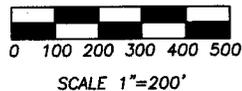


# AN EXEMPTION SURVEY OF TWO TRACTS OF LAND IN THE SE1/4 OF THE SW1/4 SECTION 21, T.14S., R.9E., N.M.P.M. OTERO COUNTY, NEW MEXICO.

REC DATE: 9/23/13 REC TIME: 10:19:53 AM INSTR#: 201308188 CLK: OTERO COUNTY, DENISE GUERRA COUNTY CLERK PAGE 2 OF 2



### TRACT "D-1AA"

A TRACT OF LAND IN THE SE 1/4 OF THE SW 1/4 OF SECTION 21, T.14S., R.9E., N.M.P.M., OTERO COUNTY, NEW MEXICO. MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND AS SHOWN ON ACCOMPANYING SURVEY PLAT PREPARED BY WYATT A. SPARKS, NM-LS 8487, SAID PLAT HEREIN MADE A PART OF THIS DESCRIPTION:

BEGINNING AT THE SOUTHEAST CORNER OF HEREIN DESCRIBED TRACT FROM WHICH THE SOUTHEAST CORNER OF SAID SECTION 21, A PLASTIC CAP LS 8334 FOUND IN PLACE, BEARS THE FOLLOWING TWO CALLS S.89°46'48"E., 595.01 FEET, S.86°33'21"E., 2809.91 FEET;

THENCE N.89°34'44"W., 645.11 FEET COINCIDENT WITH THE NORTH RIGHT-OF-WAY OF TULIE GATE ROAD, TO THE SOUTHWEST CORNER OF THIS TRACT;  
THENCE N.00°58'01"W., 598.95 FEET, TO THE NORTHWEST CORNER OF THIS TRACT;  
THENCE S.89°34'44"E., 649.39 FEET, TO THE NORTHEAST CORNER OF THIS TRACT;  
THENCE S.00°33'37"E., 596.60 FEET, TO THE PLACE OF BEGINNING AND CONTAINING 8.8806 ACRES.

SUBJECT TO AN EASEMENT FOR INGRESS AND EGRESS TO TRACT D-1AB AND THE INSTALLATION AND MAINTENANCE OF UTILITIES DESCRIBED AS FOLLOWS:

THE EAST 50 FEET OF TRACT D-1AA, AS DESCRIBED ABOVE AND AS SHOWN ON ACCOMPANYING EXEMPTION, PREPARED BY WYATT A. SPARKS, NMPS 8487, IN JULY 2013.

### TRACT "D-1AB"

A TRACT OF LAND IN THE SE 1/4 OF THE SW 1/4 OF SECTION 21, T.14S., R.9E., N.M.P.M., OTERO COUNTY, NEW MEXICO. MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND AS SHOWN ON ACCOMPANYING SURVEY PLAT, PREPARED BY WYATT A. SPARKS, NM-LS 8487, SAID PLAT HEREIN MADE A PART OF THIS DESCRIPTION:

BEGINNING AT A POINT ON THE SOUTH BOUNDARY OF HEREIN DESCRIBED TRACT FROM WHICH THE SOUTHEAST CORNER OF SAID SECTION 21, A PLASTIC CAP LS 8334 FOUND IN PLACE, BEARS THE FOLLOWING THREE CALLS S.00°33'37"E., 596.60 FEET, THENCE S.89°46'48"E., 595.01 FEET, THENCE S.86°33'21"E., 2809.91 FEET;

THENCE N.89°34'44"W., 649.39 FEET TO THE SOUTHWEST CORNER OF THIS TRACT;  
THENCE N.00°58'01"W., 598.80 FEET, TO THE NORTHWEST CORNER OF THIS TRACT;  
THENCE S.89°23'06"E., 1257.82 FEET, TO THE NORTHEAST CORNER OF THIS TRACT;  
THENCE S.00°07'27"E., 569.39 FEET, TO THE SOUTHEAST CORNER OF THIS TRACT;  
THENCE N.89°34'44"W., 599.76 FEET;  
THENCE S.00°33'37"E., 25.00 FEET, TO THE PLACE OF BEGINNING AND CONTAINING 16.8188 ACRES.

