

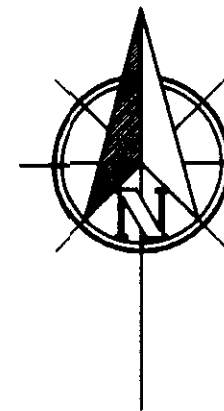


PLAT OF
4C'S SUBDIVISION
LOCATED IN HOMESTEAD ENTRY SURVEY NO. 573 AND BEING IN THE S.W. 1/4 OF
SECTION 21, T35N, R27W, PM, LINCOLN COUNTY, MONTANA

PREPARED BY:
JACKOLA ENGINEERING & ARCHITECTURE, P.C.
JAMES H. BURTON, P.L.S.
1830 3RD AVENUE EAST
3RD FLOOR, SOUTHFIELD TOWER
P.O. BOX 1134
KALISPELL, MT 59903
406-755-3208

PREPARED FOR:
KEVIN WORKMAN
DECEMBER 2006

SCALE: 1"=200'



LEGEND

- SET 5/8" RE-BAR WITH PLASTIC SURV-CAP MARKED "BURTON 54285"
- FOUND 5/8" RE-BAR WITH PLASTIC SURV-CAP MARKED "BURTON 54285"
- ⊙ FOUND ORIGINAL HOMESTEAD ENTRY SURVEY STONE
- ⊕ FOUND ORIGINAL HOMESTEAD ENTRY SURVEY BRASS CAP MONUMENT

CERTIFICATE OF CONSENT

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 35 NORTH, RANGE 27 WEST, PRINCIPAL MERIDIAN, MONTANA, AND MORE PARTICULARLY DESCRIBED IN HOMESTEAD ENTRY SURVEY NUMBER 573, LINCOLN COUNTY, MONTANA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT CORNER NUMBER 8 OF SAID HOMESTEAD ENTRY SURVEY NUMBER 573,, INDICATED BY A FOUND ORIGINAL STONE AND WHICH POINT IS THE TRUE POINT OF BEGINNING.

THENCE S45°20'04"E, ON AND ALONG A LINE BETWEEN CORNERS 8 AND 1 OF SAID HOMESTEAD ENTRY SURVEY NUMBER 573, A DISTANCE OF 621.06 FEET TO A SET 5/8" RE-BAR; THENCE S29°12'43"W, AND LEAVING SAID LINE, A DISTANCE OF 318.88 FEET TO A SET 5/8" RE-BAR AND WHICH POINT LIES ON THE NORTHERLY RIGHT-OF-WAY BOUNDARY OF A 60-FOOT COUNTY ROAD KNOWN AS PINKHAM CREEK ROAD; THENCE NORTHWESTERLY, ON AND ALONG SAID RIGHT-OF-WAY BOUNDARY THE FOLLOWING TWO COURSES: N70°59'14"W, A DISTANCE OF 367.63 FEET TO A POINT OF CURVATURE; NORTHWESTERLY, ON A CURVE TO THE RIGHT (DELTA = 11°44'56", RADIUS = 1970.00 FEET AND RADIAL BEARING = N19°00'50"E), AN ARC LENGTH OF 403.96 FEET TO A SET 5/8" RE-BAR AND WHICH POINT LIES ON A LINE BETWEEN CORNERS 7 AND 8 OF SAID HOMESTEAD ENTRY SURVEY NUMBER 573; THENCE N45°07'28"E, ON AND ALONG SAID LINE BETWEEN CORNERS 7 AND 8, A DISTANCE OF 602.97 FEET TO THE TRUE POINT OF BEGINNING.

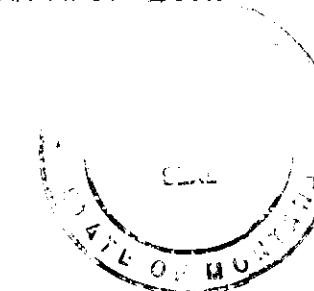
THIS TRACT CONTAINS 7.333 ACRES AND TOGETHER WITH A 60-FOOT COUNTY ROAD AND SUBJECT TO AND TOGETHER WITH ALL APPURTENANT EASEMENTS OF RECORD.

Kevin W. Workman.
KEVIN W. WORKMAN

STATE OF MONTANA)
COUNTY OF Flathead) SS

ON THIS 22nd DAY OF November, 2006, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC FOR THE STATE OF MONTANA PERSONALLY APPEARED KEVIN W. WORKMAN AND KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

IN WITNESS WHEREOF, I HAVE SET MY HAND AND AFFIXED MY NOTARIAL SEAL THE DAY AND YEAR FIRST ABOVE WRITTEN.



James H. Burton
James H. Burton
NOTARY PUBLIC FOR THE STATE OF MONTANA
RESIDING AT Kalispell, MONTANA
MY COMMISSION EXPIRES 6/18/2007

APPROVED: 12-13-06, 2006

EXAMINING LAND SURVEYOR
REGISTRATION NUMBER 14731 PLS

STATE OF MONTANA)
COUNTY OF LINCOLN) SS

FILED ON THE 22nd DAY OF December, 2006
AT 10:00 O'CLOCK A.M.

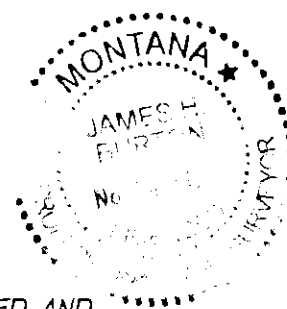
Coral A. Cummings
COUNTY CLERK AND RECORDER

BY Deanna Stearns
DEPUTY

FILING FEE _____
INSTRUMENT REC. NUMBER 199895

CERTIFICATE OF SURVEY NO. 6751

NOTE: NO SEARCH HAS BEEN MADE FOR EASEMENTS EFFECTING THIS PROPERTY AND THIS SURVEY DOES NOT PURPORT TO SHOW ALL APPURTENANT EASEMENTS.



I HEREBY CERTIFY THAT LEGAL ACCESS TO THE LOT WITHIN THIS SUBDIVISION IS PROVIDED BY THE 60-FOOT COUNTY RIGHT-OF-WAY AND THE DRIVING SURFACE IS APPROXIMATELY 22 FEET WIDE.

James H. Burton 11/7/2006
JAMES H. BURTON
PROFESSIONAL LAND SURVEYOR
REGISTRATION NUMBER 54285

UNLESS SIGNED, SEALED AND DATED, THIS IS A PRELIMINARY OR UNOFFICIAL DOCUMENT, AND CANNOT BE RELIED UPON IN WHOLE OR IN PART.

CERTIFICATE OF COUNTY COMMISSIONERS

WE, THE UNDERSIGNED, BOARD OF COUNTY COMMISSIONERS OF LINCOLN COUNTY, MONTANA, DO HEREBY CERTIFY THAT THIS ACCOMPANYING SUBDIVISION PLAT OF "4C'S SUBDIVISION", LINCOLN COUNTY, MONTANA, HAS BEEN SUBMITTED FOR EXAMINATION AND HAS BEEN FOUND BY THEM TO CONFORM TO THE LAW AND WAS APPROVED BY THEM AT THEIR REGULAR MEETING HELD ON THE 20th DAY OF December, 2006.

Marijane B. Rose
COUNTY COMMISSIONER

COUNTY COMMISSIONER

COUNTY COMMISSIONER

TREASURER'S CERTIFICATION:

I HEREBY CERTIFY THAT ALL REAL PROPERTY TAXES ASSESSED AND LEVIED ON THE LAND DESCRIBED WITHIN THIS SURVEY ARE PAID. THIS CERTIFICATE IS MADE AS REQUIRED BY SECTION 76-3-207, 76-3-303 & 76-3-611, M.C.A.

DATED THIS 14th DAY OF December, 2006

BY Deanna Miller
TREASURER, LINCOLN COUNTY, MONTANA

Final plat approval p.f. # 8853 Doc # 19897
plating certificate p.f. # 8852 Doc # 19893

Sanitary Restrictions Renewal p.f. # 8853 Doc # 19897

LINCOLN COUNTY, MONTANA
IN SECTIONS 15&16, TWP 34N, R 33W, P.M.M.
A PLAT OF: 4TH OF JULY MINOR SUBDIVISION

A PART OF HES 413
FOR: CHAMPION REALTY INC. (FLORIDA) DATE: APRIL 1994

CERTIFICATE OF DEDICATION

CHAMPION REALTY CORPORATION (Florida), the undersigned property owner, do hereby certify that we have caused to be surveyed, subdivided and platted into lots and streets, as shown by the Plat hereto annexed, the following described land near Troy, in Lincoln County, Montana to wit:

DESCRIPTION OF 4TH OF JULY SUBDIVISION

A tract of land in the Yaak Valley near Sylvanite in Lincoln County, Montana, being a part of HES No. 413 in Unsurveyed Sections 15 and 16, Twp. 34 N, R. 33 W, P.M.M., lying on both sides of the State Route 508 (Yaak River Road) and northeasterly of a tract of land described per Plat No. 226 surveyed in 1953 and retraced per C. of S. No. 2153 containing 134.921 acres, more or less, and more particularly described as follows, to wit:

Beginning at a stone marked Corner No. 1 HES 413; thence, from said point of beginning N 51°31'00" E 967.93 feet along the northwesterly line of HES 413 crossing the Yaak River to a stone marked Corner No. 2 HES 413 located on the east side of the Yaak River; thence, N 12°52'53" W 659.65 feet along the west line of said HES 413 to a stone marked Corner No. 3 HES 413 lying on the east side of the Yaak River; thence, N 05°26'00" W 2971.32 feet to a stone marked Corner No. 4 HES 413 lying on the east side of the Yaak River; thence, N 89°48'00" E 990.66 feet along the northerly line of said HES 413 to a stone marked Corner No. 5 HES 413; thence, S 05°25'00" W 1982.64 feet along the easterly line of said HES 413 to a stone marked Corner No. 6 HES 413; thence, S 31°32'00" E 2973.96 feet along the southeasterly line of said HES No. 413 to a stone marked Corner No. 7 HES 413; thence, S 57°04'00" W 1353.00 feet along the southeasterly line of said HES 413 to a computed point located in the Yaak River from which a 3 1/4 inch dia. alum. monument bears S 89°51'16" E 10.00 feet set as a witness corner; thence, from said computed point N 89°51'16" W 1595.88 feet to a 3 1/4 inch alum. monument stamped Corner No. 9 HES 413 KED 4975-S; thence, N 02°24'01" E 1034.22 feet along the southwesterly line of said HES 413 to the point of beginning.

