

PARTIAL VACATION, RELEASE AND WAIVER OF ALL COVENANTS, CONDITIONS  
AND RESTRICTIONS

THIS DECLARATION made this 26<sup>th</sup> day of March, 2009, by the North Sheridan Land Company, LLC, a Wyoming limited liability company of 237 North Main Street, Ste. 200, Sheridan, WY 82801 ("Declarant").

WITNESSETH:

WHEREAS, Declarant is the sole owner of certain real property in Sheridan, Wyoming, which is more particularly described in Exhibit 1 attached hereto and expressly incorporated herein by reference.

WHEREAS, Declarant desires to expressly vacate, release and waive all Covenants, Conditions and Restrictions dated March 3, 1997 and recorded March 11, 1997 in Book 385 of Deeds, Pages 80 to 83 as those Covenants, Conditions and Restrictions were expressly amended by the Amended Covenants, Conditions and Restrictions dated January 25, 1999 and recorded January 26, 1999 in Book 402 of Deeds, Pages 186 and 187 that presently run with and affect only the lands expressly described in the attached Exhibit 1.

NOW THEREFORE, Declarant hereby expressly vacates, releases and waives all Covenants, Conditions and Restrictions dated March 3, 1997 and recorded March 11, 1997 in Book 385 of Deeds, Pages 80 to 83 as those Covenants, Conditions and Restrictions were expressly amended by the Amended Covenants, Conditions and Restrictions dated January 25, 1999 and recorded January 26, 1999 in Book 402 of Deeds, Pages 186 and 187 that presently run with and affect only the specific lands expressly described in the attached Exhibit 1.

IN WITNESS WHEREOF, the Declarants have executed this PARTIAL VACATION,  
RELEASE AND WAIVER OF ALL COVENANTS, CONDITIONS AND RESTRICTIONS  
this 26<sup>th</sup> day of March, 2009.

Declarants: North Sheridan Land Co., LLC

By:

JS  
Manager and Authorized Agent

ACKNOWLEDGEMENT

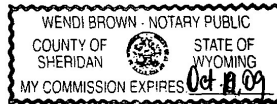
STATE OF WYOMING     )  
                                      ) ss.  
County of Sheridan     )

The foregoing instrument was acknowledged before me this 26<sup>th</sup> day of March, 2009,  
by Jason Spielman, Manager, North Sheridan Land Co., LLC.

WITNESS my hand and official seal.

Wendi Brown  
Notary Public

My commission expires: Oct. 10, 2009



---

# EXHIBIT 1



ARCHITECTS • ENGINEERS • SURVEYORS  
WWW.CENTENNIALCONNECT.COM

## CERTIFIED LEGAL DESCRIPTION

A TRACT OF LAND LOCATED IN THE SOUTH  $\frac{1}{2}$ , SECTION 26, A PART OF S1/2S1/2 SECTION 27, A PART OF N1/2, NE1/4SE1/4 SECTION 34, N1/2, A PART OF N1/2S1/2 SECTION 35, TOWNSHIP 57 NORTH, RANGE 84 WEST, 6<sup>TH</sup> PRINCIPAL MERIDIAN, SHERIDAN, WYOMING AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** on the East  $\frac{1}{4}$  Corner of said Section 27;  
Thence with the North line of the Southwest  $\frac{1}{4}$ , Section 26 North 89°44'25" East, 137.75 feet;  
Thence leaving said North line South 06°41'00" West, 326.77 feet;  
Thence South 65°35'54" East, 179.11 feet;  
Thence South 79°07'05" East, 253.65 feet;  
Thence South 62°22'46" East, 726.78 feet;  
Thence South 30°49'21" East, 497.11 feet;  
Thence South 66°40'41" East, 219.09 feet;  
Thence South 01°32'24" East, 685.47 feet;  
Thence South 52°54'33" East, 614.83 feet;  
Thence North 38°34'12" East, 1477.16 feet to a point on the West Right of Way of Chinook Drive;  
Thence with said Right of Way with a curve to the left with an arc length of 43.92 feet, a radius of 330.00 feet, a chord bearing of South 42°25'54" East, a chord length of 43.89 feet, a delta angle of 7°37'34" ;  
Thence continuing with said Right of Way South 46°14'41" East, 173.67 feet;  
Thence leaving said Right of Way South 32°56'30" West, 668.74 feet;  
Thence South 34°19'57" East, 693.06 feet;  
Thence South 04°48'07" West, 651.42 feet;  
Thence South 55°57'39" East, 751.80 feet;  
Thence South 55°22'01" East, 740.99 feet;  
Thence South 63°10'14" East, 290.65 feet;  
Thence South 54°09'19" East, 913.97 feet;  
Thence South 00°57'23" East, 116.01 feet;  
Thence North 46°19'17" West, 209.22 feet;  
Thence North 57°52'08" West, 892.16 feet;  
Thence North 53°52'07" West, 479.52 feet;  
Thence South 58°10'51" West, 650.32 feet;  
Thence SOUTH 277.61 feet;  
Thence South 50°27'22" West, 604.65 feet;  
Thence SOUTH 848.19 feet to a point on the North Right of Way of Beatty Gulch County Road (CR No. 1231);  
Thence with said Right of Way South 86°22'04" West, 2174.84 feet;  
Thence South 84°44'46" West, 456.42 feet;  
Thence with a curve to the right with an arc length of 80.68 feet, a radius of 220.00 feet, a chord bearing of North 84°44'51" West, a chord length of 80.23 feet, a delta angle of 21°00'46" ;  
Thence North 74°14'29" West, 669.19 feet;  
Thence with a curve to the right with an arc length of 74.03 feet, a radius of 228.20 feet, a chord bearing of North 64°56'54" West, a chord length of 73.70 feet, a delta angle of 18°35'10" ;  
Thence North 55°39'19" West, 553.47 feet;  
Thence with a curve to the right with an arc length of 78.27 feet, a radius of 220.00 feet, a chord bearing of North 45°27'45" West, a chord length of 77.86 feet, a delta angle of 20°23'07" ;  
Thence North 35°16'12" West, 62.23 feet;  
Thence with a curve to the left with an arc length of 538.17 feet, a radius of 550.87 feet, a chord bearing of North 63°15'27" West, a chord length of 517.02 feet, a delta angle of 55°58'30" ;  
Thence South 88°45'18" West, 462.98 feet;

