

RICHMOND EUREKA MINING COMPANY,
a corporation,
to
STATE OF NEVADA, DEPARTMENT OF HIGHWAYS.)

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)
) EASEMENT
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GRANT OF RIGHT OF WAY EASEMENT

THIS GRANT, made as of the 8th day of April, 1952, by RICHMOND EUREKA MINING COMPANY, a corporation of the State of Maine, duly authorized to own property and conduct business within the State of Nevada, "Grantor", to the STATE OF NEVADA, DEPARTMENT OF HIGHWAYS, "Grantee";

WITNESSETH:

WHEREAS, Grantor is the owner of the land hereinafter described, and Grantee desires a right of way for a public highway across said land, which right of way Grantor is willing to grant upon the terms and conditions hereinafter stated;

NOW THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) to it paid by Grantee, receipt whereof is hereby acknowledged, Grantor does hereby grant and convey to Grantee, subject to the reservations and upon the conditions hereinafter stated, an easement and right of way over and across the following described tract and parcel of land, situate and being in the County of Eureka, State of Nevada, comprising a portion of Lupita Mill Site (Survey No. 49B), Block No. 115 of the Townsite of Eureka, Nevada, Triangle Mill Site (Survey No. 48B), lying in Eureka Mining District, T. 19 N., 53 E. M. D. B. & M., Unsurveyed, and particularly described by metes and bounds as follows, to-wit:

Beginning at an intersection of the centerline for State Route 2 (EU-03), at Highway Engineer's Station "X" 564+81.07 P.O.T. with the northerly endline of the aforesaid Lupita Mill Site, which point of beginning is further described as bearing S. 28° 48' E. a distance of 9792.89 feet from the southeast corner of Section 34, T. 20 N., R. 53 E., M.D.B. & M.; thence N. 77° 28' 02" E. along said northerly endline of the Lupita Mill Site a distance of 50.22 feet to an intersection with the left or easterly 50 feet State Highway right of way line; thence S. 17° 55' 54" E. along said easterly right of way line, a distance of 1516.77 feet to an intersection with the southerly end line of the aforesaid Triangle Mill Site; thence S. 77° 28' 02" W., along the southerly endline of said Triangle Mill Site, a distance of 100.44 feet to an intersection with the right or westerly 50 foot State Highway right of way line; thence N. 17° 55' 54" W., along said westerly right of way line, a distance of 906.86 feet to an intersection with a northerly offset boundary line of said Lupita Mill Site; thence N. 77° 28' 02" E., along said northerly offset boundary, a distance of 25.52 feet to an intersection with the westerly sideline of said Lupita Mill Site; thence N. 18° 01' 58" W., along said westerly sideline, a distance of 610.00 feet to an intersection with the aforesaid northerly endline of the Lupita Mill Site; thence N. 77° 28' 02" E. a distance of 25.79 feet to the point of beginning; said parcel contains 3.134 acres, more or less,

for the construction, maintenance and use of a public highway, with the right to place such fills, cuts, culverts, bridges and structures thereon as may be necessary or desirable in connection with the use of the same for highway purposes.

TO HAVE AND TO HOLD the said right and easement for the uses and purposes aforesaid unto the said Grantee, its successors and assigns, for so long as said right of way shall not be abandoned for highway purposes, but upon such abandonment the easement hereby granted shall terminate.

PROVIDED, HOWEVER, this grant is made upon and subject to the following reservations and conditions:

1. That the consent of Eureka Corporation Limited, Lessee of the above described property, to the making of this grant be obtained.
2. That in the construction of the highway over the above described tract and parcel of land (which comprises a portion of a slag dump) the slag which is removed to establish the grade and cross-section of the highway be stockpiled to the east of the highway off the right of way on land of Grantor.
3. That there is reserved to the Grantor, and the Grantor shall have the right at any time hereafter to remove any and all of the slag lying upon the above described right of way which is not being used as subgrade or support for said highway.

IN WITNESS WHEREOF, Grantor has caused this grant to be executed by its proper officers thereunto duly authorized the day and year first above written.

RICHMOND EUREKA MINING COMPANY

(Corporate Seal)

By N. W. Rice

ATTEST:

Francis Fiske
Secretary

COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF SUFFOLK) SS.

On this 8th day of April, 1952, personally appeared before me, a notary public in and for the Commonwealth of Massachusetts, N.W. Rice, 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 at my office in the County of Suffolk the day and year in this certificate first above written.

(Notarial Seal)

George W. White
NOTARY PUBLIC

My Commission expires:
May 12, 1955

Residing at
Medford, Massachusetts

C O N S E N T

Eureka Corporation Limited, a corporation, hereby consents to the execution and delivery

by Richmond-Eureka Mining Company of the foregoing grant of easement for right of way.

IN WITNESS WHEREOF, said Eureka Corporation Limited has caused this Consent to be executed under its corporate seal by its proper officers thereunto duly authorized this 2nd day of May, 1952.

(Corporate Seal)

EUREKA CORPORATION LIMITED

By T. Lindsley
President

ATTEST:

Francis R. Jennings
Secretary

Recorded at the Request of Glen S. Stevens May 21 A.D. 1952 At 50 minutes past 3P.M.

R. W. Gibson---Recorder