The above described tract of land contains 155.76 acres, more or less, from which exempting therefrom Plat No. State Route 508 (Yaak River Road) and Plat No. 226 retraced per C. of S. No. 2153, the Remainder being 134.921 acres, more or less, is to be known as the 4th of July Minor Subdivision containing Lot 1 being 6.595 acres, Lot 2 being 9.555 acres, Lot 3 being 6.661 acres, and that portion lying east of the Yaak River being Lot 4, containing 112.110 acres, more or less, respectively.

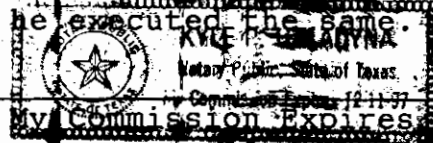
The above-described tract of land is to be known and designated as **4TH OF JULY MINOR SUBDIVISION**, Lincoln County, Montana.

Dated this 5th day of July, 1994.
[Signature]
VICE PRESIDENT

**STATE OF TEXAS
COUNTY OF HARRIS**

On this 30 day of June, 1994 A.D., before me, a Notary Public in and for the State of Montana, personally appeared E. H. Daniels known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Kyle P. Walandema
Notary Public

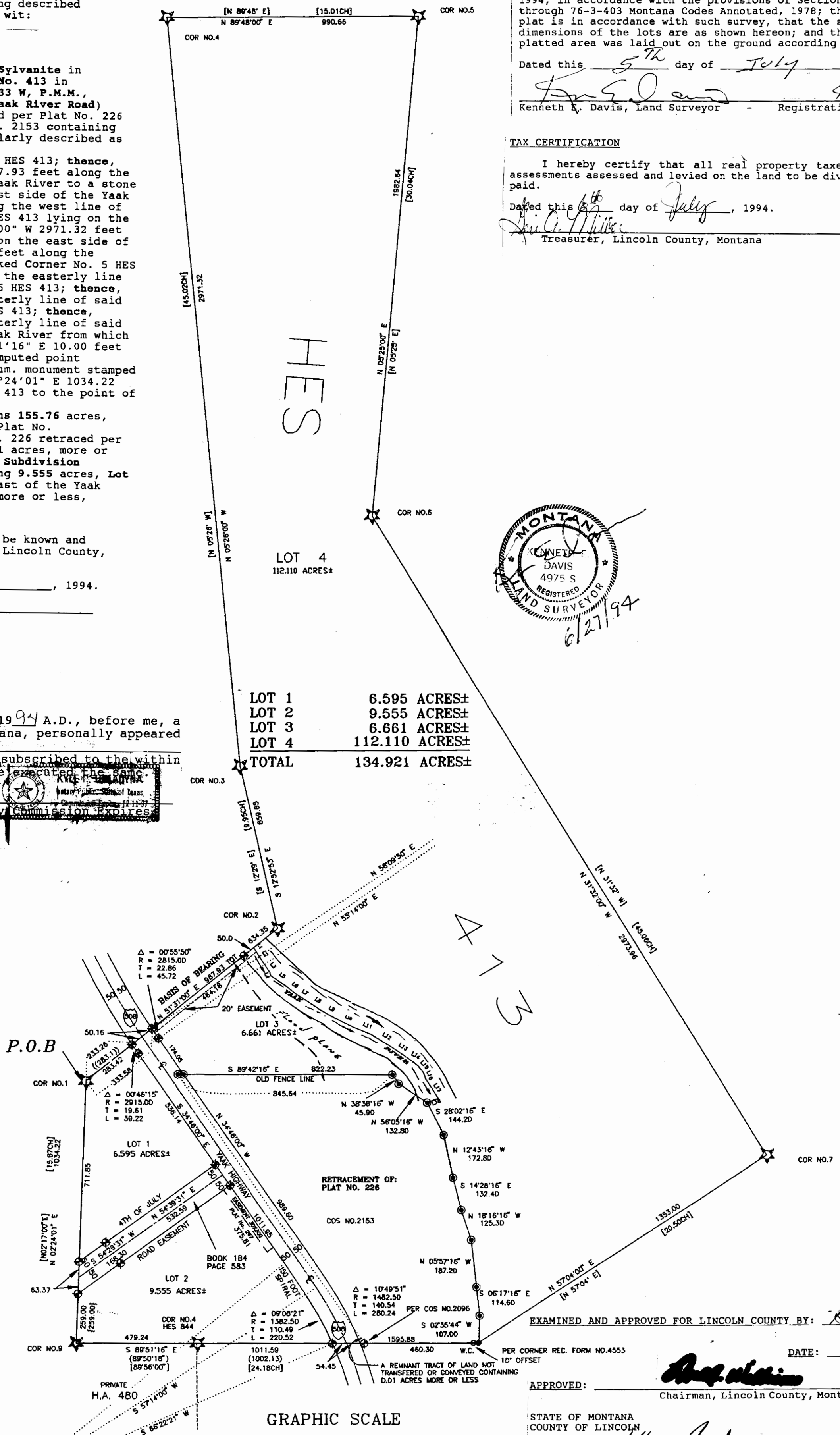


**YAAK RIVER MEANDER COURSES
APPROXIMATE CENTER-LINE**

LINE	DIRECTION	DISTANCE
L1	S 31°31'00" E	9.41
L2	S 35°57'32" E	72.81
L3	S 34°03'19" E	32.59
L4	S 18°37'18" E	15.70
L5	S 56°24'32" E	70.48
L6	S 49°44'21" E	48.31
L7	S 57°14'46" E	56.93
L8	S 58°11'19" E	61.86
L9	S 60°02'24" E	68.12
L10	S 63°54'05" E	81.69
L11	S 67°53'07" E	72.93
L12	S 58°11'48" E	87.20
L13	S 68°23'41" E	55.56
L14	S 54°48'28" E	68.09
L15	S 38°15'44" E	34.82
L16	S 20°21'45" E	27.35
L17	S 33°27'48" E	93.49
L18	S 69°55'51" W	48.91

LEGEND

- SET 5/8 INCH DIAMETER REBAR WITH A 1 1/4 INCH DIAMETER PLASTIC CAP STAMPED KED 4975-S
- FOUND 5/8 INCH DIAMETER REBAR WITH A 1 1/4 INCH DIAMETER PLASTIC CAP STAMPED KED 4975-S PER COS NO. 2153
- FOUND ORIGINAL STONE PER HES 413 AND CORNER NO.4 HES 844
- SET 3 1/4 INCH DIAMETER ALUMINUM MONUMENT CAPPED KED 4975-S
- FOUND HIGHWAY 508 MONUMENTS
- COMPUTED POINT
- FOUND 3 1/4 INCH DIAMETER ALUMINUM MONUMENT PER U.S.F.S.
- RECORD PER COS NO.2096
- RECORD PER HES 413
- RECORD PER PLAT NO.254
- RECORD PER STATE OF MONTANA HIGHWAY PLANS



CERTIFICATE OF SURVEYOR

State of Montana
County of Lincoln

I, Kenneth E. Davis, do hereby certify that a survey was made of 4th of July Minor Sub., a minor subdivision, under my supervision, during the month of April, 1994, in accordance with the provisions of Sections 76-3-201 through 76-3-403 Montana Codes Annotated, 1978; that the annexed plat is in accordance with such survey, that the streets and dimensions of the lots are as shown hereon; and that the said platted area was laid out on the ground according to law.

Dated this 5th day of July, 1994 A.D.

[Signature] 99755
Kenneth E. Davis, Land Surveyor - Registration No. 49755

TAX CERTIFICATION

I hereby certify that all real property taxes and special assessments assessed and levied on the land to be divided have been paid.

Dated this 5th day of July, 1994.

[Signature]
Treasurer, Lincoln County, Montana



LOT 1 6.595 ACRES±
LOT 2 9.555 ACRES±
LOT 3 6.661 ACRES±
LOT 4 112.110 ACRES±
TOTAL 134.921 ACRES±

EXAMINED AND APPROVED FOR LINCOLN COUNTY BY: *[Signature]*

DATE: 7-6-94

APPROVED: *[Signature]*
Chairman, Lincoln County, Montana Commissioners

STATE OF MONTANA
COUNTY OF LINCOLN

Filed on this 6th day of July, 1994 A.D. at 3:30 o'clock P. M.
[Signature] by *[Signature]*
County Clerk and recorder Deputy

P.M. # 5124

AMENDED PLAT OF

"LOT 2, 4TH OF JULY MINOR SUBDIVISION"

PORTIONS OF H.E.S. NO. 413

UNSURVEYED SECTIONS 15 AND 22, T.34N., R.33W., P.M., MT.

LINCOLN COUNTY, MONTANA

FOR: TUNGSTEN HOLDINGS, INC.

DATE: MARCH 2006

LEGAL DESCRIPTION

An irregular tract of land, lying northwesterly from Troy, Montana, Lincoln County, lying in unsurveyed Sections 15 and 22, T.34N., R.33W., P.M., MT., and within a portion of Homestead Entry Survey No. 413, containing Lot 2A, ±4.112 acres; Lot 2B, ±5.484 acres, more particularly described as follows: Commencing at Corner 9, HES 413, an original stone monument marked "x" on top and the TRUE POINT OF BEGINNING; Thence along the westerly boundary of HES No. 413, N02°27'18"E, 197.57 feet to a 5/8 inch diameter uncapped rebar lying on the southerly right-of-way limits of 4th of July Creek Road No. 394, 100 foot wide; Thence along said boundary, N02°29'23"E, 83.38 feet to an unmarked point, lying on the centerline of said road; Thence along said road centerline the following unmarked courses: N54°31'09"E, 168.24 feet; Thence N54°40'24"E, 290.70 feet; Thence N54°40'24"E, 241.72 feet, lying on the southerly right-of-way limits of Montana State Highway No. 508; Thence leaving said centerline along the southerly right-of-way limits of said Highway No. 508, S34°46'57"E, 50.03 feet to a 5/8 inch diameter rebar with plastic cap marked KED 49755, lying along the southeasterly right-of-way limits of said 4th of July Creek Road; Thence along the southerly right-of-way limits of said Highway No. 508, S34°53'53"E, 375.33 feet to a 3 1/4 inch diameter cap marked DOT and being the tangent to spiral of a spiral curve concave to the southwest having a radius of 1378.57 feet; Thence southeasterly 149.67 feet along said spiral curve through a theta angle of 02°44'49", a radial line through said spiral to curve bears N 57°50'57"E, being the spiral to curve of a 1378.57 foot radius curve concave to the southwest; Thence southeasterly 219.89 feet along said curve through a delta angle of 9°08'21" to a 5/8 inch diameter rebar with plastic cap marked KED 49755, a radial line through said point on curve bears N66°59'18"E and lying on the southerly boundary of said HES No. 413, common to the Evergreen Placer, MS No. 5024; Thence leaving said Highway right-of-way limits N89°49'28"W, 532.24 feet to Corner 4, HES 844, an original HES stone monument marked "x" on top; Thence along said boundary, S89°56'00"W, 479.46 feet to said Corner 9, HES 413, an original HES stone monument and the TRUE POINT OF BEGINNING, containing ±9.596 acres.

