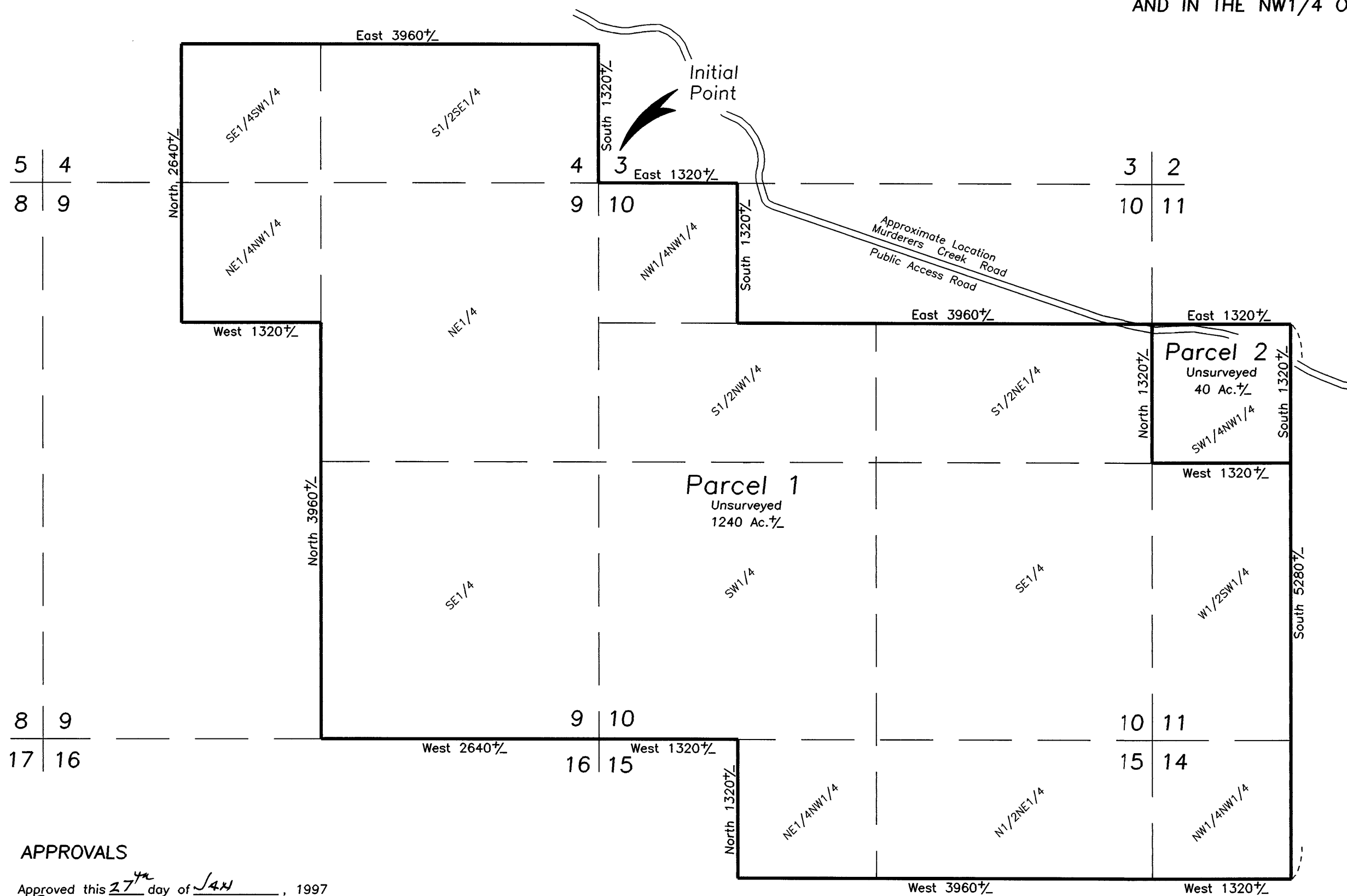


LAND PARTITION PLAT NO. 97-04

SITUATED IN THE SE1/4 AND SW1/4 OF SECTION 4; AND IN THE NE1/4 AND SE1/4 AND NW1/4 OF SECTION 9; AND IN SECTION 10; AND IN THE SW1/4 AND NW1/4 OF SECTION 11; AND IN THE NW1/4 OF SECTION 14; AND IN THE NE1/4 AND NW1/4 OF SECTION 15, T15S, R27E, W.M. GRANT COUNTY, OREGON

January 9, 1997



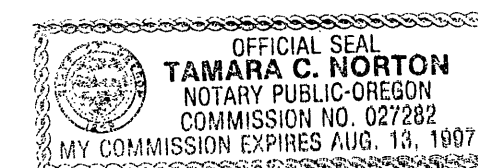
DECLARATION

Know all people by these presents that, Sproul & Sproul, Inc. does hereby declare we are the owners of the lands described in the Surveyor's Certificate, and that we have caused the same to be partitioned into parcels in accordance with the provisions of ORS Chapter 92, as shown hereon.

