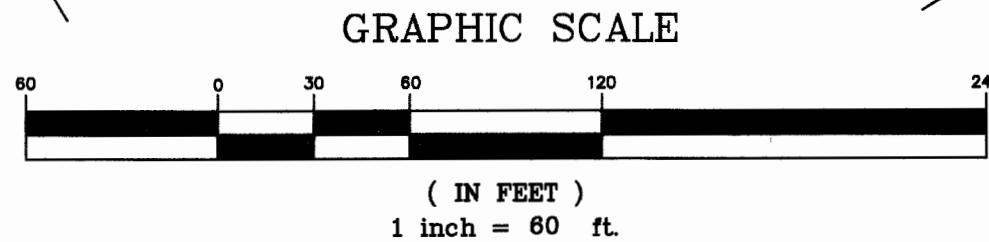


**"BOUNDARY LINE ADJUSTMENT"**

GOV'T LOT 4, SECTION 36, T.31N., R.31W., P.M.,MT.

LINCOLN COUNTY, MONTANA

FOR: TUNGSTEN HOLDINGS INC.      DATE: OCTOBER 2009



# AMENDED PLAT

## "BOUNDARY LINE ADJUSTMENT"

"TRACT 19 PLAT 868, TRACTS 20 - 22 PLAT 869 AND TRACT 23 PLAT 870, COLLINSON'S TRACTS"

GOV'T LOT 4, SECTION 36, T.31N., R.31W., P.M.,MT.

LINCOLN COUNTY, MONTANA

FOR: TUNGSTEN HOLDINGS INC.

DATE: OCTOBER 2009

### HISTORY OF SURVEYS

1893, Original GLO Plat and Survey, Daniel P. Mumbrue  
1958, Plat No. 492, Tract 2, Collinson's Tracts, Miller, 402S  
1959, Plat No. 547, Tract 3, Collinson's Tracts, Miller, 402S  
1959, Plat No. 581, Tracts 5 thru 9, Collinson's Tracts, Miller, 402S  
1960, Plat No. 852, Tracts 14, 15, & 16, Collinson's Tracts, Miller, 402S  
1961, Plat No. 745, Tracts 11 & 12, Collinson's Tracts, Miller, 402S  
1962, Plat No. 752, Tract 13, Collinson's Tracts, Miller, 402S  
1962, Plat No. 832, Tract 10, Collinson's Tracts, Miller, 402S  
1963, Plats No. 868, 869 & 870, Tracts 17 through 25, Collinson's Tracts, J. B. Reynolds, 1807S  
1976, COS No. 516, creates a parcel in Gov't. Lot 3, Lauteren, 4232S  
1978, COS No. 561, creates a parcel in Section 25, Lauteren, 4232S  
1978, COS No. 1118, Aliquot Subdivision of Section 25 & Govt. Lots Section 36, Lauteren, 4232S  
2004, Plat No. 6569, Amended Plat of Collinson's Tracts, Hughes, 7322LS  
2006, Plat No. 6737, Mack Road Subdivision, Section 25, Hughes, 7322LS  
2009, Plat No. 7003, Amended Plat of Collinson's Tracts, Hughes, 7322LS

### LEGAL DESCRIPTION: "PARCEL A"

An irregular tract of land northeasterly from Libby, Montana, Lincoln County, within portions of "Collinson's Tract Subdivision" and lying in Government Lot 4, Section 36, T31N, R31W, P.M.MT, and more particularly described as follows: Commencing at the Section Corner of Sections 25, 26, 35, and 36 said Township and Range, Thence along the Section Line of sections 25 and 36, S89°45'26"E, 650.40 feet; Thence S26°21'30"E, 156.72 feet; Thence S59°06'09"W, 183.05 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence along the southerly boundary of a strip of land, Plat No. 868, N89°48'54"W, 56.99 feet to an unmarked computed point; Thence N14°35'56"E, 51.71 feet to the northerly boundary of said strip of land an unmarked computed point; Thence along said northerly boundary, S89°48'54"E, 70.70 feet to the easterly boundary of said strip, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said easterly boundary, S00°46'10"W, 50.00 feet to the TRUE POINT OF BEGINNING, containing 0.073 acres.  
Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: "PARCEL B"