Subject To a 50.00 foot wide U.S. Forest Service Road No.394 Right-of-Way, Plat No. 254; A 50.00 foot wide by 300 foot length U.S. Forest Service easement parallel to State Highway No. 508, Plat No. 267; A 40.00 foot wide private access and utility easement along the southerly boundaries of Lot 2A and 2B, and together with all appurtenant easements of record.

PURPOSE OF SURVEY AND DEICATION

I, Jay Dinning, Treasurer for Tungsten Holdings, Inc., hereby certify that the purpose of this survey and division of land is to Amend "Lot 2, 4th of July Minor Subdivision" dividing into 2 Lots: Lot 2A containing ±4.112 acres and Lot 2B containing ±5.484 acres pursuant to M.C.A. 76-4-103.

ACKNOWLEDGMENT

The foregoing Certification was subscribed and acknowledged before me a Notary Public for the State of Montana

County of Lincoln, by the above named person(s), on this 12th day of April, 2006, in witness whereof, I have hereunto set my hand and affixed my notarial seal.

Notary Public for the State of Montana
residing in: Libby My Commission expires: Dec 1, 2009

BASIS OF BEARING

The "BASIS OF BEARING" for this survey is N89°56'00"E, as shown on Certificate of Survey No. 964, between H.E.S. Corner No. 3-844 and H.E.S. Corner No. 4-844, both are found original stone monuments.

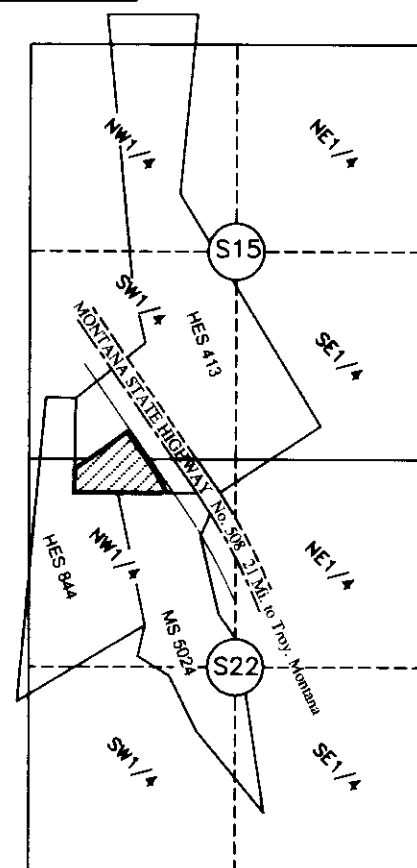
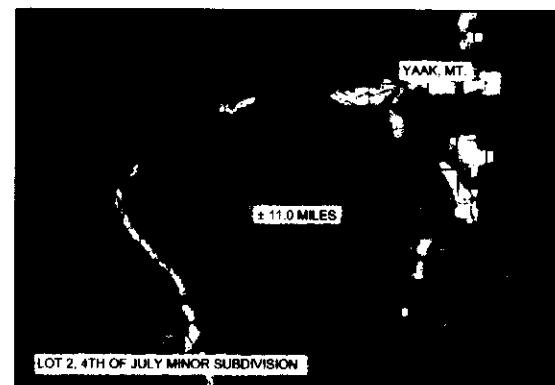
METHOD OF SURVEY

A total station was used with closed traverse procedures to tie previously set controlling monuments by Ken Kern, July 2004

HISTORY OF SURVEYS

1897, "Evergreen Placer", Mineral Survey No. 5024, Abram L. Jaqueth
1912, Sylvanite Townsite, Plat No. 18, William Colter
1916, Homestead Entry Survey No. 413, Elmer R. Johnson
1919, Homestead Entry Survey No. 844, Elmer R. Johnson
1954, Plat No. 254, USFS Road Right-of-Way, 4th of July Creek Road No. 394
1976, COS No. 203, Parcel within HES 844, Melvin D. Lauteran, 4232S
1981, COS No. 964, Parcel A, B, and C, Melvin D. Lauteran, 4232S
1994, "4th of July Minor Subdivision", Plat No. 5124, Kenneth E. Davis, 4975S

VICINITY DIAGRAMS



VICINITY LOCATION FROM LINCOLN COUNTY TRACT BOOKS

LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this Plat has been prepared under my supervision and in accordance with Montana Code Annotated, Sections 76-3-101 through 76-3-825 and the Lincoln County regulations adopted pursuant thereto.

Alvah F. Hughes, PLS, 7322LS 03/20/06
Date



ACCESS CERTIFICATION

I hereby certify that physical and legal access to Lots 2A and 2B, as shown hereon, is provided by a U.S. Forest Service Road, 100 foot wide Right-of-Way; Montana State Highway No. 508, 100 foot wide Right-of-Way and a Private Road and Utility Easement, 40 foot wide, and that the driving surfaces are a minimum of 20 feet wide.

Alvah F. Hughes, PLS, 7322LS 03/20/06
Date

EXAMINING LAND SURVEYOR'S CERTIFICATION

Approved this 27 day of May, 2006

Examining Land Surveyor

LINCOLN COUNTY TREASURER'S CERTIFICATION

I hereby certify that all real property taxes and special assessments assessed and levied on the lots shown hereon are paid, pursuant to Section 76-3-811(1)(b), MCA.

Lincoln County Treasurer

LINCOLN COUNTY COMMISSIONER'S CERTIFICATION

Approved this 14 day of April, 2006

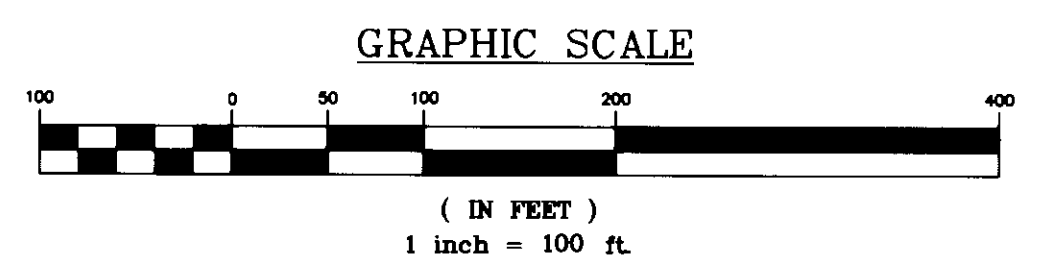
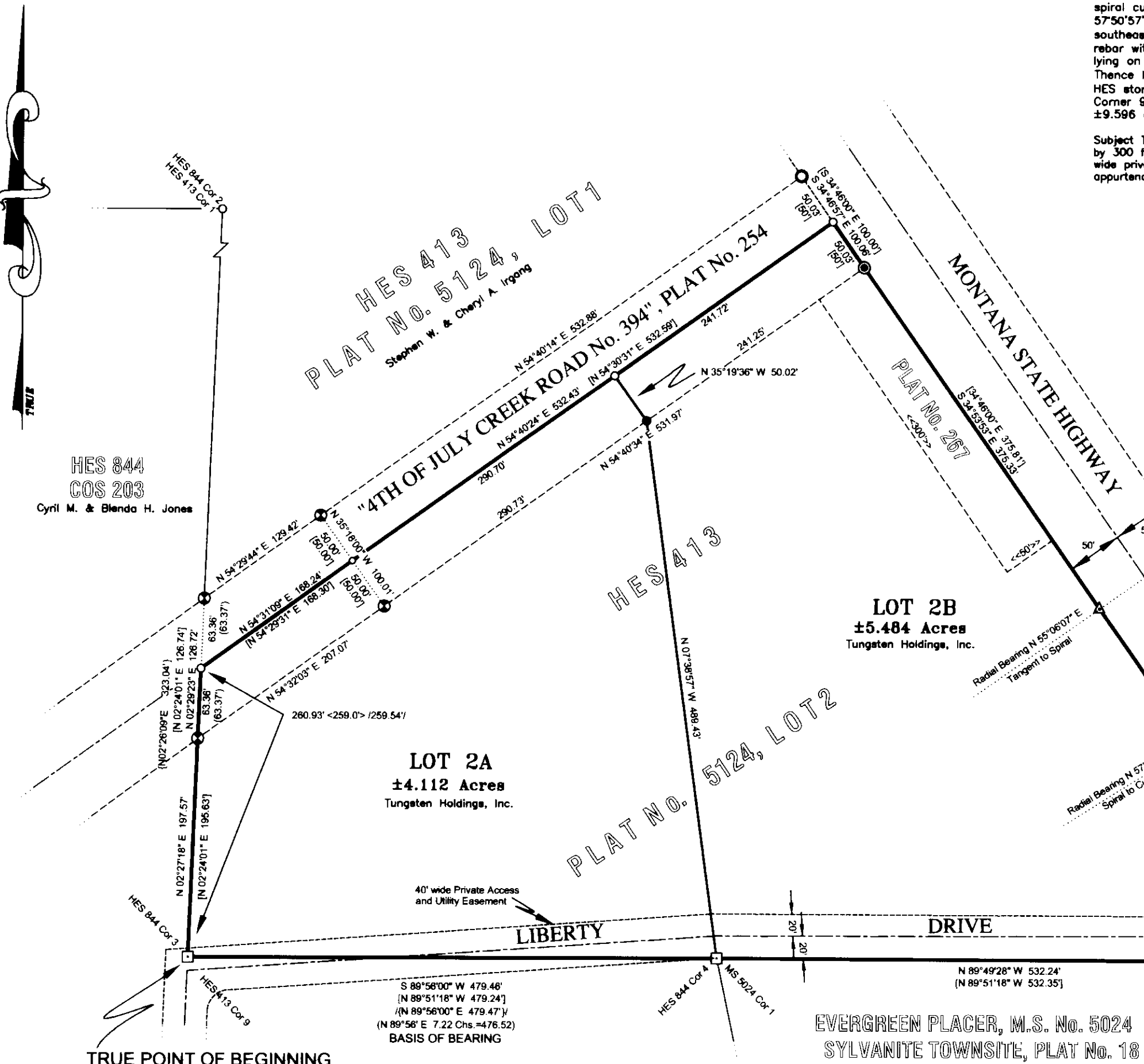
Chairman, Lincoln County Commissioners

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 17 day of May, 2006, at 11:05 o'clock A.M.

