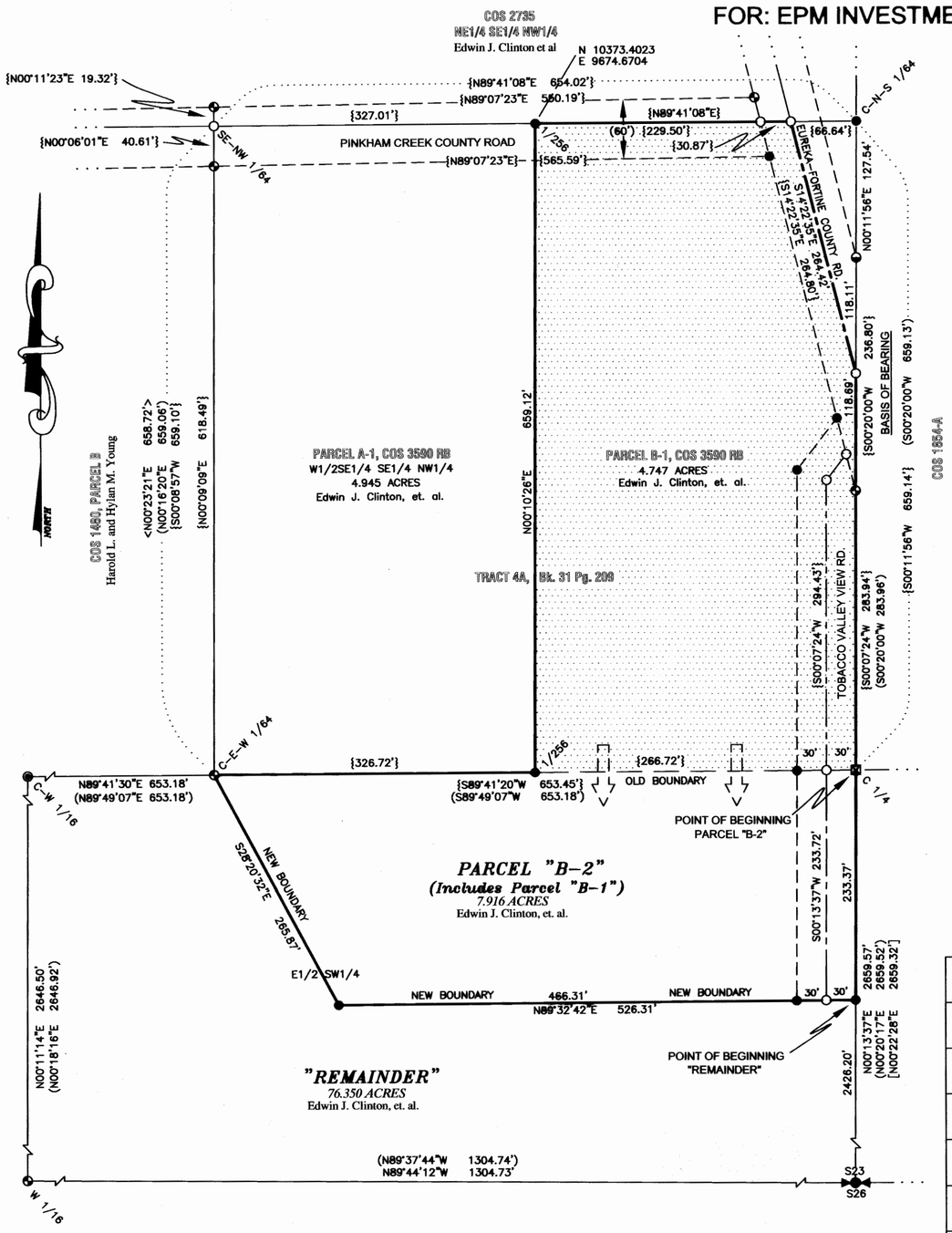
CERTIFICATE OF SURVEY

"BOUNDARY LINE ADJUSTMENT"

W 1/2, SECTION 23, T.36N., R.27W., P.M.,MT.

