

CLAIM OF EXEMPTION BOUNDARY SURVEY REPLAT

THREE TRACTS OF LAND LOCATED IN
THE E/2 SW/4, W/2 E/2 SE/4,
AND THE E/2 SW/4 OF
SECTION 33, TOWNSHIP 11 SOUTH,
RANGE 9 EAST, N.M.P.M., OTERO COUNTY,
NEW MEXICO

DEDICATION

STATE OF NEW MEXICO J 55
COUNTY OF OTERO J 55

KNOW ALL MEN BY THESE PRESENTS THAT SIERRA CONTRACTING, INC. IS THE RECORD OWNER AND PROPRIETOR OF THE E/2 SW/4 OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 9 EAST, N.M.P.M., OTERO COUNTY, NEW MEXICO, AS SHOWN BY THE BOUNDARY ADJUSTMENT PLAT THEREOF FILED IN THE OFFICE OF THE COUNTY CLERK AND EX-OFFICIO RECORDER OF OTERO COUNTY, NEW MEXICO, ON MAY 15, 2008, REC #200804624

AND THE W/2 SE/4 AND THE W/2 E/2 SE/4 OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 9 EAST, N.M.P.M., OTERO COUNTY, NEW MEXICO, AS SHOWN BY WARRANTY DEED THEREOF FILED IN THE OFFICE OF THE COUNTY CLERK OF OTERO COUNTY IN REC#400006653.

BY THE TERMS OF THIS PLAT SAID OWNER AND PROPRIETOR DOES HEREBY CAUSE SAID TRACTS TO BE REPLATED AS SHOWN HEREON. SAID OWNER ALSO HEREBY GRANTS THE INGRESS AND EGRESS APPURTENANT EASEMENT WITHIN TRACT 2A AS SHOWN HEREON FOR THE USE BY THE OWNER OR SUBSEQUENT OWNERS OF TRACT 1A. THIS PLAT WAS PREPARED WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNER THEREOF.

CLAIM OF EXEMPTION

I, VAN PATTON, PRESIDENT OF SIERRA CONTRACTING, INC. CLAIM AN EXEMPTION FROM THE REQUIREMENTS OF THE NEW MEXICO SUBDIVISION ACT AND OTERO COUNTY, NEW MEXICO, SUBDIVISION REGULATIONS FOR THE FOLLOWING REASON:

I CERTIFY THAT THIS TRANSACTION INVOLVES:

THE DIVISION OF LAND RESULTING ONLY IN THE ALTERATION OF PARCEL BOUNDARIES WHERE PARCELS ARE ALTERED FOR THE PURPOSES OF INCREASING OR REDUCING THE SIZE OF CONTIGUOUS PARCELS AND WHERE THE NUMBER OF PARCELS IS NOT INCREASED;

AND

THE SALE, LEASE OR OTHER CONVEYANCE OF A SINGLE PARCEL FROM A TRACT OF LAND, EXCEPT FROM A TRACT WITHIN A PREVIOUSLY APPROVED SUBDIVISION, WITHIN AND FIVE (5) YEARS PROVIDED THAT A SECOND OR SUBSEQUENT SALE, LEASE OR OTHER CONVEYANCE FROM THE SAME TRACT OF LAND WITHIN (5) YEARS OF THE FIRST SALE, LEASE OR OTHER CONVEYANCE SHALL BE SUBJECT TO THE PROVISIONS OF THE NEW MEXICO SUBDIVISION ACT AND THESE REGULATIONS.

SIERRA CONTRACTING, INC.

VAN PATTON, PRESIDENT

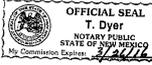
ACKNOWLEDGMENT

STATE OF NEW MEXICO J 55

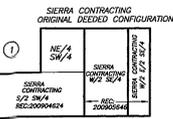
COUNTY OF LINCOLN J 55

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 21st DAY OF March, 2013, BY VAN PATTON, PRESIDENT OF SIERRA CONTRACTING INC. ON BEHALF OF SAID CORPORATION.

