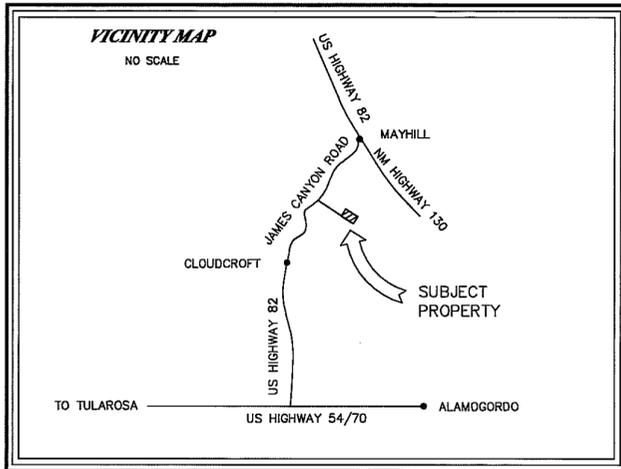


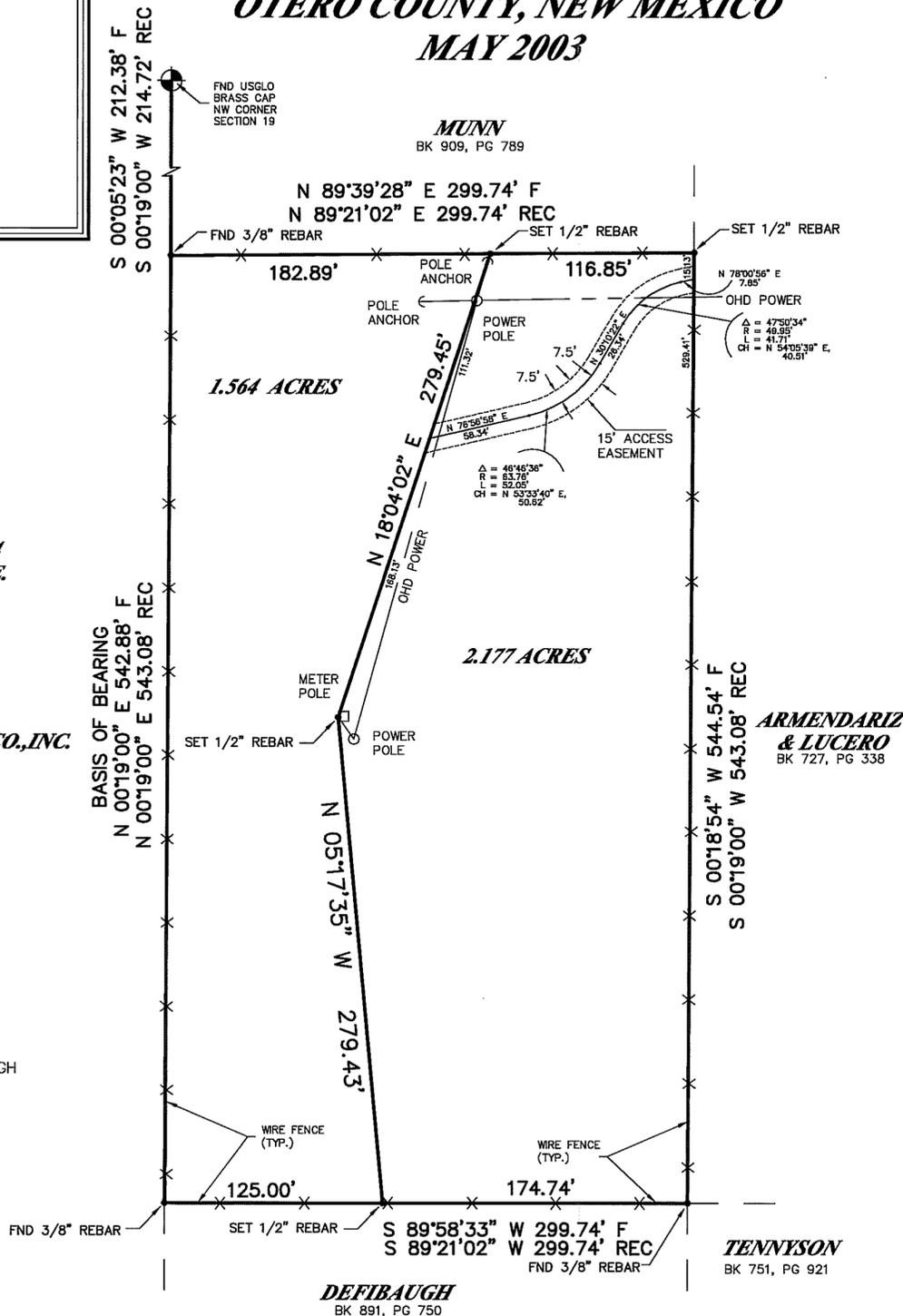
CLAIM OF EXEMPTION, NO. 7, AND A PLAT OF SURVEY OF A 3.741 ACRE TRACT OF LAND IN LOT 1 OF SECTION 19 T. 16 S., R. 14 E., N.M.P.M. OTERO COUNTY, NEW MEXICO MAY 2003



