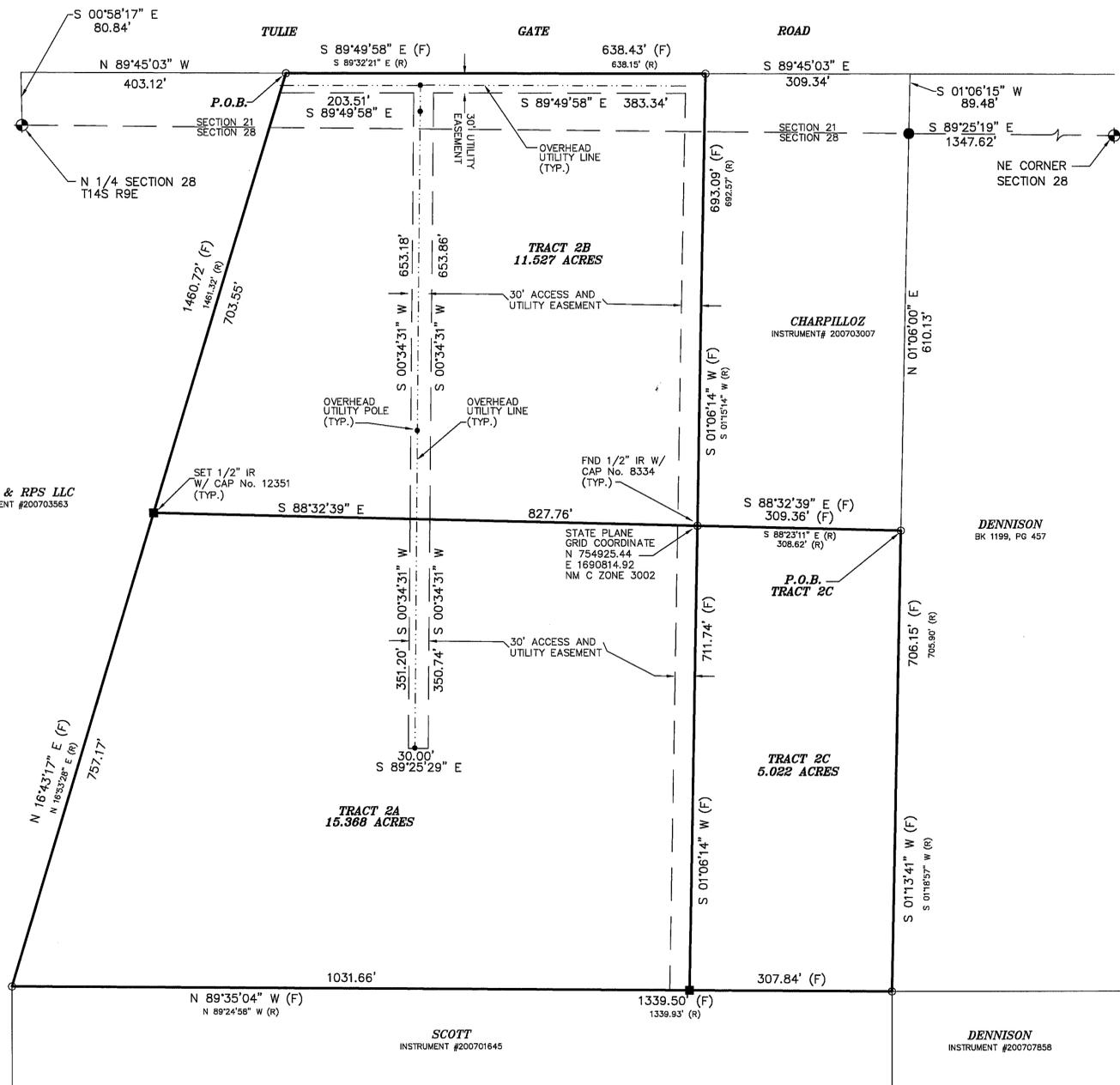


CLAIM OF EXEMPTION / FAMILY MEMBER

A 31.917 ACRE TRACT OF LAND IN
THE NE1/4 OF SECTION 28
T 14 S, R 9 E, N.M.P.M.,
OTERO COUNTY, NEW MEXICO
MARCH 2008



KNOX & RPS LLC
INSTRUMENT #200703563

CHARPILLOZ
INSTRUMENT# 200703007

DENNISON
BK 1199, PG 457

SCOTT
INSTRUMENT #200701645

DENNISON
INSTRUMENT #200707858

BASIS OF BEARING: N19°42'58"E
BETWEEN FOUND CITY OF ALAMOGORDO
CONTROL SURVEY MONUMENTS
"ALAMOIR" AND "DUKE 1994."
GRID COORDINATES
ALAMOIR: N 669,500.98
E 1,718,270.30
DUKE: N 697,617.10
E 1,726,346.24

DOCUMENT(S) OF RECORD:
CLAIM OF EXEMPTION
JEFF DAVIS AND SYLVIA DAVIS
HUSBAND AND WIFE
FILED FOR RECORD ON JANUARY 26, 2006
IN BOOK 1225, PAGES 270-271
OTERO COUNTY, NEW MEXICO

DEDICATION

STATE OF NEW MEXICO)
SS)
OTERO COUNTY)

KNOW ALL PEOPLE BY THESE PRESENTS THAT JEFF DAVIS AND SYLVIA DAVIS ARE THE OWNERS AND PROPRIETORS OF A 31.917 ACRE TRACT OF LAND IN THE NE1/4 SECTION 28, T.14S., R.9E., N.M.P.M., OTERO COUNTY, NEW MEXICO. THE OWNERS HEREWITH CLAIM AN EXEMPTION FROM THE OTERO COUNTY SUBDIVISION REGULATIONS AND CERTIFY THAT THIS TRANSACTION INVOLVES:

C.O.E. #7 (OTERO COUNTY)-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.