MY COMMISSION EXPIRES: 3/24/16



SURVEYOR'S NOTE:
IN THE PLAT FILED IN OTERO COUNTY RECORDS (REC#200804624) BY B-BAR SURVEYING, THE PARCEL SHOWN AS THE REMNANTS 80.58 ACRES TRACT IS INCORRECTLY IDENTIFIED AS THE S/2 SW/4. THIS TRACT SHOULD HAVE BEEN REFERRED TO AS THE E/2 SW/4 AND HAS BEEN SO IDENTIFIED ON THIS PLAT.

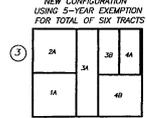
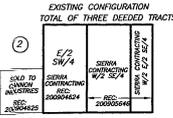


LAND OWNERSHIP TIMELINE

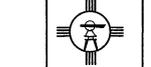
STEP 1 - WARRANTY DEED: 200805287, DATE: 6/18/08
ACQUITTED TO SIERRA CONTRACTING FOR NE 1/4 SW 1/4 OF SECTION 33, T11S, R9E
WARRANTY DEED: 200805283, DATE: 6/11/08
PECK TO SIERRA CONTRACTING FOR:
S/2 SW 1/4, W/2 SE 1/4, W/2 E/2 SE 1/4 OF SECTION 33, T11S, R9E

STEP 2 - CLAIM OF EXEMPTION (200804624) FOR MOVING BOUNDARY LINES ADJUSTING BOUNDARIES BETWEEN THE NE 1/4 SW 1/4 AND S/2 SW 1/4 FOR THE SALE OF THE SW 1/4 SW 1/4 TO CANNON INDUSTRIES, LLC. - DATE: 5/15/09

PROPOSED STEP 3 - CREATION OF 3 ADDITIONAL TRACTS USING A 5-YEAR EXEMPTION FOR EACH TRACT FOR A TOTAL OF SIX TRACTS.



APPROVAL BY LIEN HOLDER
[Signature] 3/21/13
DATE



D.T. COLLINS & ASSOCIATES P.C.
SURVEYING, MAPPING
1042 MECHEM DR. 575-258-5272
PLS NO. 18077
RUIDOSO, LINCOLN COUNTY, NEW MEXICO