F = FIELD REC = RECORD

DOCUMENT OF RECORD: MARK A. DEFIBAUGH, III AND JUNE V. DEFIBAUGH AND DALE TODD AND DIANNA TODD WARRANTY DEED FILED MAY 5, 2003 IN BOOK 1071, PAGE 970 OTERO COUNTY, NEW MEXICO

SECTION 24 T 16 S, R 13 E. COLEMAN CATTLE CO., INC. BK 1025, PG 263



CLAIM OF EXEMPTION

MARK A. DEFIBAUGH, JUNE V. DEFIBAUGH, ORA DALE TODD, AND DIANNA G. TODD CLAIM AN EXEMPTION FROM THE REQUIREMENTS OF THE NEW MEXICO SUBDIVISION ACT AND THE OTERO COUNTY, NEW MEXICO SUBDIVISION REGULATIONS FOR THE FOLLOWING REASON: WE CERTIFY THAT THIS TRANSACTION INVOLVES:

THE DIVISION OF LAND TO CREATE A PARCEL THAT IS SOLD OR DONATED AS A GIFT TO AN IMMEDIATE FAMILY MEMBER; HOWEVER, THIS EXCEPTION SHALL BE LIMITED TO ALLOW THE SELLER OR DONOR TO SELL OR GIVE NO MORE THAN ONE PARCEL PER TRACT OF LAND PER IMMEDIATE FAMILY MEMBER. AS USED HEREIN THE TERM "IMMEDIATE FAMILY MEMBER" MEANS A HUSBAND, WIFE, FATHER, STEPFATHER, MOTHER, STEPMOTHER, BROTHER, STEPBROTHER, SISTER, STEPSISTER, SON, STEPSON, DAUGHTER, STEPDAUGHTER, GRANDSON, STEPGRANDSON, GRANDDAUGHTER, STEPGRANDDAUGHTER, NEPHEW, AND NIECE, WHETHER RELATED BY BIRTH OR ADOPTION.

LEGAL DESCRIPTION: 3.741 ACRE TRACT

A 3.741 ACRE TRACT OF LAND IN LOT 1 OF SECTION 19, T. 16 S., R. 14 E., N.M.P.M., OTERO COUNTY, NEW MEXICO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SECTION 19 AND GOING S 00° 05' 23" W A DISTANCE OF 212.38 FEET TO THE NORTHWEST CORNER OF THIS TRACT AND THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED; THENCE, FROM THE POINT OF BEGINNING, N 89° 39' 28" E A DISTANCE OF 299.74 FEET; THENCE S 00° 18' 54" W A DISTANCE OF 544.54 FEET; THENCE S 89°58'33" W A DISTANCE OF 299.74 FEET; THENCE N 00° 19' 00" E A DISTANCE OF 542.88 FEET TO THE POINT AND PLACE OF BEGINNING, ENCLOSING 3.741 ACRES, MORE OR LESS.

Handwritten signatures of Mark A. Defibaugh III, June V. Defibaugh, Ora Dale Todd, and Dianna G. Todd.

ACKNOWLEDGMENT

STATE OF NEW MEXICO ) SS ) COUNTY OF OTERO )

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 8th DAY OF May, 2003, BY MARK A. DEFIBAUGH III, JUNE V. DEFIBAUGH, ORA DALE TODD, AND DIANNA G. TODD.

MY COMMISSION EXPIRES: 9-6-06 DATE 9/6/03 NOTARY PUBLIC

APPROVED BY OTERO COUNTY ON THIS 8 DAY OF May, 2003.

COUNTY ASSESSOR

STATE OF NEW MEXICO ) SS ) COUNTY OF OTERO )

RECORDED IN THE OFFICE OF THE COUNTY CLERK OF OTERO COUNTY, NEW MEXICO, AT 10:55 O'CLOCK, A.M., THIS 8th DAY OF May, 2003.

Handwritten signature of County Clerk Mary D. Quintana.

BY Denise Kellyford RECEPTION NO. 5344 BOOK: 59 PAGE: 61

SURVEYOR'S CERTIFICATE

THIS IS TO CERTIFY THAT THIS PLAT WAS PREPARED FROM NOTES OF AN ACTUAL BONA FIDE FIELD SURVEY DONE BY ME, OR UNDER MY DIRECTION, AND THAT THE SAME IS TRUE AND CORRECT, MEETING THE MINIMUM STANDARDS FOR LAND BOUNDARY SURVEYS AS ADOPTED BY THE NEW MEXICO STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND SURVEYORS, TO THE BEST OF MY KNOWLEDGE AND BELIEF.

STEVEN J. SANDOVAL NMP S NO. 12351

DATE 5/7/03



Construction Surveying Services 1015 Oregon Alamogordo, NM 88310 (505) 443-6202 FAX (505) 443-1151