Lincoln County Clerk & Recorder

PLAT No. 6707 Doc# 193743



LEGEND	
□	FOUND ORIGINAL HES STONE
⊙	FOUND 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP MARKED KED 49755
⊙	FOUND 5/8 INCH DIAMETER UNCAPPED REBAR
Δ	FOUND 3 1/4 INCH DIAMETER ALUMINUM CAP MARKED DOT, CAP IS FLUSH WITH GROUND
○	FOUND 1 INCH DIAMETER UNCAPPED ROD IN CONCRETE
●	SET 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP MARKED HUGHES 7322LS
○	COMPUTED POINT
()	RECORD - ORIGINAL HES PLATS
< >	RECORD - PLAT No. 254
<< >>	RECORD - PLAT No. 267
/ /	RECORD - COS No. 203
{ }	RECORD - COS No. 964
[]	RECORD - PLAT No. 5124
—	SUBDIVISION BOUNDARY
---	LOT LINE
----	EASEMENT LIMITS
.....	ROAD CENTERLINE
-----	RADIAL, CONSTRUCTION LINE

Gravel Plat Approval p.f.# 8618 Doc# 193736
Sanitary Restriction Permit p.f.# 8619 Doc# 193737
Plumbing Certificate p.f.# 8620 Doc# 193738
Driveway Approach Permit p.f.# 8621 Doc# 193739
Road Access Specs p.f.# 8622 Doc# 193740
Road Maintenance Plan p.f.# 8623 Doc# 193741
Refuse Wind Plan p.f.# 8624 Doc# 193742

AMENDED PLAT
"CORRECTION"

"LOT 2, AMENDED 4TH OF JULY MINOR SUBDIVISION"

PORTIONS OF H.E.S. NO. 413
UNSURVEYED SECTIONS 15 AND 22, T.34N., R.33W., P.M., MT.
LINCOLN COUNTY, MONTANA
FOR: TUNGSTEN HOLDINGS, INC. DATE: AUGUST 2008

SURVEYORS NOTE

Correction of the southwesterly right-of-way limits as shown on Plat No. 267, a right-of-way strip, 300 feet by 50 feet being parallel to the highway was incorrectly located as 50 feet from the southwesterly right-of-way limits, said limits being 50 feet from the centerline of Montana State Highway No. 508. The correct location would be 50 feet from the old York Road, No. 92, said limits being 30 feet from the centerline of Montana State Highway No. 508 as shown hereon.

LEGAL DESCRIPTION

An irregular tract of land, lying northwesterly from Troy, Montana, Lincoln County, lying in unsurveyed Sections 15 and 22, T.34N., R.33W., P.M., MT., and within a portion of Homestead Entry Survey No. 413, containing Lot 2A, ± 4.112 acres; Lot 2B, ± 5.484 acres, more particularly described as follows:

Commencing at Corner 9, HES 413, an original stone monument marked "x" on top and the TRUE POINT OF BEGINNING:
Thence along the westerly boundary of HES No. 413, N02°27'18"E, 197.57 feet to a 5/8 inch diameter uncapped rebar lying on the southerly right-of-way limits of 4th of July Creek Road No. 394, 100 feet wide; Thence along said boundary, N02°29'23"E, 63.36 feet to an unmarked point, lying on the centerline of said road; Thence along said road centerline the following unmarked courses: N54°31'09"E, 168.24 feet; Thence N54°40'24"E, 290.70 feet; Thence N54°40'24"E, 241.72 feet, lying on the southwesterly right-of-way limits of Montana State Highway No. 508, 100 feet wide; Thence leaving said centerline along the southwesterly right-of-way limits of said Highway No. 508, S34°46'57"E, 50.03 feet to a 5/8 inch diameter rebar with plastic cap marked KED 49755, lying along the southeasterly right-of-way limits of said 4th of July Creek Road, northeasterly limits of 30 foot wide strip, & the southwesterly limits of said Highway No. 508; Thence along the said highway limits and northeasterly limits of said 30 foot strip, S34°53'53"E, 300.22 feet to a 5/8 inch diameter rebar with plastic cap marked Hughes, 7322LS; Thence along said highway limits, S34°53'53"E, 75.11 feet to a 3/4 inch diameter cap marked DOT and being the tangent to spiral of a spiral curve concave to the southwest having a radius of 1378.57 feet; Thence southeasterly 149.67 feet along said spiral curve through a theta angle of 02°44'49", a radial line through said spiral to curve bears N57°50'57"E, being the spiral to curve of a 1378.57 feet radius curve concave to the southwest; Thence southeasterly 176.07 feet along said curve through a delta angle of 7°19'04" to a 5/8 inch diameter rebar with plastic cap marked Hughes, 7322LS; Thence along southeasterly 43.82 feet along said curve through a delta angle of 1°49'17" to a 5/8 inch diameter rebar with plastic cap marked KED 49755, a radial line through said point on curve bears N66°58'18"E and lying on the southerly boundary of said HES No. 413, common to the Evergreen Placer, MS No. 5024; Thence leaving said Highway right-of-way limits N89°49'28"W, 532.24 feet to Corner 4, HES 844, an original HES stone monument marked "x" on top; Thence along said boundary, S89°56'00"W, 479.46 feet to said Corner 9, HES 413, an original HES stone monument and the TRUE POINT OF BEGINNING, containing ± 9.596 acres.

Subject To a 50.00 foot wide U.S. Forest Service Road No. 394 Right-of-Way, Plat No. 254; A 30.00 foot wide by 300 foot length U.S. Forest Service easement parallel to State Highway No. 508, Plat No. 267; A 40.00 foot wide private access and utility easement along the southerly boundaries of Lot 2A and 2B, and together with all appurtenant easements of record.

PURPOSE OF SURVEY AND OWNER'S EXEMPTION

I, Jay Dinning, Treasurer for Tungsten Holdings, Inc., hereby certify that the purpose of this "Amended Plat" is to correct, "Amended Lot 2, 4th of July Minor Subdivision", correcting a right-of-way width and is exempt from subdivision review, pursuant to M.C.A. 76-3-201(1)(h).
Jay Dinning, Treasurer - Tungsten Holdings, Inc. Date 2/16/2009

ACKNOWLEDGMENT

The foregoing Certification was subscribed and acknowledged before me a Notary Public for the State of Montana
County of Lincoln by the above named person(s), on this 17 day of Feb., 2009. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

Notary Public for the State of Montana
residing in: Missoula My Commission expires: Dec 1, 2009

BASIS OF BEARING

The "BASIS OF BEARING" for this survey is N89°56'00"E, as shown on Certificate of Survey No. 964, between H.E.S. Corner No. 3-844 and H.E.S. Corner No. 4-844, both are found original stone monuments.

METHOD OF SURVEY

A total station was used with closed traverse procedures to tie previously set controlling monuments by Ken Kern, July 2004.

HISTORY OF SURVEYS

1897, "Evergreen Placer", Mineral Survey No. 5024, Abram L. Jaqueth
1912, Sylvanite Townsite, Plat No. 18, William Colter
1916, Homestead Entry Survey No. 413, Elmer R. Johnson
1919, Homestead Entry Survey No. 844, Elmer R. Johnson
1954, Plat No. 254, USFS Road Right-of-Way, 4th of July Creek Road No. 394
1954, Plat No. 267, USFS Road Right-of-Way, 4th of July Creek Road No. 394
1976, COS No. 203, Parcel within HES 844, Melvin D. Lauteran, 4232S
1981, COS No. 964, Parcels A, B, and C, Melvin D. Lauteran, 4232S
1994, Plat No. 5124, "4th of July Minor Subdivision", Kenneth E. Davis, 4975S
2006, Plat No. 6707, Amended "Lot 2, 4th of July Minor Subdivision", Alvah F. Hughes, 7322LS

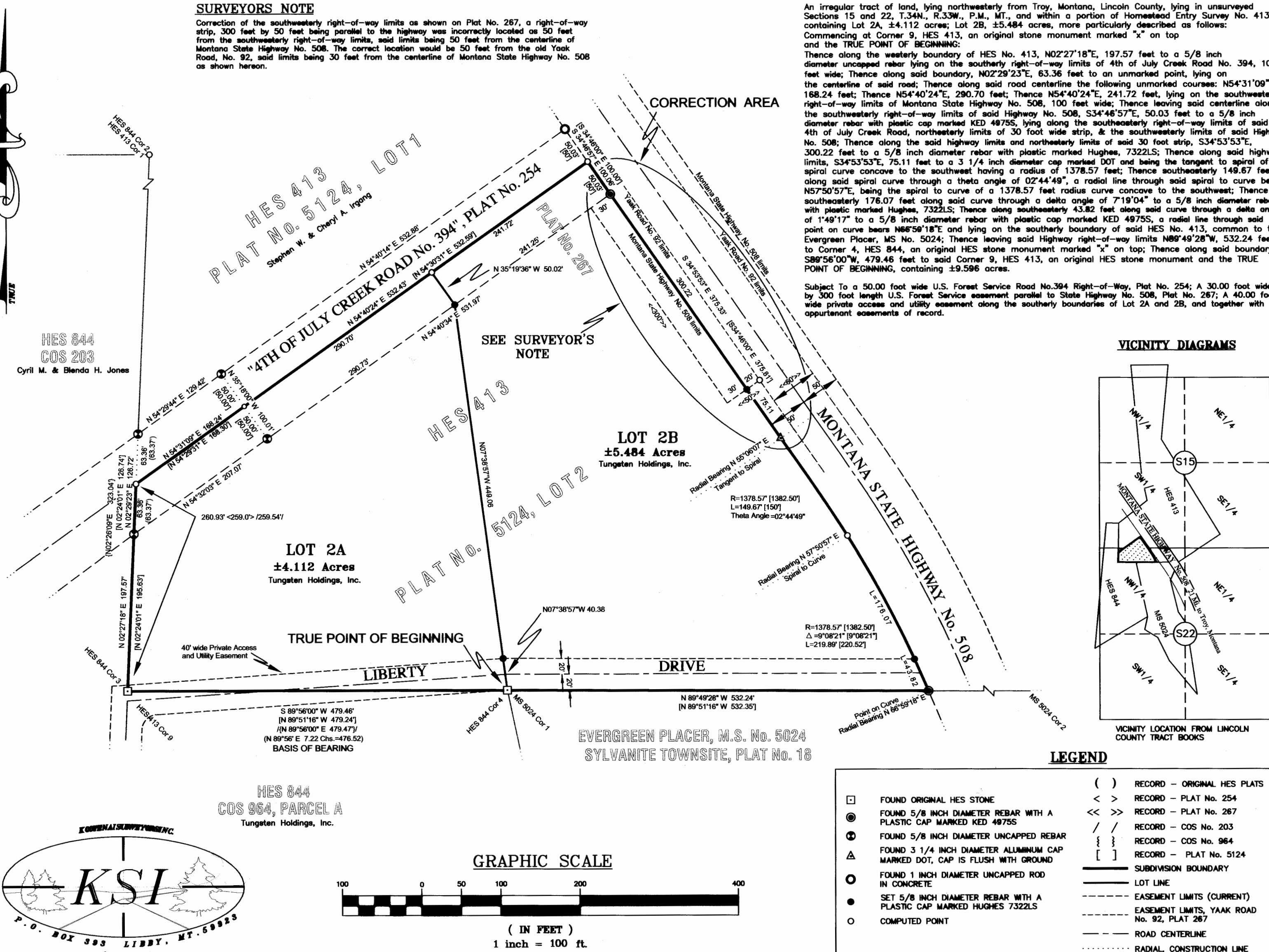
LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this Plat has been prepared under my supervision and in accordance with Montana Code Annotated, Sections 76-3-101 through 76-3-825 and the Lincoln County regulations adopted pursuant thereto.

