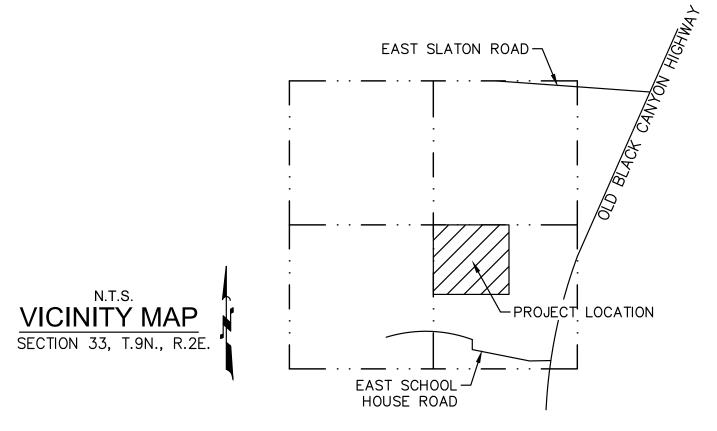
**APPROVED** By chomuth at 12:13 pm, Feb 16, 2023

# ALTA/ACSM LAND TITLE SURVEY KAY MINE USA

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 9 NORTH, RANGE 2E, OF THE GILA AND SALT RIVER BASE AND MERIDIAN YAVAPAI COUNTY, STATE



### TITLE REFERENCE

THIS SURVEY IS BASED UPON THE COMMITMENT FOR TITLE INSURANCE PREPARED BY FIDELITY NATIONAL TITLE INSURANCE COMPANY, ORDER NO. Z2244271-001-MLG-MB2 DATED AUGUST 31, 2022 AT 7:30 AM, AMENDMENT NO. 1, AMENDMENT DATE: SEPTEMBER 12, 2022

ATWELL LLC HAS RELIED SOLELY UPON THE INFORMATION CONTAINED WITHIN THE COMMITMENT OF TITLE REPORT AND SCHEDULE B DOCUMENTS PROVIDED BY FIDELITY NATIONAL TITLE INSURANCE COMPANY AS LISTED HEREON. ATWELL LLC AND JAMES G. SPRING (PLS) MAKE NO STATEMENT AS TO THE ACCURACY OR COMPLETENESS OF THE SUBJECT REPORT.

## LEGAL DESCRIPTION

THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 9 NORTH, RANGE 2 EAST, GILA AND SALT RIVER BASE AND MERIDIAN, YAVAPAI COUNTY, ARIZONA.

## SCHEDULE B DOCUMENTS

- PROPERTY TAXES, WHICH ARE A LIEN PAYABLE NOT DELINQUENT, INCLUDING ANY ASSESSMENTS COLLECTED WITH TAXES TO BE LEVIED FOR THE YEAR 2022, IF ANY.
- WATER RIGHTS, CLAIMS OR TITLE TO WATER, WHETHER OR NOT DISCLOSED BY THE PUBLIC RECORDS.
- RESERVATIONS, EXCEPTIONS AND PROVISIONS CONTAINED IN THE PATENT AND IN THE ACTS AUTHORIZING THE ISSUANCE THEREOF.
- LIABILITIES AND OBLIGATIONS IMPOSED UPON SAID LAND BY ITS INCLUSION WITHIN ANY DISTRICT FORMED PURSUANT TO TITLE 48, ARIZONA REVISED STATUTES.
- NOTWITHSTANDING THE INSURING CLAUSES OF THE POLICY, THE COMPANY DOES NOT INSURE AGAINST LOSS OR DAMAGE BY REASON OF A LACK OF A RIGHT OF ACCESS TO AND FROM THE
- THE EFFECT OF ANY FAILURE TO COMPLY WITH THE TERMS, COVENANTS, CONDITIONS AND PROVISIONS OF THE LEASE DESCRIBED OR REFERRED TO IN SCHEDULE A.
- ANY RIGHTS OF THE PARTIES IN POSSESSION OF A PORTION OF, OR ALL OF, SAID LAND, WHICH RIGHTS ARE NOT DISCLOSED BY THE PUBLIC RECORDS.
- 8. MATTERS WHICH MAY BE DISCLOSED BY AN INSPECTION AND/OR BY A CORRECT ALTA/NSPS LAND TITLE SURVEY OF SAID LAND THAT IS SATISFACTORY TO THE COMPANY, AND/OR BY INQUIRY OF THE PARTIES IN POSSESSION THEREOF.