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS TO TRACT D-1AB AND THE INSTALLATION AND MAINTENANCE OF UTILITIES DESCRIBED AS FOLLOWS:

THE EAST 50 FEET OF TRACT D-1AA, MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

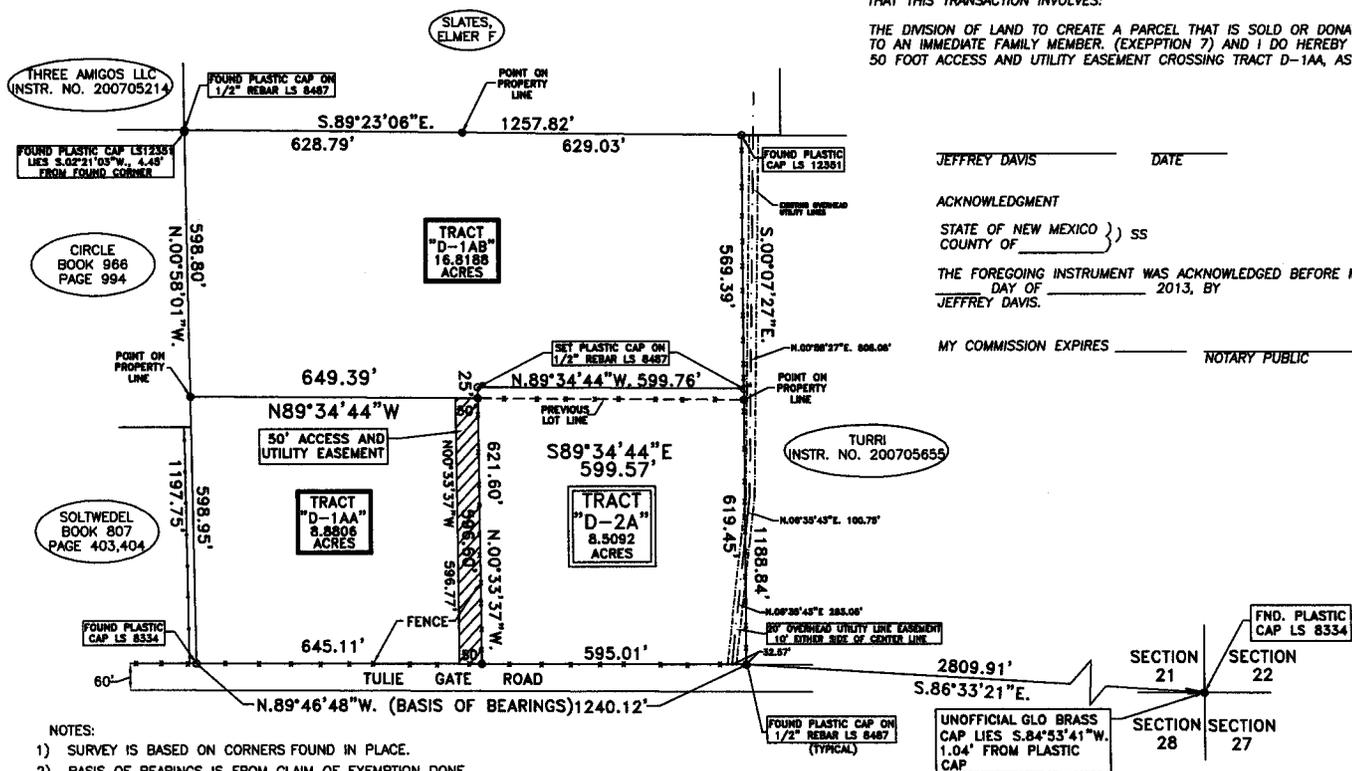
BEGINNING AT THE SOUTHEAST CORNER OF TRACT D-1AA FROM WHICH THE SOUTHEAST CORNER OF SAID SECTION 21, A PLASTIC CAP LS 8334 FOUND IN PLACE, BEARS THE FOLLOWING TWO CALLS S.89°46'48"E., 595.01 FEET, S.86°33'21"E., 2809.91 FEET;

THENCE N.89°46'48"W., 50.00 FEET COINCIDENT WITH THE NORTH RIGHT-OF-WAY OF TULIE GATE ROAD; THENCE N.00°33'37"W., 596.27 FEET; THENCE S.89°34'44"E., 50.01 FEET; THENCE S.00°33'37"E., 596.60 FEET, TO THE PLACE OF BEGINNING.