Alvah F. Hughes, PLS, 7322LS Date 02-10-2009
Alvah F. Hughes, PLS, 7322LS
CLERK AND RECORDER'S CERTIFICATION
State of Montana, County of Lincoln, filed this 20th day of February, 2009, at 1:10 o'clock P.M.
Lincoln County Clerk & Recorder Deputy

CLERK AND RECORDER'S CERTIFICATION

Plat No. 6869 Doc. 2/7204



IN
SECS. 15 & 16, T34N, R33W, P.M.M.
LINCOLN COUNTY, MONTANA
A PART OF HES 413

NOTE
All of the corners of Lot 4 of the 4th of July Subdivision were not located as part of this survey. It was only necessary to locate Corners 3 through 5 of HES 413 to establish a dividing line between the two tracts. Refer to Plat No. 5124 of the 4th of July Subdivision for the remainder of the courses around Lot 4.

A tract of land in the Yaak Valley near Sylvanite, in Lincoln County, Montana, being a part of MES No. 413 in unsurveyed Sections Fifteen (15) and Sixteen (16), Township Thirty-four (34) North, Range Thirty-three (33) West, P.M.W., being Lot 4 of the 4th of July Minor Subdivision-LESS the following described parcel of land:

Beginning at Corner No. 5 of HES 413 which is a stone marked "x" 5 HES No. 413; thence, along the easterly boundary of said HES No. 413, 5 05'25"14" N, 1086.99 feet to a 5/8" rebar and plastic cap stamped 9958LS; thence, leaving said easterly line N 69°42'33" N, 784.92 feet to a 5/8" rebar and plastic cap stamped 9958LS on the westerly line of said HES No. 413; thence, along said westerly line N 05°26'00" N, 1090.07 feet to Corner No. 4 of HES 413 which is a stone marked "x" 4 HES No. 413; thence, along the north line of said HES 413, 5 69°42'33" E, 991.04 feet to the TRUE POINT OF BEGINNING, encompassing an area of 22.11 acres.

A tract of land in the Yaak Valley near Sylvanite, in Lincoln County, Montana, being a part of HES No. 413 in unsurveyed Sections Fifteen (15) and Sixteen (16), Township Thirty-four (34) North, Range Thirty-three (33) West, P. M. M., more particularly described as follows:

Beginning at Corner No. 5 of HES 413 which is a stone marked "x" 5 HES No. 413; thence, along the easterly boundary of said HES No. 413, S 05°25'14" W, 1080.99 feet to a 5/8" rebar and plastic cap stamped 9958LS; thence, leaving said easterly line N 89°42'33" W, 784.92 feet to a 5/8" rebar and plastic cap stamped 9958LS on the westerly line of said HES No. 413; thence, along said westerly line N 05°26'00" W, 1090.07 feet to Corner No. 4 of HES 413 which is a stone marked "x" 4 HES No. 413; thence, along the north line of said HES 413, S 89°42'33" E, 991.01 feet to the TRUE POINT OF BEGINNING, encompassing an area of 22.11 acres.



- ② FOUND CORNER EVIDENCE AS NOTED
- ③ SET 5/8" REBAR AND PLASTIC CAP-9958LS
- (1) = RECORD BEARING AND DISTANCE PER PLAT NO. 5124
- (2) = RECORD BEARING AND DISTANCE PER MES 413
- (3) = RECORD BEARING AND DISTANCE PER CERTIFICATE OF SURVEY NO. 2096

The County Commission for Lincoln County, Montana does hereby approve this subdivision plat.

Dated this 9th day of June 1999.

Marianne B. Rose
Chairman, Lincoln County Commissioners

Clerk & Recorder

Checked by Bill O. Buchanan

Doc # 140498 PLAT NO. 4226

J.R.S. SURVEYING, INC.

P.O. BOX 1050
317 MINERAL AVE.
LIBBY, MONTANA 59923
(406) 293-5059

COUNTY TREASURER

I hereby certify that all real property taxes assessed and levied on the land to be divided described hereon are paid.

Meri G. Mullerby James L. Yelmer
Treasurer, Lincoln County Deputy

June 9, 1997
Date:

CERTIFICATE OF RECORDER

Filed for record this 9th day of June 1999, at 12:48 o'clock P.M.
Coral M. Cummings
 Lincoln County Recorder
 By Francie Dennis
 Deputy

DATE: 05-04-99

JOB NO. M98-32

DWN. BY: JDM

REVISION

SHEET 1 OF 1

HES 413

SECTION 15 & 16

TOWNSHIP 34N

RANGE 33W

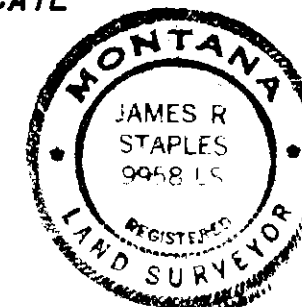
PRINCIPAL MERIDIAN MT.

LINCOLN COUNTY

SURVEYOR'S CERTIFICATE

I, James A. Staples, do hereby certify that this Certificate of Survey has been prepared in conformance to the Montana Subdivision & Platting Act (Sections 76-3-101 through 76-3-614 M.C.A.) and the regulations adopted pursuant thereto, and that the map shown hereon is a true representation of a survey made by me.

James R. Staples, 9956LS Date 6-7-99



PURPOSE OF SURVEY

We, Dwight & Penny Dunn, owners of real property, hereby certify that the purpose of this survey is to abolish an existing 20.00 foot easement and create a 20.00 foot utility easement, and no division of land is hereby created; therefore this survey is completed pursuant to 76-3-404 M.C.A.

Dwight Dunn Date 5-20-08
Penny Dunn Date 5-20-08

STATE OF MS
County of LeFlore

On this 21 day of May, 2008 A.D. before me, a Notary Public in and for the State of MS, Dwight & Penny Dunn personally appeared known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Alise Carroll Notary Public My Commission Expires 10-01-10

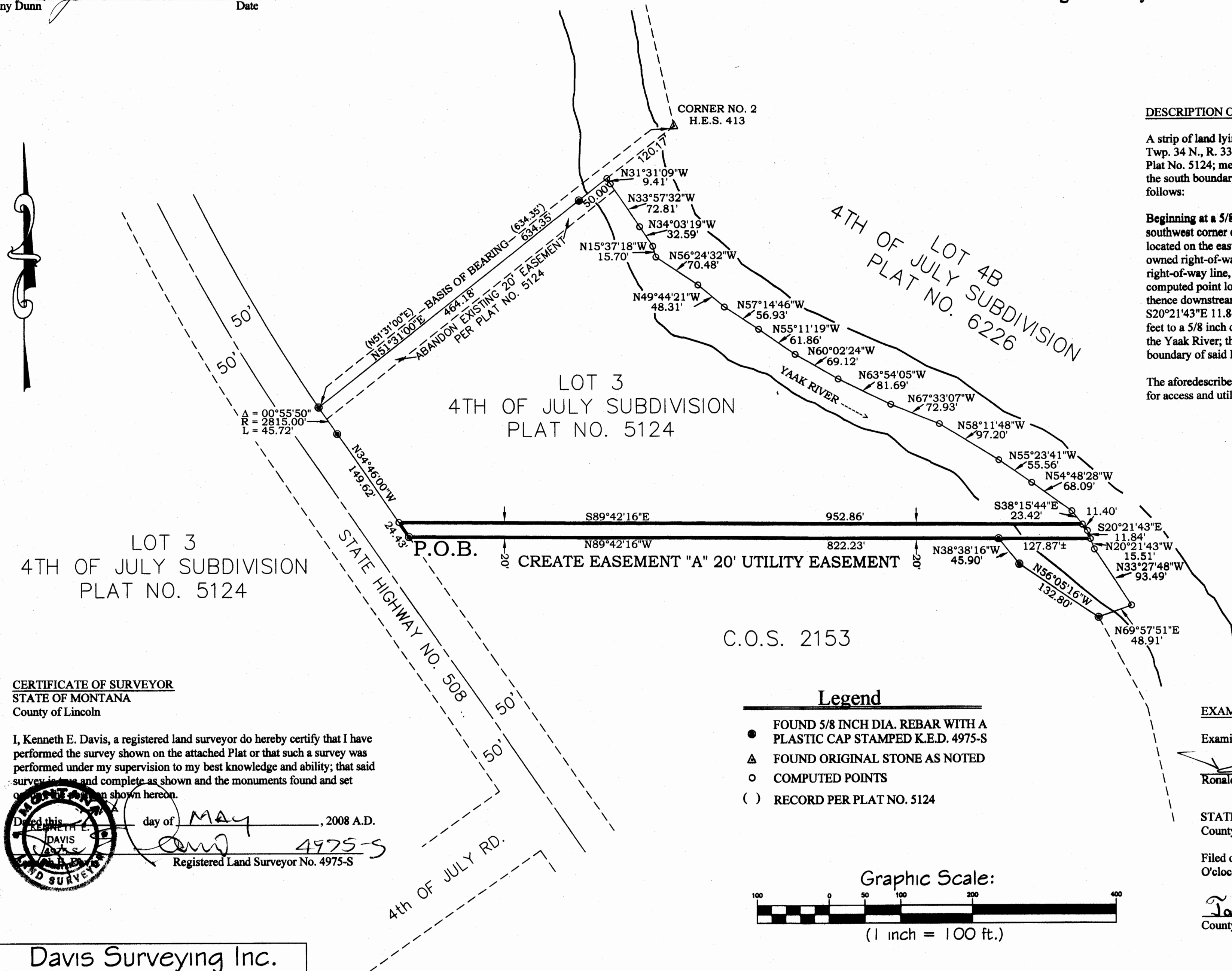
CERTIFICATE OF SURVEY: EXHIBIT "A" (EASEMENT SURVEY) Lot 3 of 4th of July Subdivision (A part of H.E.S. 413) In Unsurveyed Section 15, Twp. 34 N., R. 33 W., P.M.M. For: Dwight & Penny Dunn Date: March 2008

