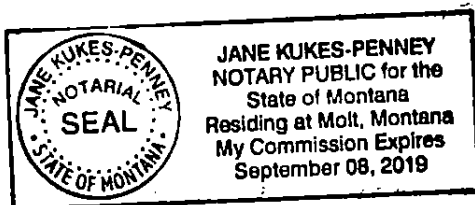

ANDERS FISKE

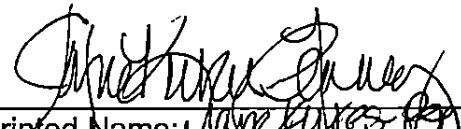

NICOLE FISKE

STATE OF Montana)
County of Yellowstone) ss.

On this 19 day of May, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared ANDERS FISKE and NICOLE FISKE known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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




Printed Name: Jane Kukes-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9.8, 20 19



BROCK T. PEARSON and **ALICIAN A. PEARSON** execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 - Lot 5, of Valley Canyon Subdivision No. 1

Dated this 30 day of April, 2019.

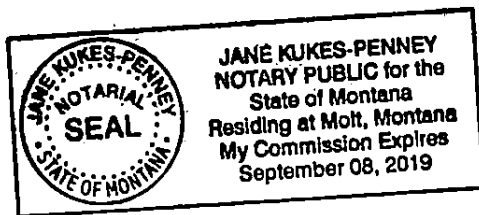
BROCK T. PEARSON

ALICIA A. PEARSON

STATE OF Montana)
County of Yellowstone) ss.

On this 30th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared BROCK T. PEARSON and ALICIA A. PEARSON known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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



Printed Name: Jane Kukes-Penney

Notary Public for the State of Montana

Residing at Molt, Montana

My Commission Expires: 9.8, 20 19

GREGORY SCOTT and **SHERRIE SCOTT** execute this Declaration of Termination and Revocation of Trail Easements, as the Owners of the following land:

Block 1 – Lot 3 of Minor Plat of Valley Canyon Ranch Subdivision, 2nd Filing

Dated this 30th day of April, 2019.

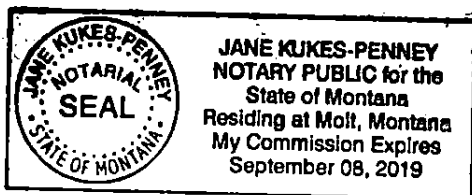

GREGORY SCOTT


SHERRIE SCOTT

STATE OF Montana)
County of Yellowstone) ss.

On this 30th day of April, 2019, before me, the undersigned, a Notary Public for the State of Montana, personally appeared GREGORY SCOTT and SHERRIE SCOTT known to me to be the persons executing the within instrument, and acknowledged to me that they executed the within instrument.

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




Printed Name: Jane Kukes-Penney
Notary Public for the State of Montana
Residing at Molt, Montana
My Commission Expires: 9.8, 20 19