SCALE: 1"=300'
DATE: 03-11-13
DRAWN BY: EEC
CHECKED BY: EEC
JOB NO.: 12-331
SHEET 1 OF 2

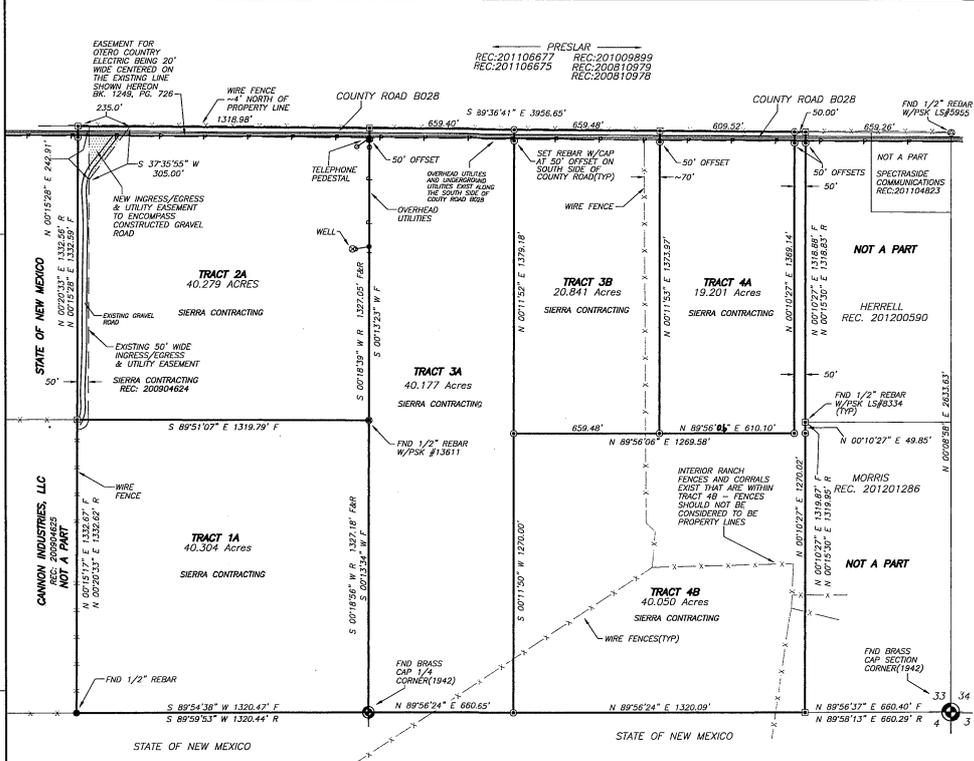
SURVEYOR'S CERTIFICATE

I, ERIC E. COLLINS, NEW MEXICO PROFESSIONAL SURVEYOR NUMBER 18077, DO HEREBY CERTIFY THAT THIS BOUNDARY SURVEY PLAT AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WERE PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY MEETS THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT THIS IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

[Signature]
ERIC E. COLLINS, N.M.P.S. NO. 18077

BASIS OF BEARINGS:
OPUS STATIC SOLUTION SCALED TO GROUND AT THE FOLLOWING PROJECT ORIGIN AND PROJECT HEIGHT:
NM CENTRAL ZONE: GEOID03
Project latitude: 33°18'53.27317" N
Project longitude: 106°05'40.00867" W
Ground scale factor: 1.00030750074673
Project height: 4400 ft

SIERRA CONTRACTING
OWNER OF PROPERTY
SUBDIVISION
SECTION 33
TOWNSHIP T 11 S
RANGE R 9 E
N.M.P.M.
INDEXING INFORMATION FOR COUNTY CLERK



REC BYTE 417713 REC TIME 10:29:24 DR INSTOR 20130324 1424
OTERO COUNTY, NEW MEXICO COUNTY CLERK PAGE 1 OF 2

**CLAIM OF EXEMPTION
BOUNDARY SURVEY REPLAT**

THREE TRACTS OF LAND LOCATED IN
THE E/2 SW/4, W/2 E/2 SE/4,
AND THE E/2 SW/4 OF
SECTION 33, TOWNSHIP 11 SOUTH,
RANGE 9 EAST, N.M.P.M., OTERO COUNTY,
NEW MEXICO

TRACT 1A

A TRACT OF LAND LOCATED WITHIN THE E/2 SW/4 OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 9 EAST, N.M.P.M., OTERO COUNTY, NEW MEXICO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND 1/2" REBAR, BEING THE SOUTHWEST CORNER OF THE NE/4 SW/4,
THENCE S 89°51'02" E A DISTANCE OF 1319.79 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #13611;
THENCE S 00°13'34" W A DISTANCE OF 1327.20 FEET TO A FOUND BRASS CAP(1942), BEING THE SOUTH 1/4 CORNER OF SAID SECTION 33;
THENCE S 89°54'28" W A DISTANCE OF 1320.47 FEET TO A FOUND 1/2" REBAR;
THENCE N 00°15'17" E ALONG A FENCELINE A DISTANCE OF 1332.67 FEET TO THE POINT OF BEGINNING CONTAINING OF THE TRACT HEREIN DESCRIBED CONTAINING 40.304 ACRES, MORE OR LESS.

SUBJECT TO ANY RIGHTS OF WAY OR OTHER EASEMENTS AS GRANTED OR RESERVED BY INSTRUMENTS OF RECORD OR AS NOW EXISTING ON SAID TRACT OF LAND.

