



Lewis and Clark County
Community Development and Planning
316 N Park Ave. Room 230 Helena Mt 59623 Phone 406-447-8374
Fax 406-447-8398
e-mail planning@lccountymt.gov

CERTIFICATE OF SURVEY EXEMPTION AFFIDAVIT
LEWIS AND CLARK COUNTY, MONTANA

Security of Construction Financing
Section 76-3-201(1)(b)

The construction mortgage exemption is used to segregate land for the purpose of providing security for construction mortgages, liens, or trust indentures. It only operates as a division of land upon foreclosure of the security.

The Certificate of Survey must be accompanied by a letter from the holder of the mortgage, lien, or trust indenture, stating that a construction loan has been approved, will be granted upon the filing of the Certificate of Survey and naming the person or persons to whom the loan will be made.

Information provided on this form is necessary in determining when the use of an exemption meets the criteria set forth in the Lewis and Clark County Subdivision Regulations, Appendix J. **Please complete both sides.**

I. LANDOWNER(S) _____ Phone: _____

_____ Phone: _____
LENDER _____ Phone: _____

____ YES ____ NO II. Is a signed statement from the lender submitted stating that the creation of the exempted parcel is necessary to secure a construction loan for building or other improvements on the parcel created?

____ YES ____ NO III. Is financing for construction or improvements on land other than the exempted parcel? If "yes", please describe: _____

IV. Who will have possession of the remainder parcel upon foreclosure of the mortgaged parcel?

V. HISTORY OF THE PARCEL

____ YES ____ NO The "original tract" is the tract of land established as of July 1, 1973. Have any exemptions been used for divisions of land on the original tract? If "yes", please provide the history of land divisions below and attach a copy of each Certificate of Survey:

Date	Exemption	Tract Label	Tract Size	COS No.
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