## 2021 ALTA/NSPS STANDARD TABLE "A" ITEMS

- MONUMENTS HAVE BEEN PLACED (OR A REFERENCE MONUMENT OR WITNESS TO THE CORNER) AT ALL MAJOR CORNERS OF THE BOUNDARY OF THE SURVEYED PROPERTY, UNLESS ALREADY MARKED OR RÉFERENCED BY EXISTING MONUMENTS OR WITNESSES IN CLOSE PROXIMITY TO THE CORNER.
- 2. THE ADDRESS OF THE SURVEYED PROPERTY WAS NOT DISCLOSED IN DOCUMENTS PROVIDED TO OR OBTAINED BY THE SURVEYOR, OR OBSERVED WHILE CONDUCTING THE FIELDWORK.
- SUBJECT PROPERTY LIES IN ZONE "X AND AE" PER FEMA FLOOD INSURANCE RATE MAP 04025C3608H NUMBER 04009, COMMUNITY YAVAPAI COUNTY, NUMBER 040093, PANEL 3608 SUFFIX H, EFFECTIVE DATE OCTOBER 16, 2014 AND PANEL 3608 SUFFIX H, EFFECTIVE DATE OCTOBER 16, 2014.
- X ZONE X IS THE AREA DETERMINED TO BE OUTSIDE THE 500-YEAR FLOOD AND PROTECTED BY LEVEE
- AE THE BASE FLOODPLAIN WHERE BASE FLOOD ELEVATIONS ARE PROVIDED. AE ZONES ARE NOW USED ON NEW FORMAT FIRMS INSTEAD OF A1-A30 ZONES
- 4. GROSS LAND AREA = 39.79 AC $\pm$  OR 1,733,222 SQ.FT. $\pm$
- 8. SUBSTANTIAL FEATURES OBSERVED IN THE PROCESS OF CONDUCTING THE FIELDWORK.
- 11. EVIDENCE OF UNDERGROUND UTILITIES EXISTING ON OR SERVING THE SURVEYED PROPERTY. (SHOWN HEREON)

## **GENERAL NOTES**

- THIS SURVEY REFLECTS ABOVE GROUND INDICATIONS OF UTILITIES. THE SURVEYOR MAKES NO GUARANTEE THAT ALL OF THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL IN THE AREA. EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE LOCATION INDICATED, ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM THE INFORMATION PROVIDED. THE SURVEYOR HAS NOT PHYSICALLY LOCATED UNDERGROUND UTILITIES.
- DECLARATION IS MADE TO THE ORIGINAL PURCHASER OF SURVEY, AND TO THOSE PARTIES LISTED IN THE SURVEYORS CERTIFICATION.
- 3. THIS SURVEY IS VALID ONLY WHEN BEARING THE SEAL AND SIGNATURE OF SURVEYOR.
- 4. THIS SURVEY IS BASED ON FIELD WORK PERFORMED BY ATWELL DURING THE MONTH OF MAY, 2022. SITE CONDITIONS THAT MAY HAVE CHANGED SUBSEQUENT TO FIELD WORK WILL NOT BE REFLECTED HEREON.
- 5. BEARINGS, DISTANCES AND CURVATURE DATA SHOWN HEREON ARE MEASURED VALUES UNLESS SPECIFIED

### BASIS OF BEARING

BASIS OF BEARING IS ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 9 NORTH, RANGE 2E BEING NO0°04'52"E WITH A DISTANCE OF 2631.18 FEET.

## SURVEYOR'S CERTIFICATION:

- 1. KAY MINE USA CORP., AN ARIZONA CORPORATION
- 2. STATE OF ARIZONA BY AND THROUGH THE ARIZONA STATE LAND DEPARTMENT
- 3. FIDELITY NATIONAL TITLE INSURANCE COMPANY

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2021 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 2, 3, 4, 8, AND 11(A). OF TABLE A THEREOF. THE FIELDWORK WAS COMPLETED ON MAY 11TH, 2022.

DATE OF MAP: FEBRUARY 15, 2023

JAMES G. SPRING, PLS 22282 4700 E. SOUTHERN AVE MESA, AZ 85206



## NOTE:

A.R.S. § 32-151 STATES THAT THE USE OF THE WORD "CERTIFY" OR "CERTIFICATION" BY A PERSON OR FIRM THAT IS REGISTERED OR CERTIFIED BY THE BOARD IS AN EXPRESSION OF PROFESSIONAL OPINION REGARDING FACTS OR FINDINGS THAT ARE SUBJECT OF THE CERTIFICATION AND DOES NOT CONSTITUTE AN EXPRESS OR IMPLIED WARRANTY OR GUARANTEE.