DESCRIPTION OF EASEMENT "A"

A strip of land lying in a portion of H.E.S. 413 in Unsurveyed Section 15, Twp. 34 N., R. 33 W., P.M.M., located in Lot 3 of the 4th of July Subdivision Plat No. 5124; measuring 20.00 feet wide at right angles, and being parallel to the south boundary line of said Lot 3 and more particularly described as follows:

Beginning at a 5/8 inch dia. rebar capped K.E.D. 4975-S which marks the southwest corner of Lot 3 of 4th of July Subdivision per Plat No. 5124 and located on the east right of way line of Montana State Highway No. 508 a state owned right-of-way; thence, N34°46'00"W 24.43 feet along said east right-of-way line, to a computed point; thence, S89°42'16"E 952.86± feet to a computed point located on the approximate centerline of the Yaak River; thence downstream, S38°15'44"E 11.40 feet to a computed point; thence, S20°21'43"E 11.84 feet to a computed point; thence, N89°42'26"W 127.87± feet to a 5/8 inch dia. rebar capped K.E.D. 4975-S located on the west bank of the Yaak River; thence continuing, N89°42'16"W 822.23 feet along the south boundary of said Lot 3 to the point of beginning.

The aforescribed easement contains .44 acres more or less and is to be used for access and utility purposes.



CERTIFICATE OF SURVEYOR STATE OF MONTANA County of Lincoln

I, Kenneth E. Davis, a registered land surveyor do hereby certify that I have performed the survey shown on the attached Plat or that such a survey was performed under my supervision to my best knowledge and ability; that said survey is true and complete as shown and the monuments found and set on the plat shown hereon.

Dated this 21 day of MAY, 2008 A.D.
Kenneth E. Davis
Registered Land Surveyor No. 4975-S

EXAMINED FOR LINCOLN COUNTY BY:

Examined this 12 day of MAY, 2008 A.D.
Ronald A. Pearson Registration No. 9008LS

STATE OF MONTANA
County of Lincoln

Filed on this 23rd day of July, 2008 A.D. at 1:13 O'clock p.m.

Tammy Laver by Nicki French
County Clerk and Recorder Deputy

Doc # 213053
CERTIFICATE OF SURVEY NO. 3858

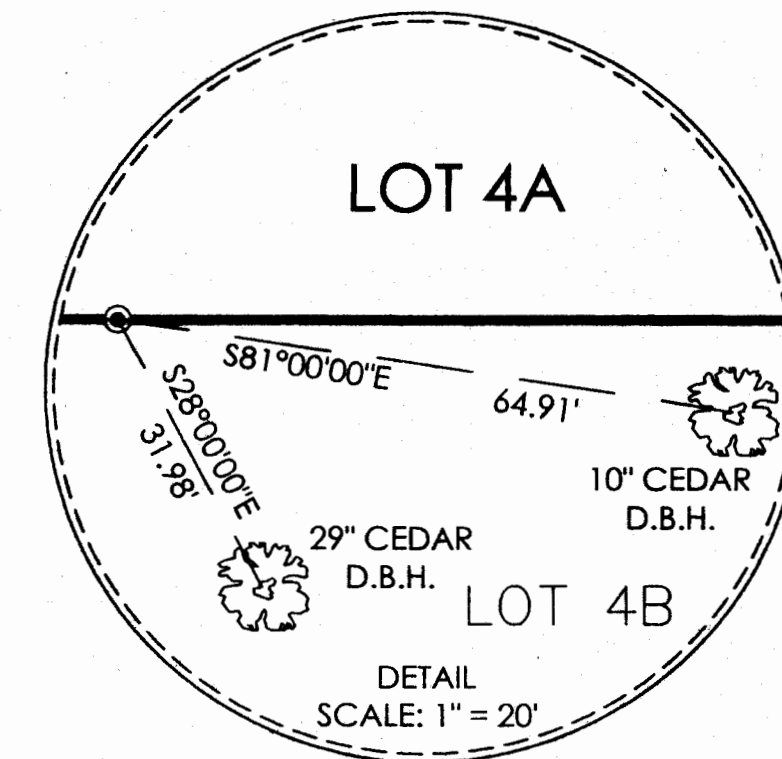
Davis Surveying Inc.
TROY MONTANA, (406)295-5441

DATE: 03/11/08
DRAWN BY: CJR
Old Land Projects
FILE: t343315.dwg

LINCOLN COUNTY MONTANA
CERTIFICATE OF SURVEY:

PARTIAL RETRACEMENT

Lot 4A of 4th of July Subdivision per Plat No. 6226
In a portion of H.E.S. 413, Section 15, Twp. 34 N., R. 33 W., P.M.M.
For: Stimson Lumber Co. Date: June 2009



PURPOSE OF SURVEY

The purpose of this survey is to partially retrace the boundaries of an existing tract of record and that no new parcels have been created, therefore this survey is exempt from review as a subdivision being completed pursuant to 76-3-404(1)(d) MCA.

CERTIFICATE OF SURVEYOR
STATE OF MONTANA
County of Lincoln

I, Kenneth E. Davis, a registered land surveyor do hereby certify that I have performed the survey shown on the attached plat or that such a survey was performed under my supervision to my best knowledge and ability; that said survey is true and complete as shown and the monuments found and set occupy the position as shown hereon.

Dated this 24th day of September 2009 A.D.

Kenneth E. Davis

Registered Land Surveyor No. 4975-S

CERTIFICATION OF LINCOLN COUNTY EXAMINING LAND SURVEYOR:

Examined this 24th day of August 2009, A.D.

Ronald A. Pearson

Registration No. 9008LS

STATE OF MONTANA
COUNTY OF LINCOLN

Filed on this 2nd day of September 2009, A.D. at 3:20 O'clock P.M.

County Clerk and Recorder

by Joanne Stearns Deputy

Dec 22 1998

C.O.S. NO. 3752

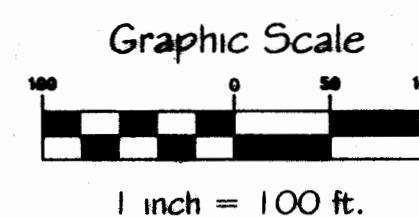
U.S.F.S.

LOT 4A
22.11 ACRES±
PER PLAT NO. 6226

U.S.F.S.

LEGEND

- FOUND 5/8 INCH DIA. REBAR CAPPED J.R.S. 9958LS
- COMPUTED POINTS
- () RECORD PER PLAT NO. 6226
- BOUNDARY LINE MARKED THIS SURVEY



BASIS OF BEARING (N89°42'33"W)
N89°42'33"W PER PLAT NO. 6226
699.32' (699.32')

LOT 4B
PER PLAT NO. 6226

Davis Surveying Inc.

TROY MONTANA, (406)295-5441

DATE: 08/05/09

DRAWN BY: CJR

FILE: T343315.dwg

AMENDED PLAT "CORRECTION"

"LOT 2, AMENDED 4TH OF JULY MINOR SUBDIVISION"

PORTIONS OF H.E.S. NO. 413
UNSURVEYED SECTIONS 15 AND 22, T.34N., R.33W., P.M., MT. LINCOLN COUNTY, MONTANA
FOR: TUNGSTEN HOLDINGS, INC. DATE: MAY, 2009

SURVEYORS NOTE

Correction of the southwesterly right-of-way limits as shown on Plat No. 267, a right-of-way strip, 300 feet by 50 feet being parallel to the highway was incorrectly located as 50 feet from the southwesterly right-of-way limits, said limits being 50 feet from the centerline of Montana State Highway No. 508. The correct location would be 50 feet from the old Yaak Road, No. 92, said limits being 30 feet from the centerline of Montana State Highway No. 508 as shown hereon.

LEGAL DESCRIPTION

An irregular tract of land, lying northwesterly from Troy, Montana, Lincoln County, lying in unsurveyed Sections 15 and 22, T.34N., R.33W., P.M., MT., and within a portion of Homestead Entry Survey No. 413, containing Lot 2A, ±4.112 acres; Lot 2B, ±5.484 acres, more particularly described as follows: Commencing at Corner 9, HES 413, an original stone monument marked "x" on top and the TRUE POINT OF BEGINNING: Thence along the westerly boundary of HES No. 413, N02°27'18"E, 197.57 feet to a 5/8 inch diameter uncapped rebar lying on the southerly right-of-way limits of 4th of July Creek Road No. 394, 100 feet wide; Thence along said boundary, N02°29'23"E, 63.36 feet to an unmarked point, lying on the centerline of said road; Thence along said road centerline the following unmarked courses: N54°31'09"E, 168.24 feet; Thence N54°40'24"E, 290.70 feet; Thence N54°40'24"E, 241.72 feet, lying on the southwesterly right-of-way limits of Montana State Highway No. 508, 100 feet wide; Thence leaving said centerline along the southwesterly right-of-way limits of said Highway No. 508, S34°46'57"E, 50.03 feet to a 5/8 inch diameter rebar with plastic cap marked KED 4975S, lying along the southeasterly right-of-way limits of said Highway No. 508; Thence along the said highway limits and northerly limits of said 30 foot strip, S34°53'53"E, 300.22 feet to a 5/8 inch diameter rebar with plastic marked Hughes, 7322LS; Thence along said highway limits, S34°53'53"E, 75.11 feet to a 3 1/4 inch diameter cap marked D01 and being the tangent to spiral of a spiral curve concave to the southwest having a radius of 1378.57 feet; Thence southeasterly 149.67 feet along said spiral curve through a theta angle of 02°44'49", a radial line through said spiral to curve bears N57°50'57"E, being the spiral to curve of a 1378.57 foot radius curve concave to the southwest; Thence southeasterly 176.07 feet along said curve through a delta angle of 7°19'04" to a 5/8 inch diameter rebar with plastic marked Hughes, 7322LS; Thence along southeasterly 43.82 feet along said curve through a delta angle of 1°49'17" to a 5/8 inch diameter rebar with plastic cap marked KED 4975S, a radial line through said point on curve bears N68°59'18"E and lying on the southerly boundary of said HES No. 413, common to the Evergreen Placer, MS No. 5024; Thence leaving said Highway right-of-way limits N89°49'28"W, 532.24 feet to Corner 4, HES 844, an original HES stone monument marked "x" on top; Thence along said boundary, S89°56'00"W, 479.46 feet to said Corner 9, HES 413, an original HES stone monument and the TRUE POINT OF BEGINNING, containing ±9.596 acres.

