

EUREKA, NEVADA, RAILROAD COMPANY,)
a corporation,)
First Party,)

-to-

ASSIGNMENT OF WATER RIGHTS

EUREKA LAND & STOCK COMPANY,)
a Corporation,)
SecondParty.)

Dated, _____ 1939.

ASSIGNMENT OF WATER RIGHTS

THIS INDENTURE, made the 11th day of February, 1939, by and between EUREKA, NEVADA RAILROAD COMPANY, a corporation organized under the laws of the State of Utah, and owning property within the County of Eureka, State of Nevada, party of the first part, and EUREKA LAND & STOCK COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Nevada and having its principal office at Eureka, Eureka County, Nevada, party of the second part,

WITNESSETH:

That for and in consideration of the sum of One Hundred Eighty and no/100 (\$180.00) Dollars, current lawful money of the United States, by the second party to the first party in hand paid, the receipt whereof is hereby acknowledged, said first party does by these presents sell, assign and convey unto the said second party, its successors and assigns, all that certain property and those certain water rights situate in the County of Eureka, State of Nevada, particularly described as follows, to-wit:

PARCEL I: Alpha Station Spring and the right to the use of the water thereof and all pipes and pipe lines and tank used in connection therewith and in connection with the diversion and use thereof, situate approximately in the Northeast corner of Township 24 North, Range 51 East, M.D.M.

PARCEL II: Oak Station Spring and the right to the use of the water thereof and all pipes and pipe lines and tank used in connection therewith and in connection with the diversion and use thereof, situate approximately on the line between Township 23 North, Range 51 East and Township 23 North, Range 52 East, M.D.M.

PARCEL III: All of the right, title and interest of the first party in and to Mt. Hope Spring and the waters thereof and all pipes and pipe lines and tank used in connection therewith and in connection with the diversion and use thereof, situate approximately one mile west of the Eureka, Nevada, Railroad in Township 22 North, Range 51 East, M.D.M.

TOGETHER with all rights in connection with the foregoing, whether growing out of appropriation and use or filings with the State Engineer or applications to or permits from the State

Engineer of the State of Nevada, or one or more of such sources.

TO HAVE AND TO HOLD the said springs, waters and water rights and the said pipes, pipe lines and tanks and any and all other means for the use or diversion of said water owned by the said first party, unto the said party of the second part, its successors and assigns forever.

IN WITNESS WHEREOF, the said first party has caused these presents to be executed in its corporate name and its corporate seal to be hereunto affixed by its _____ President and _____ Secretary, hereunto duly authorized by resolutions of its Board of Directors, all as of the day and year first hereinabove written.

EUREKA, NEVADA, RAILROAD COMPANY

(CORPORATE SEAL)

By: John H. Sherburne
_____ President

F. William Andres
_____ Secretary

STATE OF Mass.)
) SS.
COUNTY OF Suffolk)

On this 11th day of February, 1939, personally appeared before me, a Notary Public in and for said County and State, John H. Sherburne, known to me to be the President of the Corporation that executed the foregoing instrument, and upon oath did depose that he is the officer of said corporation as above designated; that he is acquainted with the seal of said corporation and that the seal affixed to said instrument is the corporate seal of said corporation; that the signatures to said instrument were made by officers of said corporation, as indicated after said signatures; and that the said corporation executed the said instrument freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year last hereinabove written.

(NOTARIAL SEAL)

Florence E. Donovan
NOTARY PUBLIC

Recorded at the request of Milton B. Badt June 14 A.D. 1939 At 0 minutes past 9 A.M.

Peter Merialdo---Recorder.