SEPTEMBER 2022

11-30-2022 12-05-2022 12-19-2022 02-15-2023

REVISIONS:

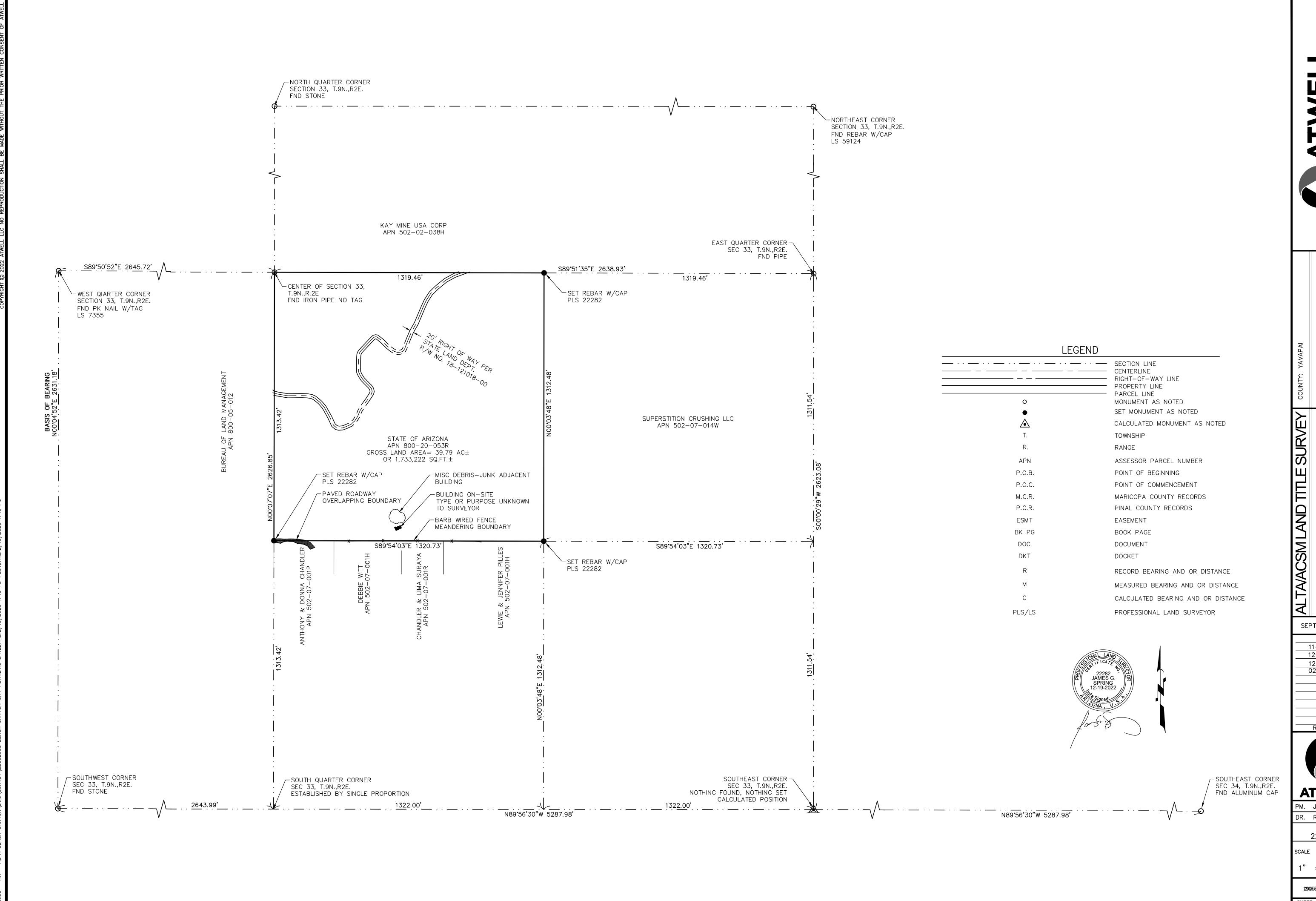
**ATWELL** 

PM. J. SPRING DR. R. GILES JOB NO. 22002635

N.T.S.

22002635 BLACK CANYON CITY ALTA.DWG

1 OF 2



866.850.4200 www.atwell-group.com

SMLAND TITLE SURVEY

SECTION: 33

KAY MINE USA

YAVAPAI COUNTY, ARIZONA

RANGE: 2 EAST

SEPTEMBER 2022

11-30-2022 12-05-2022 12-19-2022 02-15-2023

DEVICIONS.

REVISIONS:

ATWELL

PM. J. SPRING
DR. R. GILES
JOB NO.

22002635 SCALE 0 100

1" = 200 FEET

22002635 BLACK CANYON CITY ALTADWG

SHEET

2 OF 2