An irregular tract of land northeasterly from Libby, Montana, Lincoln County, within portions of "Collinson's Tract Subdivision" and lying in Government Lot 4, Section 36, T31N, R31W, P.M.MT, and more particularly described as follows: Commencing at the Section Corner of Sections 25, 26, 35, and 36 said Township and Range, Thence along the Section Line of sections 25 and 36, S89°45'26"E, 650.40 feet; Thence S26°21'30"E, 156.72 feet; Thence S59°06'09"W, 183.05 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence along the northwesterly boundary of Tract 11, Plat No. 745, S59°06'09"W, 57.41 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N14°35'56"E, 30.65 feet to the southerly boundary of a strip of land, Plat No. 868, an unmarked computed point; Thence along said southerly boundary, S89°48'54"E, 56.99 feet to the TRUE POINT OF BEGINNING, containing 0.019 acres.  
Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: "PARCEL C"

An irregular tract of land northeasterly from Libby, Montana, Lincoln County, within portions of "Collinson's Tract Subdivision" and lying in Government Lot 4, Section 36, T31N, R31W, P.M.MT, and more particularly described as follows: Commencing at the Section Corner of Sections 25, 26, 35, and 36 said Township and Range, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section Line of sections 25 and 36, S89°45'26"E, 222.34 feet; Thence S00°21'25"W, 185.13 feet; Thence S00°21'24"W, 50.00 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence along the southerly boundary of a strip of land, Plat No. 868, S89°48'54"E, 285.04 feet to an unmarked computed point; Thence S14°35'56"E, 30.65 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the northwesterly boundary of Tract 12, Plat No. 745, S59°06'09"W, 120.23 feet to an unmarked computed point; Thence along the northwesterly boundary of Tract 13, Plat No. 752, S59°06'09"W, 120.23 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the southwesterly boundary of Parcel, Book 33, Page 886, N31°24'17"W, 160.85 feet to a Witness Corner, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N31°24'17"W, 5.00 feet to the corner witnessed an unmarked computed point; Thence N00°02'16"W, 12.51 feet to the TRUE POINT OF BEGINNING, containing 0.597 acres.  
Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: "PARCEL D"

An irregular tract of land northeasterly from Libby, Montana, Lincoln County, within portions of "Collinson's Tract Subdivision" and lying in Government Lot 4, Section 36, T31N, R31W, P.M.MT, and more particularly described as follows: Commencing at the Section Corner of Sections 25, 26, 35, and 36 said Township and Range, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section Line of sections 25 and 36, S89°45'26"E, 222.34 feet; Thence S00°21'25"W, 185.13 feet; Thence S00°21'24"W, 50.00 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence Thence N00°21'24"E, 50.00 feet to the northerly boundary of a strip of land, Plat No. 868, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said boundary, S89°48'54"E, 110.74 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said boundary, S89°48'54"E, 110.74 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said boundary, S89°48'54"E, 50.22 feet to an unmarked computed point; Thence S14°35'56"E, 51.71 feet to the southerly boundary of a strip of land, Plat No. 868, an unmarked computed point; Thence along said boundary, N89°48'54"W, 285.04 feet to the TRUE POINT OF BEGINNING, containing 0.320 acres.  
Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: "PARCEL E"

An irregular tract of land northeasterly from Libby, Montana, Lincoln County, within portions of "Collinson's Tract Subdivision" and lying in Government Lot 4, Section 36, T31N, R31W, P.M.MT, and more particularly described as follows: Commencing at the Section Corner of Sections 25, 26, 35, and 36 said Township and Range, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section Line of sections 25 and 36, S89°45'26"E, 444.68 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence S14°35'56"E, 191.24 feet to an unmarked computed point; Thence N89°48'54"W, 50.22 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N00°37'25"E, 184.91 feet to the TRUE POINT OF BEGINNING, containing 0.107 acres.  
Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: "PARCEL F"