Subject To a 50.00 foot wide U.S. Forest Service Road No.394 Right-of-Way, Plat No. 254; A 30.00 foot wide by 300 foot length U.S. Forest Service easement parallel to State Highway No. 508, Plat No. 267; A 40.00 foot wide private access and utility easement along the southerly boundaries of Lot 2A and 2B, and together with all appurtenant easements of record.

PURPOSE OF SURVEY AND OWNER'S EXEMPTION

I, Jay Dinning, Treasurer for Tungsten Holdings, Inc., hereby certify that the purpose of this "Amended Plat" is to correct, "Amended Lot 2, 4th of July Minor Subdivision", correcting a right-of-way width and is exempt from subdivision review, pursuant to M.C.A. 76-3-201(1)(h).

Jay Dinning 5/26/09
Jay Dinning, Treasurer - Tungsten Holding Inc. Date

ACKNOWLEDGMENT

The foregoing Certification was subscribed and acknowledged before me a Notary Public for the State of Montana County of Lincoln, by the above named person(s), on this 26 day of May, 2009. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

Alvah F. Hughes Notary Public for the State of Montana
residing at: Libby My Commission expires: Dec 1, 2009

BASIS OF BEARING

The "BASIS OF BEARING" for this survey is N89°56'00"E, as shown on Certificate of Survey No. 964, between H.E.S. Corner No. 3-844 and H.E.S. Corner No. 4-844, both are found original stone monuments.

METHOD OF SURVEY

A total station was used with closed traverse procedures to tie previously set controlling monuments by Ken Kern, July 2004

HISTORY OF SURVEYS

- 1897, "Evergreen Placer", Mineral Survey No. 5024, Abram L. Jaqueth
- 1912, Sylvanite Townsite, Plat No. 18, William Colter
- 1916, Homestead Entry Survey No. 413, Elmer R. Johnson
- 1919, Homestead Entry Survey No. 844, Elmer R. Johnson
- 1954, Plat No. 254, USFS Road Right-of-Way, 4th of July Creek Road No. 394
- 1954, Plat No. 267, USFS Road Right-of-Way, 4th of July Creek Road No. 394
- 1976, COS No. 203, Parcel within HES 844, Melvin D. Lauteran, 4232S
- 1981, COS No. 964, Parcels A, B, and C, Melvin D. Lauteran, 4232S
- 1994, Plat No. 5124, "4th of July Minor Subdivision", Kenneth E. Davis, 4975S
- 2006, Plat No. 6707, Amended "Lot 2, 4th of July Minor Subdivision", Alvah F. Hughes, 7322LS

LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this Plat has been prepared under my supervision and in accordance with Montana Code Annotated, Sections 76-3-101 through 76-3-625 and the Lincoln County regulations adopted pursuant thereto.

Alvah F. Hughes 1322 PLS
Alvah F. Hughes, PLS, 7322LS Date 05/26/2009

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 27th day of May, 2009, at 11 o'clock A. M.

Tommy D. Lewis *Joe Annis*
Lincoln County Clerk & Recorder Deputy

PLAT No. 6983 Doc # 219104



HES 844
COS 203
Cyril M. & Blenda H. Jones

HES 413
PLAT NO. 5124, LOT 1
Stephen W. & Cheryl A. Irong

HES 413
PLAT NO. 5124, LOT 2

LOT 2A
±4.112 Acres
Tungsten Holdings, Inc.

LOT 2B
±5.484 Acres
Tungsten Holdings, Inc.

TRUE POINT OF BEGINNING

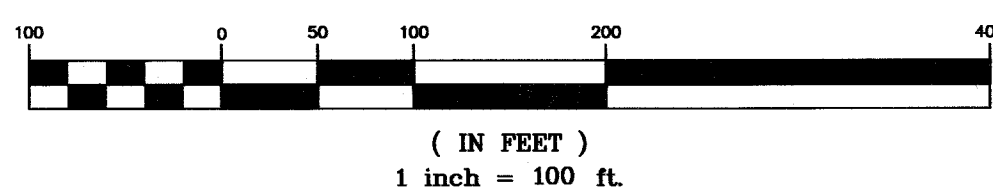
LIBERTY

DRIVE

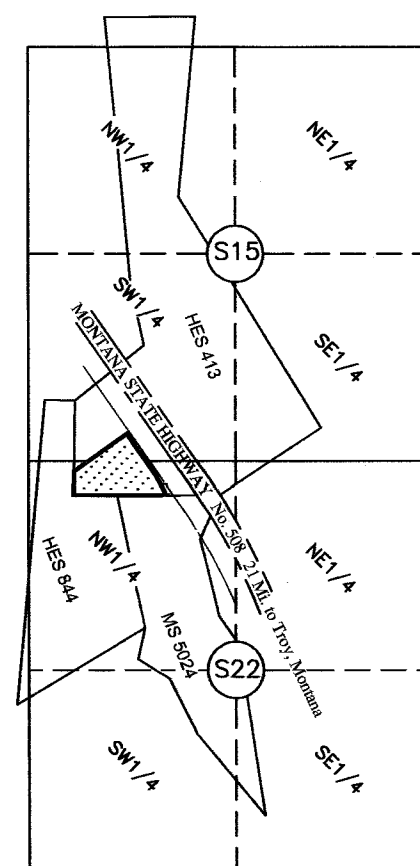
EVERGREEN PLACER, M.S. No. 5024
SYLVANITE TOWNSITE, PLAT No. 18

HES 844
COS 964, PARCEL A
Tungsten Holdings, Inc.

GRAPHIC SCALE



VICINITY DIAGRAMS



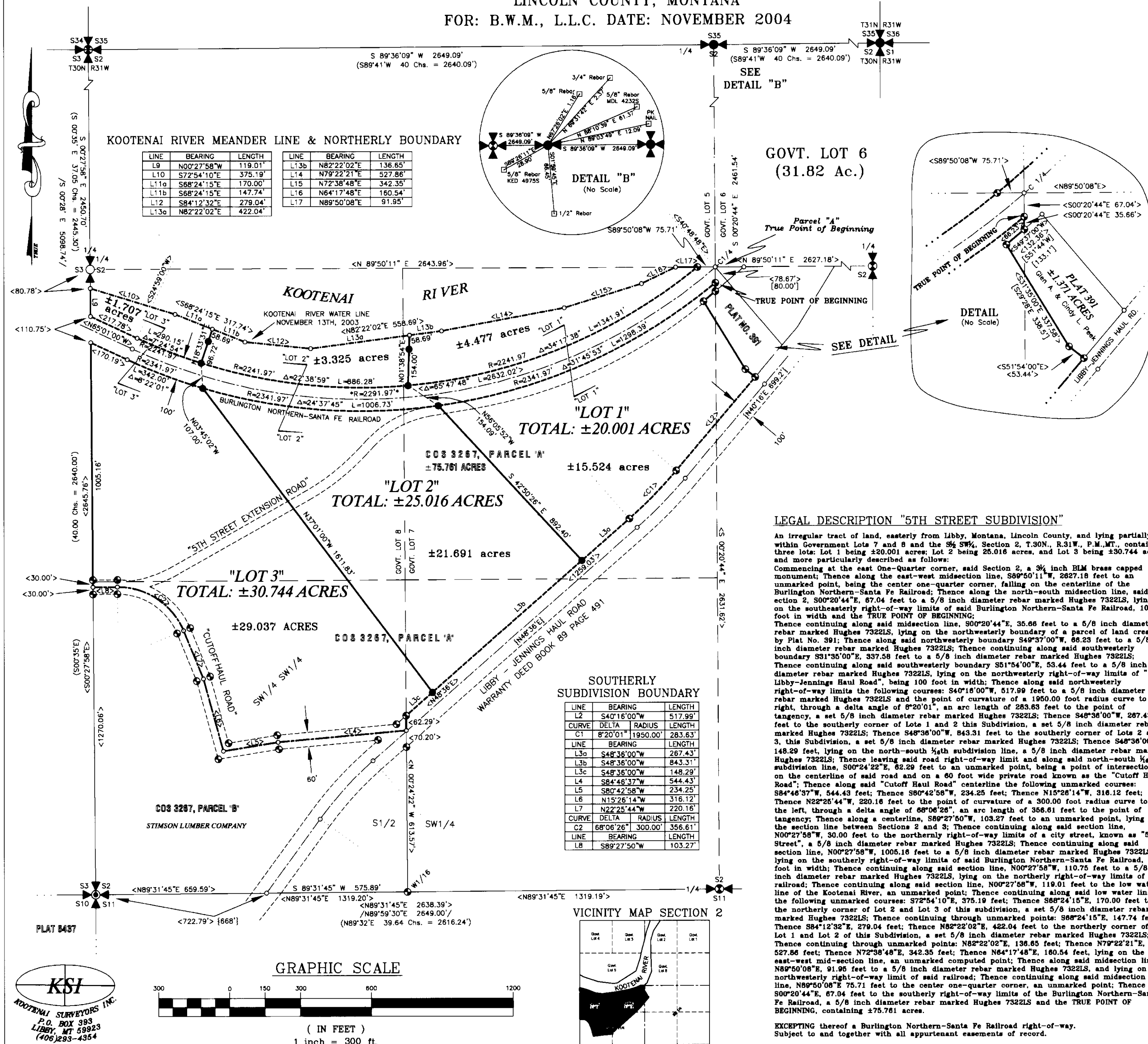
VICINITY LOCATION FROM LINCOLN COUNTY TRACT BOOKS

LEGEND

- | | | | |
|---|---|-------|---|
| □ | FOUND ORIGINAL HES STONE | () | RECORD - ORIGINAL HES PLATS |
| ● | FOUND 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP MARKED KED 4975S | < > | RECORD - PLAT No. 254 |
| ⊙ | FOUND 5/8 INCH DIAMETER UNCAPPED REBAR | << >> | RECORD - PLAT No. 267 |
| △ | FOUND 3 1/4 INCH DIAMETER ALUMINUM CAP MARKED DOT, CAP IS FLUSH WITH GROUND | / / | RECORD - COS No. 203 |
| ○ | FOUND 1 INCH DIAMETER UNCAPPED ROD IN CONCRETE | [] | RECORD - COS No. 964 |
| ● | SET 5/8 INCH DIAMETER REBAR WITH A PLASTIC CAP MARKED HUGHES 7322LS | --- | RECORD - PLAT No. 5124 |
| ○ | COMPUTED POINT | --- | SUBDIVISION BOUNDARY |
| | | --- | LOT LINE |
| | | --- | EASEMENT LIMITS (CURRENT) |
| | | --- | EASEMENT LIMITS, YAAK ROAD No. 92, PLAT 267 |
| | | --- | ROAD CENTERLINE |
| | | --- | RADIAL, CONSTRUCTION LINE |

A PLAT OF "5TH STREET SUBDIVISION"

PORTIONS OF GOV'T LOTS 7 & 8, AND S1/2 SW1/4, SECTION 2, T.30N., R.31W., P.M.,MT.
LINCOLN COUNTY, MONTANA
FOR: B.W.M., L.L.C. DATE: NOVEMBER 2004



PURPOSE OF SURVEY CERTIFICATION

I, _____, President of B.W.M., L.L.C., owner of record, hereby certify that the purpose of this survey is to create a 3 Lot Minor Subdivision, to be known as "5th Street Subdivision"; Lot 1 containing ±20.001 acres, Lot 2 containing ±25.016 acres, Lot 3 containing ±30.744 acres, pursuant to M.C.A. 76-4-103.