SAID PARCELS ARE SUBJECT TO THE FOLLOWING:

- (1) Rights of the public in streets, roads and highways.
- (2) Rights of the public and governmental bodies in and to any portion of the premises herein described, now or at any time lying below high water mark of Murderer's Creek, including any ownership rights which may be claimed by the State of Oregon, as to any portion now or at any time below the high water mark.
- (3) Such rights and easements for navigation and fishing as may exist over that portion of the property lying now or at any time beneath the waters of Murderer's Creek.
- (4) Exceptions and reservations, including the terms and provisions thereof, in the following patents from the United States of America, to-wit:
 - (a) Dated Sept. 16, 1924, recorded Jan. 5, 1925 in Book 35, Page 527, affecting the SE1/4SW1/4, S1/2SE1/4 of Section 4; the NE1/4NW1/4 and E1/2 of Section 9; W1/2W1/2 of Section 10, T.15S., R.27E., W.M.
 - (b) Dated Dec. 2, 1926, recorded April 21, 1937 in Book 41, Page 597, affecting the SE1/4NW1/4, E1/2SW1/4, S1/2NE1/4, SE1/4 of Section 10; SW1/4NW1/4, W1/2SW1/4 of Section 11; NW1/4NW1/4 of Section 14; and N1/2NE1/4 and NE1/4NW1/4 of Section 15, T.15S., R.27E., W.M.
 To-wit: "Excepting and reserving, however, to the United States of America all the coal and other minerals in the lands so entered and patented, together with the right to prospect for, mine, and remove the same pursuant to the provisions and limitations of the Act of December 29, 1916 (39 Stat., 862)"
- (5) Offer to Lease and Lease for Oil and Gas, including the terms and provisions thereof, between the United States Department of the Interior, Bureau of Land Management, Lessor, and Murphy Minerals Corporation, Lessee, dated June 12, 1981, recorded July 9, 1982 in Book K, Page 863, Leases and Agreements Records. NOTE: Affects the lands in T.15S., R.27E., W.M. upon which there are patent mineral reservations.
- (6) Notice of Real Estate Option Agreement, including the terms and provisions thereof, between Sproul & Sproul, Inc., an Oregon corporation, owner, and the Rocky Mountain Elk Foundation, Inc. a Montana non-profit corporation, optionee, dated November 26, 1996, recorded December 16, 1996, in the records of Grant County, Oregon, as Instrument No. 962495.
- (7) Cooperative Agreement, including the terms and provisions thereof, between U.S. Department of Interior, Bureau of Land Management, Prineville District and Oregon Department of Fish and Wildlife, Northeast Region, dated February 9, 1993, for public access, unrecorded.

Sally J. Stuerhoff
Sally J. Stuerhoff
Secretary of Sproul & Sproul, Inc.



ACKNOWLEDGEMENT

STATE OF OREGON
COUNTY OF Multnomah

This instrument was acknowledged before me on this 30th day of January, 1997, by Sally J. Stuerhoff, Secretary of Sproul & Sproul, Inc., an Oregon corporation.

Tamara C. Norton
Notary Public of Oregon
My commission expires: 8-13-97

APPROVALS

Approved this 27th day of Jan, 1997
Robert D. Sargent
Grant County Surveyor

Approved this 18th day of February, 1997
B. J. Carpenter
Grant County Planning Commission

All ad valorem and special assessments due pursuant to law have been assessed and collected.
Sam L. Suster
Grant County Assessor and Tax Collector
Date: 02-18-97

I do hereby certify that this plat was received on the 16th day of February, 1997 at 1:00 o'clock P.M., and recorded as Land Partition Plat No. 97-04 Grant County Records.
Sally M. Linnam
Grant County Clerk

I do hereby certify that this is a true and exact copy of Land Partition No. 97-04
Sally M. Linnam
Grant County Clerk

I do hereby certify that this is a true and exact copy of Land Partition No. 97-04
Jack L. Watson
Jack L. Watson, PLS

SURVEYOR'S CERTIFICATE

I, Jack L. Watson, Professional Land Surveyor, registered in the State of Oregon, hereby certify that I have correctly mapped the land shown on this Land Partition and that these Parcels were not surveyed during this partition process. This partition is described as follows:

In T15S, R27E, W.M., Grant County, Oregon:

Section 4: S1/2SE1/4; SE1/4SW1/4.

Section 9: NE1/4; SE1/4; NE1/4NW1/4.

Section 10: S1/2NE1/4; SE1/4; SW1/4; S1/2NW1/4; NW1/4NW1/4.

Section 11: W1/2SW1/4; SW1/4NW1/4.

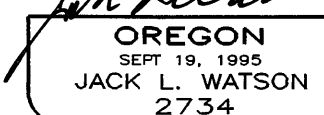
Section 14: NW1/4NW1/4.

Section 15: N1/2NE1/4; NE1/4NW1/4.

I designate the NE corner of Section 9, T15S, R27E to be the Initial Point of this Land Partition. This partition contains 1280 acres, more or less.

Cornerstone Surveying, Inc.
233 S. Canyon Blvd.
John Day, Or. 97845

(541) 575-1813



Renewal Date 6/30/98

RECEIVED AND
FILED

FEB 24 1997

OFFICE OF COUNTY SURVEYOR
Attest: *John L. Watson*