TRACT 2A

A TRACT OF LAND LOCATED WITHIN THE E/2 SW/4 OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 9 EAST, N.M.P.M., OTERO COUNTY, NEW MEXICO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND 1/2" REBAR, BEING THE SOUTHWEST CORNER OF THE NE/4 SW/4,
THENCE N 00°15'28" E A DISTANCE OF 1322.59 FEET TO A FOUND 1/2" REBAR WITH PLS CAP#8334 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE S 89°36'41" E A DISTANCE OF 1318.98 FEET;
THENCE S 00°13'25" W A DISTANCE OF 1327.05 FEET;
THENCE N 89°53'00" W A DISTANCE OF 1319.79 FEET TO THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED CONTAINING 40.279 ACRES, MORE OR LESS.

SUBJECT TO AN EASEMENT ALONG THE WEST 50 FEET OF SAID TRACT FOR ACCESS TO TRACTS ON IT SOUTHERN BOUNDARY.

SUBJECT TO ANY RIGHTS OF WAY OR OTHER EASEMENTS AS GRANTED OR RESERVED BY INSTRUMENTS OF RECORD OR AS NOW EXISTING ON SAID TRACT OF LAND.

TRACT 3A

A TRACT OF LAND LOCATED WITHIN A PART OF THE W/2 SE/4 OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 9 EAST, N.M.P.M., OTERO COUNTY, NEW MEXICO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND BRASS CAP(1942), BEING THE SOUTH 1/4 CORNER OF SAID SECTION 33,
THENCE N 89°56'24" E A DISTANCE OF 660.65 FEET;
THENCE N 00°11'50" E A DISTANCE OF 1270.00 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE N 00°11'52" E A DISTANCE OF 1379.18 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE N 89°36'41" W A DISTANCE OF 659.48 FEET;
THENCE S 00°13'25" W A DISTANCE OF 1327.05 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #13611;
THENCE S 89°53'00" W A DISTANCE OF 1320.47 FEET TO THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED, CONTAINING 40.177 ACRES, MORE OR LESS.

SUBJECT TO ANY RIGHTS OF WAY OR OTHER EASEMENTS AS GRANTED OR RESERVED BY INSTRUMENTS OF RECORD OR AS NOW EXISTING ON SAID TRACT OF LAND.

TRACT 3B

A TRACT OF LAND LOCATED WITHIN A PART OF THE W/2 SE/4 OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 9 EAST, N.M.P.M., OTERO COUNTY, NEW MEXICO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

STARTING AT A FOUND BRASS CAP(1942), BEING THE SOUTH 1/4 CORNER OF SAID SECTION 33, THENCE
N 89°56'24" E A DISTANCE OF 660.65;
THENCE N 00°11'50" E A DISTANCE OF 1270.00 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077, BEING THE TRUE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED;
THENCE N 00°11'52" E A DISTANCE OF 1379.18 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE S 89°36'45" E A DISTANCE OF 659.48 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE S 00°13'25" W A DISTANCE OF 1327.05 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE S 89°56'06" W A DISTANCE OF 659.48 FEET TO THE TRUE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED CONTAINING 20.841 ACRES, MORE OR LESS.

SUBJECT TO ANY RIGHTS OF WAY OR OTHER EASEMENTS AS GRANTED OR RESERVED BY INSTRUMENTS OF RECORD OR AS NOW EXISTING ON SAID TRACT OF LAND.

TRACT 4A

A TRACT OF LAND LOCATED WITHIN A PART OF THE W/2 E/2 SE/4 OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 9 EAST, N.M.P.M., OTERO COUNTY, NEW MEXICO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

STARTING AT A FOUND BRASS CAP(1942), BEING THE SOUTH 1/4 CORNER OF SAID SECTION 33, THENCE
N 89°56'24" E A DISTANCE OF 660.65;
THENCE N 00°11'50" E A DISTANCE OF 1270.00 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE N 89°56'06" E A DISTANCE OF 659.48 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077, BEING THE TRUE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED;
THENCE N 00°11'52" E A DISTANCE OF 1379.18 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #8334 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE S 89°36'41" W A DISTANCE OF 659.48 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE S 00°10'27" W A DISTANCE OF 1369.14 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE S 89°56'06" W A DISTANCE OF 610.10 FEET TO THE TRUE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED, CONTAINING 19.201 ACRES, MORE OR LESS.