An irregular tract of land northeasterly from Libby, Montana, Lincoln County, within portions of "Collinson's Tract Subdivision" and lying in Government Lot 4, Section 36, T31N, R31W, P.M.MT, and more particularly described as follows: Commencing at the Section Corner of Sections 25, 26, 35, and 36 said Township and Range, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section Line of sections 25 and 36, S89°45'26"E, 222.34 feet; Thence S00°21'25"W, 185.13 feet; Thence S00°21'24"W, 50.00 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence along the southerly boundary of a strip of land, Plat No. 868, N89°48'54"W, 110.62 feet to an unmarked computed point; Thence along said boundary, N89°48'54"W, 110.63 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N00°05'28"E, 50.00 feet to the northerly boundary of a strip of land, Plat No. 868, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said strip boundary, S89°48'54"E, 110.74 feet to an unmarked computed point; Thence along said boundary, S89°48'54"E, 110.74 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence S00°21'24"W, 50.00 feet to the TRUE POINT OF BEGINNING, containing 0.254 acres.  
Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: "TRACT 20B"

An irregular tract of land northeasterly from Libby, Montana, Lincoln County, within portions of "Collinson's Tract Subdivision" and lying in Government Lot 4, Section 36, T31N, R31W, P.M.MT, and more particularly described as follows: Commencing at the Section Corner of Sections 25, 26, 35, and 36 said Township and Range, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section Line of sections 25 and 36, S89°45'26"E, 444.68 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence S14°35'56"E, 191.24 feet to the northerly boundary of a strip of land, Plat No. 868, an unmarked computed point; Thence, S14°35'56"E, 51.71 feet to the southerly boundary of said strip of land, an unmarked computed point; Thence, S14°35'56"E, 30.65 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the northwesterly boundary of Tract 12, Plat No. 745, S59°06'09"W, 120.23 feet to an unmarked computed point; Thence along the northwesterly boundary of Tract 13, Plat No. 752, S59°06'09"W, 120.23 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N31°24'17"W, 160.85 feet to a Witness Corner, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N31°24'17"W, 5.00 feet to the corner witnessed an unmarked computed point; Thence N00°02'16"W, 12.51 feet to the southerly boundary of a strip of land, Plat No. 868, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N00°21'24"E, 50.00 feet to the northerly boundary of said strip of land, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the easterly boundary of Tract 18 Plat No. 868, N00°21'25"E, 185.13 feet to the Section Line of sections 25 and 36 said Township and Range, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said Section Line, S89°45'26"E, 111.17 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said line, S89°45'26"E, 111.17 feet to the TRUE POINT OF BEGINNING, containing 1.965 acres.  
Subject to and together with all appurtenant easements of record.

### LEGAL DESCRIPTION: "TRACT 22B"

An irregular tract of land northeasterly from Libby, Montana, Lincoln County, within portions of "Collinson's Tract Subdivision" and lying in Government Lot 4, Section 36, T31N, R31W, P.M.MT, and more particularly described as follows: Commencing at the Section Corner of Sections 25, 26, 35, and 36 said Township and Range, a 2 1/2 inch diameter iron pipe with 3 1/4 inch diameter BLM brass cap; Thence along the Section Line of sections 25 and 36, S89°45'26"E, 444.68 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS and being the TRUE POINT OF BEGINNING;