---

237 NORTH MAIN STREET, SUITE 200, SHERIDAN, WY 82801 ♦ PHONE: (307) 672-1711 ♦ FAX: (307) 674-5014  
400 SOUTH MILLER AVENUE, GILLETTE, WY 82716 ♦ PHONE: (307) 682-1141 ♦ FAX: (307) 682-1430  
73-1179 MAHI-LANI DR. KAILUA-KONA, HI 96740 ♦ PHONE & FAX: (808) 325-6732  
815 SOUTH 25<sup>TH</sup> STREET, SUITE 201, COLORADO SPRINGS, CO 80904 ♦ PHONE: (719) 576-2150 ♦ FAX: (719) 578-0832



Thence with a curve to the right with an arc length of 260.87 feet, a radius of 220.00 feet, a chord bearing of North 57°16'33" West, a chord length of 245.85 feet, a delta angle of 67°56'19" ;  
Thence North 23°18'24" West, 195.43 feet;  
Thence with a curve to the left with an arc length of 167.93 feet, a radius of 550.87 feet, a chord bearing of North 32°02'24" West, a chord length of 167.28 feet, a delta angle of 17°28'00" ;  
Thence North 40°46'24" West, 278.30 feet;  
Thence with a curve to the left with an arc length of 205.67 feet, a radius of 550.87 feet, a chord bearing of North 51°28'09" West, a chord length of 204.48 feet, a delta angle of 21°23'30" ;  
Thence North 62°09'54" West, 453.92 feet;  
Thence with a curve to the left with an arc length of 106.77 feet, a radius of 130.00 feet, a chord bearing of North 85°41'33" West, a chord length of 103.79 feet, a delta angle of 47°03'20" ;  
Thence South 70°46'47" West, 164.20 feet;  
Thence with a curve to the left with an arc length of 132.50 feet, a radius of 356.72 feet, a chord bearing of South 60°08'20" West, a chord length of 131.74 feet, a delta angle of 21°16'52" ;  
Thence with a reverse curve to the right with an arc length of 178.29 feet, a radius of 338.60 feet, a chord bearing of South 64°34'59" West, a chord length of 176.24 feet, a delta angle of 30°10'10" ;  
Thence South 79°40'04" West, 70.74 feet to the intersection of Beatty Gulch County Road (CR No. 1231) and the East Right of Way of State Highway 338 (aka Decker Road);  
Thence with the East Right of Way of said State Highway Number 338 with a curve to the left with an arc length of 245.44 feet, a radius of 1737.02 feet, a chord bearing of North 34°23'38" West, a chord length of 245.23 feet, a delta angle of 8°05'45" to the curve to spiral;  
Thence continuing with said Right of Way with the arc of a spiral curve with a chord North 42°29'34" West, 360.40 feet to the spiral to tangent;  
Thence continuing with said Right of Way North 44°33'48" West, 500.24 feet to the tangent to spiral;  
Thence continuing with said Right of Way with the chord of a spiral curve North 42°33'10" West, 339.24 feet to the spiral to curve;  
Thence continuing with said Right of Way with a curve to the right with an arc length of 843.48 feet, a radius of 1537.02 feet, a chord bearing of North 22°42'48" West, a chord length of 832.94 feet, a delta angle of 31°26'33" to the curve to spiral;  
Thence with the chord of a spiral curve North 04°46'57" West, 141.98 feet;  
Thence continuing with said Right of Way South 87°36'18" West, 24.90 feet;  
Thence continuing with said Right of Way with the chord of a spiral curve North 01°31'50" West, 198.06 feet to the spiral to tangent;  
Thence continuing with said Right of Way North 00°51'48" West, 703.05 feet;  
Thence leaving said East Right of Way of State Highway Number 338 North 89°52'04" East, 4847.07 feet;  
Thence North 00°11'50" East, 1328.47 feet;  
to the point of **BEGINNING**, having an area of 692.91 Acres.

STATE OF WYOMING        }  
                                      } ss.  
COUNTY OF SHERIDAN    }

I, WILLIAM E. PUGH do hereby certify that this description was prepared by me on the 24th day of March 2009.



William E. Pugh  
Wyoming RLS 5300