

THE WESTERN PACIFIC RAILROAD COMPANY,

to

E A S E M E N T

STATE OF NEVADA.

DATED:

I, C. L. DROIT, Secretary of THE WESTERN PACIFIC RAILROAD COMPANY, a corporation, as such Secretary do hereby certify that at a regular meeting of the Board of Directors of said corporation held at the office of said corporation on the 26th day of March, 1945, at which a quorum of said Board was present, a resolution was duly and regularly passed in the words and figures following, to wit:

"RESOLVED that this corporation execute and deliver to STATE OF NEVADA, a body politic and corporate, a grant deed, subject to all valid and existing contracts, leases, liens, encumbrances or claims of title which may affect the property hereinafter described, of an easement for highway purposes over that certain real property situated in the County of Eureka, State of Nevada, described as follows:

Beginning at the point of intersection of the center line of the proposed State Highway at Highway Engineer's Station "L" 248+70.56 P.O.T. and the southerly 50-foot right of way line of The Western Pacific Railroad Company, 50 feet southerly from Railroad center line Station 4046+56.1 P.O.T. said point of beginning further described as bearing S.38°51'10" W. a distance of 2293.76 feet from the northeast corner of said Section 26; thence N. 78°58'45" W. along said right of way line a distance of 206.87 feet to a point on the northerly new proposed 1120foot highway right of way line; thence N. 68°14'30" E. along said right of way line a distance of 368.24 feet to a point on the northerly 150-foot Railroad right of way line; thence from a tangent which bears S. 77°57' 34" E. curving to the right along said right of way line with a radius of 3969.83 feet, through an angle of 3°39'26" a distance of 253.40 feet to a point; thence S. 15°41'52" W. a distance of 100 feet to a point on the northerly 50-foot Railroad right of way line; thence from a tangent which bears S. 74°18'08" E. curving to the right along said Railroad right of way line with a radius of 3869.83 feet, through an angle of 1°33'19" a distance of 105.10 feet to a point on the southerly new proposed 180-foot Highway right of way line; thence S. 68°14'30" W. along said right of way line a distance of 162.21 feet to a point on the southerly 50-foot Railroad right of way line; thence from a tangent which bears N.74°39'44" W. curving to the left along said right of way line with a radius of 3769.83 feet, through an angle of 4°19'01" a distance of 284.04 feet to a point; thence N. 78°58'45" W. a distance of 32.10 feet to the point of beginning, containing an area of 1.930 acres, more or less.

Said deed shall provide that in the event that said property or any part thereof shall ever cease to be used for the purposes provided in said deed, said easement or such part thereof as shall have ceased to be so used, and all right, title and interest of said Grantee, its successors or assigns therein, shall revert to this corporation, its successors or assigns.

BE IT FURTHER RESOLVED that the President and the Secretary of this corporation be and they are hereby authorized and directed to execute said deed on behalf of this corporation and in its name and under its seal.

BE IT FURTHER RESOLVED that the Secretary of this corporation be and he is hereby authorized and directed to attach to said deed a copy of this resolution duly certified to by him as such Secretary and under the seal of this corporation."

I DO FURTHER CERTIFY that said resolution has not been revoked or amended and that the same is now in full force and effect at the time of the execution hereof.

IN WITNESS WHEREOF, I have hereunto signed my name as such Secretary and affixed the seal of said corporation this 31st day of March, 1945.

(Corporate Seal)

C. L. Droit  
Secretary of  
THE WESTERN PACIFIC RAILROAD COMPANY.

THE WESTERN PACIFIC RAILROAD COMPANY, a corporation organized and existing under the laws of the State of California, Grantor, does hereby grant unto STATE OF NEVADA, a body politic and corporate, Grantee, an easement for highway purposes over that certain real property situated in the County of Eureka, State of Nevada, described as follows:

Beginning at the point of intersection of the center line of the proposed State Highway at Highway Engineer's Station "L" 248+70.56 P.O.T. and the southerly 50-foot right of way line of The Western Pacific Railroad Company, 50 feet southerly from Railroad center line Station 4046+56.1 P.O.T. said point of beginning further described as bearing S. 38°51'10" W. a distance of 2293.76 feet from the northeast corner of said Section 26; thence N. 78°58'45" W. along said right of way line a distance of 206.87 feet to a point on the northerly new proposed 112-foot Highway right of way line; thence N. 68°14'30" E. along said right of way line a distance of 368.24 feet to a point on the northerly 150-foot Railroad right of way line; thence from a tangent which bears S, 77°57'34" E. curving to the right along said right of way line with a radius of 3969.83 feet, through an angle of 3°39'26" a distance of 253.40 feet to a point; thence S. 15°41'52" W. a distance of 100 feet to a point on the northerly 50-foot Railroad right of way line; thence from a tangent which bears S. 74°18'08" E. curving to the right along said Railroad right of way line with a radius of 3869.83 feet, through an angle of 1°33'19" a distance of 105.10 feet to a point on the southerly new proposed 180-foot Highway right of way line; thence S. 68°14'30" W. along said right of way line a distance of 162.21 feet to a point on the southerly 50-foot Railroad right of way line; thence from a tangent which bears N.74°39'44" W. curving to the left along said right of way line with a radius of 3769.83 feet, through an angle of 4°19'01" a distance of 284.04 feet to a point; thence N.78°58'45" W. a distance of 32.10 feet to the point of beginning, containing an area of 1.930 acres, more or less.

In the event the property herein described or any part thereof shall ever cease to be used for the purposes provided in this deed, said easement, or such part thereof as shall have ceased to be so used, and all right, title and interest of Grantee, its successors or assigns therein, shall revert to Grantor, its successors or assigns.

This instrument is subject to all valid and existing contracts, leases, liens, encumbrances or claims of title which may affect the said property herein described, and the word "grant" as used herein shall not be construed as a covenant against the existence of any thereof.

IN WITNESS WHEREOF, Grantor has by its officers thereunto duly authorized by resolution of its Board of Directors, a certified copy of which resolution is hereunto attached, signed its corporate name and affixed its corporate seal this 31st day of March, 1945.

(Corporate Seal)

THE WESTERN PACIFIC RAILROAD COMPANY,

By Charles Elsey  
President.

Attest C.L. Droit  
Secretary.

STATE OF CALIFORNIA, )  
City and County of San Francisco ) ss.

On this 4th day of April, 1945, before me, MARY N. WICKERSHAM, a Notary Public in and for the City and County of San Francisco, residing therein, duly commissioned and sworn, personally appeared CHARLES ELSEY and C.L. DROIT, known to me to be the President and Secretary, respectively, of THE WESTERN PACIFIC RAILROAD COMPANY, the corporation that executed the foregoing instrument and known to me to be the persons who executed the foregoing instrument on behalf of said corporation therein named, and they acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the City and County of San Francisco the day and year in this certificate first above written.

(Notarial Seal)  
My Commission expires Nov. 23, 1948.

Mary N. Wickersham  
NOTARY PUBLIC  
in and for the City and County of San Francisco,  
State of California.

Recorded at the request of Robert A. Allen Apr. 18 A.D. 1945 At 20 minutes past 4 P.M.

Peter Merialdo --- Recorder.