LINCOLN COUNTY, MONTANA

FOR: EPM INVESTMENTS, LLC DATE: DECEMBER 2006



DESCRIPTION PARCEL, "B-2"

An irregular tract of land southerly from Eureka, Montana, Lincoln County, and lying in the SE1/4 SE1/4 NW1/4, Section 23, T36N, R27W, PM, MT, and more particularly described as follows:

Commencing at the C 1/4 corner, said Section, a 5/8 inch diameter rebar alongside a railroad tie being also the TRUE POINT OF BEGINNING:

Thence along mid line, said section and easterly easement limits of "Tobacco Valley View Road", S00°13'37"W, 233.37 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S89°32'42"W, 30.00 feet to the centerline of said easement, an unmarked point; thence continue westerly along said line, a distance of 30.00 feet to the westerly limits of said easement, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; thence continue westerly along said line, a distance of 466.31 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N28°20'32"W, 265.87 feet to the C-E-W 1/64th corner, a 5/8 inch diameter rebar, plastic cap marked KED, 4975S; Thence along 1/16th line, N89°41'20"E, 326.72 feet to a 1/256 corner, a 5/8 inch diameter rebar with plastic cap marked Hughes, 7322LS; thence northerly along a subdivision line, N00°10'26"E, 659.12 feet to a 1/256 corner, a 5/8 inch diameter rebar with plastic cap marked Hughes, 7322LS within the "Pinkham Creek County Road" limits; thence easterly along a subdivision line, N89°41'08"E, 229.50 feet to an unmarked point and the westerly easement limits of "Eureka-Fortine County Road", a 60 foot wide easement strip; thence continue easterly along said line, 30.87 feet to the centerline of said road, an unmarked point; thence along said road centerline, S14°22'35"E, 264.42 feet to an unmarked point; thence southerly along the section centerline, S00°20'00"W, 118.69 feet to the westerly limits of said road, a 5/8 inch diameter rebar with plastic cap marked KED, 4975S; thence southerly along said section centerline and easterly limits of "Tobacco Valley View Road", S00°07'24"W, 283.94 feet to the True Point of Beginning, containing 7.916 acres. Subject to and together with all appurtenant easements of record.

LEGAL DESCRIPTION "REMAINDER"

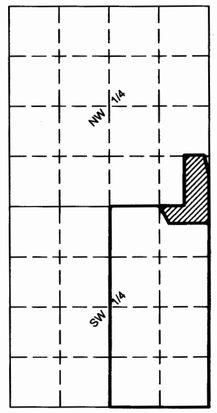
An irregular tract of land, lying southerly from Eureka, Montana, Lincoln County and lying in the E1/2 SW1/4, Section 23, T36N, R27W, PM, MT, and more particularly described as follows:

Commencing at the C 1/4 Corner of said section, a 5/8 inch diameter rebar alongside a railroad tie; Thence along section mid line, S00°13'37"W, 233.37 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS to the POINT OF BEGINNING; Thence continue southerly along said line, a distance of 2,426.20 feet to the quarter corner between sections 23 and 26, a 2 1/2 inch diameter iron pipe with brass cap marked BLM; Thence along said section line, N89°44'12"W, 1,304.73 feet to the W 1/16th corner between said sections, a 5/8 inch diameter rebar, plastic cap marked KED, 4975S; Thence along 1/16th line, N00°11'14"E, 2,646.50 feet to the C-W 1/16th corner, a an iron pipe with 2 inch diameter brass cap; Thence along 1/16th line, N89°41'30"E, 653.18 feet to the C-E-W 1/64th corner, a 5/8 inch diameter rebar, plastic cap marked KED, 4975S; Thence along "New Boundary", S28°20'32"E, 265.87 feet to a a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along "New Boundary", N89°32'42"E, 466.31 feet, intersecting the westerly limits of "Tobacco Valley View Road", a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; thence continue easterly along said line, a distance of 30.00 feet to the centerline of said road, an unmarked point; thence continue easterly along said line, a distance of 30.00 feet to the easterly limits of said road and the POINT OF BEGINNING, containing 76.350 acres. Subject to and together with all appurtenant easements of record.