THE EXEMPTED PARCELS, TRACT 2B AND TRACT 2C BEING, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TRACT 2B
A 11.527 acre tract of land in the NE1/4 Section 28, T.14S., R.9E., N.M.P.M., Otero County, New Mexico, lying generally south of Tulie Gate Road and being more particularly described as follows;

BEGINNING at a found 1/2" rebar with cap No. 8334 for the northwest corner of this tract, WHENCE, the North 1/4 corner of Section 28 bears the following two (2) courses and distances: North 89°45'03" West, a distance of 403.12' feet, and, South 00°58'17" East a distance of 80.84' feet to said 1/4 corner.

THENCE, from the point of beginning, South 89°49'58" East, a distance of 638.43 feet to a found 1/2" rebar with cap No. 8334 for the northeast corner of this tract,

THENCE, South 01°06'15" West, a distance of 693.09 feet to a found 1/2" rebar with cap No. 8334 for the southeast corner of this tract,

THENCE, North 88°32'39" West, a distance of 827.76 feet to a set 1/2" rebar with cap No. 12351 for the southwest corner of this tract,

THENCE, North 16°43'17" East, a distance of 703.55 feet to the point and place of beginning enclosing 11.527 acres of land, more or less.

TRACT 2C
A 5.022 acre tract of land in the NE1/4 Section 28, T.14S., R.9E., N.M.P.M., Otero County, New Mexico, lying generally south of Tulie Gate Road and being more particularly described as follows;

BEGINNING at a found 1/2" rebar with cap No. 8334 for the northeast corner of this tract; WHENCE, the Northeast corner of Section 28 bears the following two (2) courses and distances: North 01°06'00" East, a distance of 610.13' feet, and, South 89°25'19" East a distance of 1347.62' feet to said northeast corner of Section 28.

THENCE, from the point of beginning, South 01°13'41" West, a distance of 706.15' feet to a found 1/2" rebar with cap No. 8334 for the southeast corner of this tract,

THENCE, North 89°35'04" West, a distance of 307.84' feet to a set point for the southwest corner of this tract,

THENCE, North 01°06'14" East, a distance of 711.74' feet to a found 1/2" rebar with cap No. 8334 for the Northwest corner of this tract.

THENCE, South 88°32'39" East, a distance of 309.36' feet to the point and place of beginning enclosing 5.022 acres of land, more or less.

IN RECORDING THIS PLAT, SAID OWNERS DO CAUSE ALL EASEMENTS WITHIN THE BOUNDS OF THE ABOVE DESCRIBED TRACT OF LAND TO BE DEDICATED TO THE USES SHOWN. THIS PLAT IS MADE WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNERS WHO HEREBY CAUSE SAID LOTS TO BE VACATED AND REPLATTED AS SHOWN ON THIS PLAT. IN WITNESS THEREOF SAID OWNERS HAVE SET THEIR HANDS AND SEALS ON THIS

14th DAY OF March 2008.
JEFF DAVIS
SYLVIA DAVIS
ACKNOWLEDGMENT
STATE OF NEW MEXICO)
COUNTY OF OTERO)
THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON THIS 14th DAY OF March 2008, BY JEFF DAVIS AND SYLVIA DAVIS.
WITNESS MY HAND AND SEAL ON THIS DAY AND YEAR LAST WRITTEN ABOVE.
NOTARY PUBLIC
MY COMMISSION EXPIRES 9/9/10

APPROVED BY OTERO COUNTY, AS A CLAIM OF EXEMPTION, NO. 07-EX-33 ON THIS 31st DAY OF March 2008.
Diane Rome
PLANNING COORDINATOR
FILING
STATE OF NEW MEXICO)
COUNTY OF OTERO)

RECORDED IN THE OFFICE OF THE COUNTY CLERK AND EX-OFFICIO RECORDER OF OTERO COUNTY, NEW MEXICO, AT 11:45 O'CLOCK, A.M., THIS 31st DAY OF March 2008.
Robyn Holmes
COUNTY CLERK
BY: Christine Ruiz
RECEPTION NO. 200802432 BOOK: 67 PAGE: 47-48

UTILITY COMPANY REVIEW
COPIES OF THIS PLAT HAVE BEEN SUBMITTED TO THE FOLLOWING UTILITY COMPANIES AND ARE SATISFACTORY TO MEET THE NEEDS OF THE INSTALLATION OF AVAILABLE UTILITIES. THIS PLAT IS APPROVED FOR EASEMENT PURPOSES ONLY. THE SIGNING OF THIS PLAT BY UTILITY COMPANIES DOES NOT GUARANTEE UTILITY SERVICES TO THE SUBDIVISION.

OTERO COUNTY ELECTRIC/POWER COMPANY
BY: Paul May DATE: 3-5-08
T&TE TELEPHONE COMPANY
BY: Joe Lane DATE: 3-4-08
CABLE TELEVISION COMPANY
BY: [Signature] DATE: 3-6-08

SURVEYOR'S CERTIFICATE

I, STEVEN J. SANDOVAL, A NEW MEXICO REGISTERED PROFESSIONAL SURVEYOR, CERTIFY THAT I CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO.

STEVEN J. SANDOVAL N.M.P.S. NO. 12351 DATE 3/5/08



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

SECTION 28 TOWNSHIP 14 RANGE 9
BK 67 PG 47-48