SUBJECT TO ANY RIGHTS OF WAY OR OTHER EASEMENTS AS GRANTED OR RESERVED BY INSTRUMENTS OF RECORD OR AS NOW EXISTING ON SAID TRACT OF LAND.

TRACT 4B

A TRACT OF LAND LOCATED WITHIN A PART OF THE S/2 SE/4 OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 9 EAST, N.M.P.M., OTERO COUNTY, NEW MEXICO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

STARTING AT A FOUND BRASS CAP(1942), BEING THE SOUTH 1/4 CORNER OF SAID SECTION 33, THENCE
N 89°56'24" E A DISTANCE OF 660.65 TO THE TRUE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED;
THENCE N 89°56'24" E A DISTANCE OF 1320.09 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #8334;
THENCE N 00°10'27" E A DISTANCE OF 1270.02 FEET TO A SET 1/2" REBAR WITH PLS CAP #8334;
THENCE N 00°10'27" E A DISTANCE OF 95.85 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #8334;
THENCE N 00°10'27" E A DISTANCE OF 1318.88 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #8334 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE N 89°36'41" W A DISTANCE OF 50.00 FEET;
THENCE S 00°10'27" W A DISTANCE OF 1369.14 FEET;
THENCE S 89°56'06" W A DISTANCE OF 1269.58 FEET;
THENCE S 00°11'50" W A DISTANCE OF 1270.00 FEET TO THE TRUE POINT OF BEGINNING CONTAINING 40.050 ACRES, MORE OR LESS.

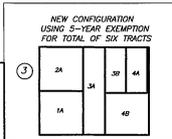
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SHEET 2 OF 2



D.T. COLLINS & ASSOCIATES P.C.
SURVEYING, MAPPING
1042 MECHEM DR. 575-258-5272
PLS NO. 18077
RUIDOSO, LINCOLN COUNTY, NEW MEXICO

SCALE: N/A
DATE: 03-11-11
DRAWN BY: EEC
CHECKED BY: EEC
JOB NO.: 82-533
SHEET 2 OF 2



FILING INFORMATION:



SIERRA CONTRACTING		N/A - SEE PLAT	
OWNER OF PROPERTY		SUBDIVISION	
33	T 11 S	R 9 E	N.M.P.M.
SECTION	TOWNSHIP	RANGE	
INDEXING INFORMATION FOR COUNTY CLERK			

REC. DATE: 4/11/13 REC. TIME: 10:29:24 AM INSTR: 20130331
OTERO COUNTY, DENISE GABBA COUNTY CLERK PAGE 2 OF 2

**CLAIM OF EXEMPTION
BOUNDARY SURVEY REPLAT**

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AND THE E/2 SW/4 OF
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BEGINNING AT A FOUND 1/2" REBAR, BEING THE SOUTHWEST CORNER OF THE NE/4 SW/4,
THENCE S 89°51'07" E A DISTANCE OF 1318.79 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #13611;
THENCE S 00°13'24" W A DISTANCE OF 1327.20 FEET TO A FOUND BRASS CAP #1942, BEING THE SOUTH 1/4 CORNER OF SAID SECTION 33;
THENCE S 89°54'38" W A DISTANCE OF 1320.47 FEET TO A FOUND 1/2" REBAR;
THENCE N 00°12'17" E ALONG A FENCELINE A DISTANCE OF 1332.67 FEET TO THE POINT OF BEGINNING CONTAINING OF THE TRACT HEREIN DESCRIBED CONTAINING 40.504 ACRES, MORE OR LESS.