President of B.W.M., L.L.C.

Date

ACKNOWLEDGMENT

The foregoing Exemption was subscribed and acknowledged before me, _____, Notary Public for the State of _____, County of _____, by the above named person on this _____ day of _____, 2004. In witness whereof, I have hereunto set my hand and official seal of the State of Montana.

Notary Public for the State of _____

residing in: _____ My Commission expires: _____

BASIS OF BEARING

The basis of bearing for this survey is N89°28'04"W, between the Northeast and Northwest corners of Lot 4, Plat No. 6437, both being 5/8 inch rebars with plastic caps marked JRS, 9958LS.

HISTORY OF SURVEY

- 1893 - Original G.L.O. Township & Subdivision Plat, Daniel P. Mumbrue
- 1948 - Book 89 Page 491, Warranty Deed of Right-of-Way for Libby to Jennings Road
- 1956 - Plat No. 391, Robert F. Burdick, 649S
- 1978 - BLM Dependent Resurvey, Portions of T30N R31W, J. S. Pritchard
- 2003 - Plat No. 6437, Amended Millwood Subdivision, Stephen J. Jeske, 14230LS
- 2004 - COS No. 3267, Agricultural Parcels A and B, Alvah Hughes, 7322LS

LEGEND

- Section Corner monument, a 1 3/4 inch diameter brass cap marked 534ES
- 1/4 Section Corner monument, a 1 1/2 inch diameter B.L.M. iron pipe with a 3 1/4 inch diameter brass cap
- Found 5/8 inch diameter rebar with plastic cap marked Hughes, 7322LS
- Set 5/8 inch diameter rebar with plastic cap marked Hughes, 7322LS
- Unmarked computed position
- () Original G.L.O.
- [] Plat No. 391
- \ Certified Corner Recordation - Book 1, Page 301
- { } Right-of-way Deed, Book 89, Page 491
- Lincoln County Tract Book
- < > COS No. 3267
- Subdivision, Lot Boundary
- Original G.L.O. Kootenai River Meander Line
- Right-of-Way Centerline
- Curve Radial Line
- Right-of-Way Limits

LEGAL DESCRIPTION "5TH STREET SUBDIVISION"

An irregular tract of land, easterly from Libby, Montana, Lincoln County, and lying partially within Government Lots 7 and 8 and the S½ SW¼, Section 2, T.30N., R.31W., P.M.,MT., containing three lots: Lot 1 being ±20.001 acres; Lot 2 being 25.016 acres, and Lot 3 being ±30.744 acres and more particularly described as follows:

Commencing at the east One-Quarter corner, said Section 2, a 3/4 inch BLM brass capped monument; Thence along the east-west midsection line, S89°50'11" E, 2627.18 feet to an unmarked point, being the center one-quarter corner, falling on the centerline of the Burlington Northern-Santa Fe Railroad; Thence along the north-south midsection line, said S section 2, S00°20'44" E, 67.04 feet to a 5/8 inch diameter rebar marked Hughes 7322LS, lying on the southeasterly right-of-way limits of said Burlington Northern-Santa Fe Railroad, 100 feet in width and the TRUE POINT OF BEGINNING;

Thence continuing along said midsection line, S00°20'44" E, 35.66 feet to a 5/8 inch diameter rebar marked Hughes 7322LS, lying on the northwesterly boundary of a parcel of land created by Plat No. 391; Thence along said northwesterly boundary S49°37'00" W, 68.23 feet to a 5/8 inch diameter rebar marked Hughes 7322LS; Thence continuing along said southwesterly boundary S31°35'00" E, 337.58 feet to a 5/8 inch diameter rebar marked Hughes 7322LS;

Thence continuing along said southwesterly boundary S51°54'00" E, 53.44 feet to a 5/8 inch diameter rebar marked Hughes 7322LS, lying on the northwesterly right-of-way limits of "Libby-Jennings Haul Road", being 100 feet in width; Thence along said northwesterly right-of-way limits the following courses: S40°16'00" W, 517.99 feet to a 5/8 inch diameter rebar marked Hughes 7322LS and the point of curvature of a 1950.00 foot radius curve to the right, through a delta angle of 8°20'01", an arc length of 283.63 feet to the point of tangency, a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence S48°38'00" W, 287.43 feet to the southerly corner of Lot 1 and 2 this Subdivision, a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence S48°38'00" W, 843.31 feet to the southerly corner of Lot 2 and 3, this Subdivision, a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence S48°38'00" W, 148.29 feet, lying on the north-south ½th subdivision line, a 5/8 inch diameter rebar marked Hughes 7322LS; Thence leaving said road right-of-way limit and along said north-south ½th subdivision line, S00°24'22" E, 62.29 feet to an unmarked point, being a point of intersection on the centerline of said road and on a 60 foot wide private road known as the "Cutoff Haul Road"; Thence along said "Cutoff Haul Road" centerline the following unmarked courses: S84°48'37" W, 544.43 feet; Thence S80°42'58" W, 234.25 feet; Thence N15°26'14" W, 316.12 feet; Thence N22°25'44" W, 220.16 feet to the point of curvature of a 300.00 foot radius curve to the left, through a delta angle of 66°06'26", an arc length of 356.61 feet to the point of tangency; Thence along a centerline, S89°27'50" W, 103.27 feet to an unmarked point, lying on the section line between Sections 2 and 3; Thence continuing along said section line, N00°27'58" W, 30.00 feet to the northerly right-of-way limits of a city street, known as "5th Street", a 5/8 inch diameter rebar marked Hughes 7322LS; Thence continuing along said section line, N00°27'58" W, 1006.16 feet to a 5/8 inch diameter rebar marked Hughes 7322LS, lying on the southerly right-of-way limits of said Burlington Northern-Santa Fe Railroad, 100 foot in width; Thence continuing along said section line, N00°27'58" W, 110.75 feet to a 5/8 inch diameter rebar marked Hughes 7322LS, lying on the northerly right-of-way limits of said railroad; Thence continuing along said section line, N00°27'58" W, 119.01 feet to the low water line of the Kootenai River, an unmarked point; Thence continuing along said low water line the following unmarked courses: S72°54'10" E, 375.19 feet; Thence S88°24'15" E, 170.00 feet to the northerly corner of Lot 2 and Lot 3 of this subdivision, a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence continuing through unmarked points: S88°24'15" E, 147.74 feet; Thence S84°12'32" E, 279.04 feet; Thence N82°22'02" E, 422.04 feet to the northerly corner of Lot 1 and Lot 2 of this Subdivision, a set 5/8 inch diameter rebar marked Hughes 7322LS; Thence continuing through unmarked points: N82°22'02" E, 136.65 feet; Thence N79°22'21" E, 527.86 feet; Thence N72°38'48" E, 342.35 feet; Thence N64°17'48" E, 160.54 feet, lying on the east-west mid-section line, an unmarked computed point; Thence along said midsection line, N89°50'08" E, 91.95 feet to a 5/8 inch diameter rebar marked Hughes 7322LS, and lying on the northwesterly right-of-way limit of said railroad; Thence continuing along said midsection line, N89°50'08" E, 75.71 feet to the center one-quarter corner, an unmarked point; Thence S00°20'44" E, 67.04 feet to the southerly right-of-way limits of the Burlington Northern-Santa Fe Railroad, a 5/8 inch diameter rebar marked Hughes 7322LS and the TRUE POINT OF BEGINNING, containing ±75.761 acres.

EXCEPTING thereof a Burlington Northern-Santa Fe Railroad right-of-way. Subject to and together with all appurtenant easements of record.

LAND SURVEYOR'S CERTIFICATION

I hereby certify that I am a Registered Land Surveyor in the State of Montana, that the survey shown on this "Subdivision Plat" has been prepared under my supervision and in accordance with Montana Code Annotated, Sections 76-3-101 through 76-3-625 and the Lincoln County regulations adopted pursuant thereto.

Alvah F. Hughes, PLS, 7322LS

Date

ACCESS CERTIFICATION

I hereby certify that physical and legal access to Lots 1 through 3, as shown hereon, is provided by Lincoln County roads: "5th Street Extension", and "Libby-Jennings Haul Road" and that the driving surface is a minimum of 20 feet wide.

Alvah F. Hughes, PLS, 7322LS

Date

EXAMINING LAND SURVEYOR'S CERTIFICATION

Approved this 27th day of DEC 2004

Examining Land Surveyor

LINCOLN COUNTY TREASURER'S CERTIFICATION

I hereby certify, pursuant to Section 76-3-207(3), M.C.A., that all real property taxes and special assessments assessed and levied on the parcel shown hereon are paid.

Ben A. Mullerby, County Treasurer, Lincoln County, Montana

Date

COUNTY COMMISSIONER'S CERTIFICATION

Approved this 10th day of Jan 2005

Chairman, Lincoln County Commissioners

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 10th day of January 2005, at 11:55 o'clock A.M.

County Clerk Recorder Deputy

P.F. PLAT NO. 6572 Doc # 181778

Platting Certificate P.F. 7807
Refused Used plan P.F. 7808
Covenants m 293708