I, WYATT A. SPARKS, HAVE CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO.



WYATT A. SPARKS DATE  
R.P.L.S.-N.M. #8487



#### NOTES:

- 1) SURVEY IS BASED ON CORNERS FOUND IN PLACE.
- 2) BASIS OF BEARINGS IS FROM CLAIM OF EXEMPTION DONE BY STEVEN J. SANDOVAL LS 12351 IN MAY, 2007 RECORDED IN OTERO COUNTY RECORDS INSTR# 200705652, BOOK 65, PAGES 95-96.
- 3) DEEDS AS SHOWN ON THIS PLAT.
- 4) WARRANTY DEED FILED IN OTERO COUNTY RECORDS INSTRUMENT NUMBER 200908184.
- 5) WARRANTY DEED FILED IN OTERO COUNTY RECORDS INSTRUMENT NUMBER 200908891.
- 6) EXEMPTION SURVEY DONE BY WYATT A. SPARKS LS 8487 IN SEPT. 2009, RECORDED IN OTERO COUNTY RECORDS IN PLAT BOOK 69, PAGE 95.
- 7) AN EXEMPTION PLAT FILED 11/17/2007 IN PLAT BOOK 70, PAGE 22, INSTRUMENT NO. 200910912 OF THE RECORDS OF OTERO CO., N.M.

THIS LAND SUBDIVISION IS EXEMPT FROM THE OTERO COUNTY, NEW MEXICO SUBDIVISION REGULATIONS, A PARCEL BEING DONATED TO A FAMILY MEMBER EXEMPTION 7, HAS BEEN APPLIED FOR AND GRANTED BY OTERO COUNTY, NEW MEXICO, AND WAS FILED IN THE RECORDS OF OTERO COUNTY, NEW MEXICO, INSTRUMENT # \_\_\_\_\_ FILED \_\_\_\_\_ DAY OF \_\_\_\_\_ 2013..

INDEXING INFORMATION FOR COUNTY CLERK	
JEFFREY DAVIS	SE1/4 SW1/4
OWNER OF PROPERTY	SUBDIVISION
SECTION 21, T.14S., R.9E., N.M.P.M.	

**RUIDOSO LAND SURVEYING, INC.**

2907 1/2 SUDDERTH DRIVE,  
RUIDOSO, N.M. 88345 PH. 257-2818

SCALE 1"=200' JOB # 1120  
DATE 7/01/13 PLAT B-1272  
DRAFTER WAS SHEET 1 OF 1

KNOW ALL MEN BY THESE PRESENT THAT JEFFREY DAVIS, A MARRIED MAN DEALING IN HIS SOLE AND SEPARATE PROPERTY, IS THE OWNER AND PROPRIETOR OF TRACT "D-1A" IN THE SE1/4 OF THE SW1/4, IN SECTION 21, T.14S., R.9E., N.M.P.M., OTERO COUNTY, NEW MEXICO. TRACT D-1A IS SHOWN ON AN EXEMPTION PLAT FILED 11/17/2007 IN PLAT BOOK 70, PAGE 22, INSTRUMENT NO. 200910912 OF THE RECORDS OF OTERO CO., N.M.

I, JEFFREY DAVIS, A MARRIED MAN DEALING IN HIS SOLE AND SEPARATE PROPERTY, CLAIM AN EXEMPTION FROM THE REQUIREMENTS OF THE NEW MEXICO SUBDIVISION ACT AND THE OTERO COUNTY, NEW MEXICO SUBDIVISION REGULATIONS FOR THE FOLLOWING REASON(S). I 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. (EXEMPTION 7) AND I DO HEREBY GRANT THE 50 FOOT ACCESS AND UTILITY EASEMENT CROSSING TRACT D-1AA, AS SHOWN HEREON.

JEFFREY DAVIS DATE \_\_\_\_\_

#### ACKNOWLEDGMENT

STATE OF NEW MEXICO } SS  
COUNTY OF \_\_\_\_\_ }

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS DAY OF \_\_\_\_\_ 2013, BY JEFFREY DAVIS.

MY COMMISSION EXPIRES \_\_\_\_\_ NOTARY PUBLIC

EXHIBIT