SUBJECT TO ANY RIGHTS OF WAY OR OTHER EASEMENTS AS GRANTED OR RESERVED BY INSTRUMENTS OF RECORD OR AS NOW EXISTING ON SAID TRACT OF LAND.

TRACT 2A

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THENCE S 89°36'41" E A DISTANCE OF 1318.98 FEET;
THENCE S 00°13'23" W A DISTANCE OF 1327.05 FEET;
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BEGINNING AT A FOUND BRASS CAP #1942, BEING THE SOUTH 1/4 CORNER OF SAID SECTION 33,
THENCE W 89°56'24" E A DISTANCE OF 660.65 FEET;
THENCE N 00°11'50" E A DISTANCE OF 1320.09 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE N 00°10'27" W A DISTANCE OF 1320.09 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #18077 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE N 89°56'41" W A DISTANCE OF 659.48 FEET;
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THENCE N 89°56'41" E A DISTANCE OF 659.48 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE S 00°11'53" W A DISTANCE OF 1327.97 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE S 89°56'06" W A DISTANCE OF 659.48 FEET TO THE TRUE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED CONTAINING 20.841 ACRES, MORE OR LESS.

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TRACT 4A

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THENCE N 00°11'53" E A DISTANCE OF 1327.97 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #18077 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE S 00°10'27" W A DISTANCE OF 1369.34 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE S 89°56'06" W A DISTANCE OF 630.30 FEET TO THE TRUE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED, CONTAINING 19.201 ACRES, MORE OR LESS.

SUBJECT TO ANY RIGHTS OF WAY OR OTHER EASEMENTS AS GRANTED OR RESERVED BY INSTRUMENTS OF RECORD OR AS NOW EXISTING ON SAID TRACT OF LAND.

TRACT 4B

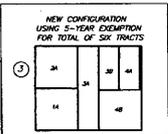
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THENCE N 00°10'27" W A DISTANCE OF 1320.09 FEET TO A SET 1/2" REBAR WITH PLS CAP #18077;
THENCE N 00°10'27" W A DISTANCE OF 49.85 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #18077;
THENCE N 00°10'27" W A DISTANCE OF 1318.89 FEET TO A FOUND 1/2" REBAR WITH PLS CAP #18077 ON THE NORTH SIDE OF COUNTY ROAD 8028;
THENCE S 89°56'41" W A DISTANCE OF 659.48 FEET;
THENCE S 00°10'27" W A DISTANCE OF 1369.34 FEET;
THENCE S 89°56'06" W A DISTANCE OF 1369.34 FEET;
THENCE S 00°11'50" W A DISTANCE OF 1320.09 FEET TO THE TRUE POINT OF BEGINNING CONTAINING 40.050 ACRES, MORE OR LESS.

SUBJECT TO ANY RIGHTS OF WAY OR OTHER EASEMENTS AS GRANTED OR RESERVED BY INSTRUMENTS OF RECORD OR AS NOW EXISTING ON SAID TRACT OF LAND.

D.T. COLLINS & ASSOCIATES P.C.
SURVEYING, MAPPING
1042 MECHEM DR. 575-298-5272
PLS NO. 18077
RUIDOSO, LINCOLN COUNTY, NEW MEXICO

SCALE: N/A
DATE: 03-11-13
DRAWN BY: EEC
CHECKED BY: EEC
JOB NO.: 82-531
SHEET 2 OF 2



FILING INFORMATION:



SHEET 2 OF 2

SIERRA CONTRACTING	N/A - SEE PLAT
OWNER OF PROPERTY	SUBDIVISION
33	T 11 S
SECTION	R 9 E
	60662
	N.M.P.M.

INDEXING INFORMATION FOR COUNTY CLERK

REC DATE 01/17/13 REC TIME 10:20:24 ON 10/18/10 201303314
OTERO COUNTY 001718 CLERK COUNTY CLERK PAGE 2 OF 2