LEGEND

- A 5/8 INCH DIAMETER REBAR, PLASTIC CAP MARKED KED, 4975S
- A 5/8 INCH DIAMETER REBAR, PLASTIC CAP MARKED MARQUARDT, 7328LS
- A 5/8 INCH DIAMETER REBAR ALONGSIDE A RAILROAD TIE
- A 5/8 INCH DIAMETER REBAR WITH PLASTIC CAP MARKED HUGHES, 7322LS
- AN UNMARKED POINT
- A 2 1/2 INCH DIAMETER IRON PIPE WITH BRASS CAP MARKED BLM
- AN IRON PIPE WITH 2 INCH DIAMETER BRASS CAP
- PARCEL BOUNDARY
- ROAD CENTERLINE AND PARCEL BOUNDARY
- EASEMENT CENTERLINE
- ROAD AND UTILITY EASEMENT LIMITS
- DIMENSION LINE
- SUBDIVISION LINE
- OLD BOUNDARY LINE
- [ ] RECORD PER COS 1
- < > RECORD PER COS 1480
- ( ) RECORD PER COS 2735
- { } RECORD PER COS 3590 RB

VICINITY DIAGRAM



W1/2, Section 23

GRAPHIC SCALE

100 0 50 100 200 400

(IN FEET)
1 inch = 100 ft.

KSI
KOOTENAI SURVEYORS INC.
P.O. BOX 393
LIBBY, MT 59923
(406)293-4354

PURPOSE OF SURVEY AND OWNER'S EXEMPTION CERTIFICATION

I, Edwin J. Clinton, Manager of EPM Investments, LLC, record owners, hereby certify that the purpose of this survey and division of land is to relocate common boundary between record parcels and is therefore exempt from review as a subdivision, pursuant to MCA 76-3-207(1)(a): divisions made outside of a platted subdivision for the purpose of relocating common boundary lines between adjoining properties. We further certify that Parcel "B-2" is exempt from review by the Department of Environmental Quality pursuant to ARM 17.36.605 Exclusions 2(a): a parcel that has no existing facilities for water supply, wastewater disposal, and solid waste disposal, if no new facilities will be constructed on the parcel.

Edwin J. Clinton, Manager of EPM Investments, LLC — Date 1-7-07

ACKNOWLEDGMENT

The foregoing Exemption 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 7 day of January 2007. In witness whereof, I have hereunto set I have hereunto set my hand and affixed my notarial seal.

Notary Public for the State of Montana

residing in: Eureka My Commission expires: April 26, 2008

CHARITY L. WALDO NOTARIAL SEAL STATE OF MONTANA

METHOD OF SURVEY

A total station with data collector with closed traverse procedures was used to tie previously set controlling monuments by Kelly Rooney, January 2006.

HISTORY OF SURVEY

1973, COS No. 1, Aliquot Subdivision of Section 23, Sorenson, 2345ES

1987, COS No. 1480, Adjoining Parcel B, Marquardt, 2989ES

1991, COS No. 1845-A, Adjoining Parcel, Marquardt, 2989ES

1998, COS No. 2735, Retracement of E1/2 NW1/4, Davis, 4975S

2006, COS No. 3522, Retracement of SE1/4 NW1/4, Hughes, 7322LS

2006, COS No. 3590 RB, Boundary Line adjustment, Hughes, 7322LS

BASIS OF BEARING

The basis of bearing for this survey is N00°20'00"E, as shown on COS No. 2735, between a 5/8 inch diameter rebar with plastic cap marked KED and a 5/8 inch diameter rebar with plastic cap marked Marquardt.

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 Certificate of Survey has been prepared under my supervision and in accordance with the Montana Code Annotated, Sections 76-3-101 through 76-3-625, and the Lincoln County Regulations adopted pursuant thereto.

Alvah F. Hughes, 7322LS 01/15/2007
Alvah F. Hughes, PLS, 7322LS — Date

MONTANA ALVAH F. HUGHES 7322 LS PROFESSIONAL LAND SURVEYOR

EXAMINING LAND SURVEYOR'S CERTIFICATION:

Approved this 5 day of Jan 2007

Examining Land Surveyor 14231 PLS

COUNTY TREASURER'S CERTIFICATION

I hereby certify, pursuant to Section 76-3-611(1)(b) [illegible], that all real property taxes and special assessments assessed and levied [illegible] parcel shown hereon are paid.

Nancy Trotter Sutton 1/18/07
Lincoln County Treasurer, Lincoln County, Montana — Date

CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 18th day of January 2007, A.D. at 3:15 o'clock

County Clerk Recorder by Robin A. Robinson Deputy

CERTIFICATE OF SURVEY NO. 3636 RB Doc # 200438