Thence along the Section Line of sections 25 and 36, S89°45'26"E, 121.38 feet to an unmarked computed point; Thence along said Section Line, S89°45'26"E, 71.56 feet to an unmarked computed point; Thence along said Section Line, S89°45'26"E, 12.78 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along the southwesterly boundary of Tract 3A, Plat No. 7003, S26°21'30"E, 156.72 feet to a 1 1/2 inch diameter iron pipe; Thence along the northwesterly boundary of Tract 10, Plat No. 832, S59°06'09"W, 120.23 feet to an unmarked computed point; Thence along northwesterly boundary of Tract 11, Plat No. 745, S59°06'09"W, 62.82 feet to the southerly boundary of a strip of land, Plat No. 868, a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence along said tract boundary, S59°06'09"W, 57.41 feet to a 5/8 inch diameter rebar with plastic cap marked HUGHES, 7322LS; Thence N14°35'56"W, 30.65 feet to the southerly boundary of a strip of land, Plat No. 868, an unmarked computed point; Thence N14°35'56"W, 51.71 feet to the northerly boundary of said strip of land, an unmarked computed point; Thence N14°35'56"W, 191.24 feet to the TRUE POINT OF BEGINNING, containing 1.056 acres.  
Subject to and together with all appurtenant easements of record.

### PURPOSE OF SURVEY AND OWNER'S EXEMPTION CERTIFICATION

I, Jay Dinning, Treasurer of Tungsten Holdings Inc, record owners, hereby certify that the purpose of survey and division of land is to relocate a common boundary between record parcels and is therefore exempt from subdivision review pursuant to MCA 76-3-207(1)(d): divisions made "for five or fewer lots within a platted subdivision, relocation of common boundaries and the aggregation of lots." We further certify that Tracts 20B, 22B and Parcel "F" are exempt from review by the Department of Environmental Quality pursuant to ARM 17.36.605 Exclusions 2(b): "A parcel that has no existing facilities for water supply, wastewater disposal, and solid waste disposal other than those that were previously approved by the reviewing authority or that were exempt from such review because (i) no new facilities will be constructed on the parcel and (ii) the division of land will not cause approved facilities to violate any conditions of approval, and will not cause exempt facilities to violate any condition of exemption."

*Jay Dinning* Tres 11/6/2009  
Jay Dinning, Treasurer Tungsten Holdings Inc. Date

### ACKNOWLEDGMENT

The foregoing Exemptions were subscribed and acknowledged before me

a Notary Public for the State of Montana

County of Lincoln, by the above named person(s), on this 4th

day of November, 2009. In witness whereof, I have hereunto set my hand and affixed my notarial seal.

*Bonnie L. Sew*, Notary Public for the State of Montana  
residing in: Libby, MT My Commission expires: 3-5-11

### METHOD OF SURVEY

A total station with data collector with closed traverse procedures was used to tie previously set controlling monuments by Levi Powell, October 2008

### BASIS OF BEARING

The basis of bearing for this survey is S00°09'00"W, as shown on COS No. 1118, between the W 1/16th corner, a 1/2 inch diameter iron pipe, 3 1/4 inch diameter aluminum cap marked USDA, Forest Service, 6296S and a 5/8 inch diameter rebar, plastic cap marked MDL 4232S

### 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 "Amended Plat" 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* PLS 7322LS 11-6-09  
Alvah F. Hughes, PLS, 7322LS Date

### EXAMINING LAND SURVEYOR'S CERTIFICATION

Examined this 4th day of November, 2009, A.D.

*Ronald A. Pearson*  
Lincoln County Examining Land Surveyor, Ronald A. Pearson, PLS, 9008LS

### COUNTY TREASURER'S CERTIFICATION

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

*Nancy Trotter Higgins* By *Connie Vogel* 11-4-09  
Lincoln County Treasurer Date

### CLERK AND RECORDER'S CERTIFICATION

State of Montana, County of Lincoln, filed this 5th day

of November, 2009, at 9:20 o'clock A.M.

*Tommy D. Lewis* by *Jeannie Dennis*  
Lincoln County Clerk & Recorder Deputy

*CS#*  
PLAT NO. 3962 RB Doc# 222683

SHEET 2 OF 2

