

AGREEMENT AND GRANT OF EASEMENT

The undersigned ED FRIESEN

("Grantor" herein), for and in consideration of the sum of \$1.00 and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto Southwest Gas Corporation, a California corporation, and its successors and assigns (collectively called "Grantee" herein), a right of way and easement fifty (50) feet in width, across, over and through the following described property (herein called the "subject premises"), to wit:

a portion of the North Half (N $\frac{1}{2}$) of the North Half (N $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section Six (6), Township Thirty-one (31) North, Range Forty-nine (49) East, Mount Diablo Base and Meridian, Eureka County, Nevada

together with the right to construct, maintain and operate thereon a pipeline or pipelines, with appurtenances, for the transmission of natural gas, and a road, all of which are herein collectively called "facilities". The aforesaid easement shall be located approximately along the line designated by survey heretofore made or hereafter to be made by the Grantee, shall carry with it the right of ingress and egress to and from said easement and the right to use existing roads for the purposes of constructing, inspecting, repairing and maintaining the facilities to be constructed on said easement.

Grantor reserves the right to full use and enjoyment of the subject premises except for the purposes herein granted, but such use by Grantor shall not hinder, conflict or interfere with the exercise of Grantee's right hereunder, and no building, reservoir or structure shall be constructed upon said easement without Grantee's written consent.

Grantee shall bury all pipelines over any land in cultivation to a sufficient depth so as not to interfere with the cultivation thereof, and upon written request of Grantor, will lower any such pipelines to a sufficient depth to permit cultivation of the soil when the subject premises are placed in cultivation.

Grantee agrees that, without Grantor's consent, no road will be constructed over any land which is in cultivation, and Grantee agrees to remove the roadway from uncultivated land subsequently placed in cultivation on written request from Grantor.

Grantee, upon written application from Grantor, will make one tap from its gas pipeline constructed on the subject premises and cause gas to be furnished to Grantor for Grantor's domestic use and pumping purposes only, and at such rates and under such terms and conditions as may be approved by the Nevada Public Service Commission. Service shall be rendered either by Grantee itself or by a gas distribution public utility certificated to render such service by said Commission, as the case may be. A purchaser of all (but not a part) of the subject premises shall succeed to Grantor's right granted in this paragraph.

Grantor represents and warrants that he is the owner in fee simple of the subject premises, subject only to outstanding encumbrances, if any, now of record, or is otherwise seized of the subject premises as follows:

None

It is hereby understood that the parties obtaining this easement in behalf of the Grantee are without authority to make any covenant or agreement not herein expressed.

IN WITNESS WHEREOF, the undersigned have executed and delivered these premises this 15th day of September, 1966

SOUTHWEST GAS CORPORATION
("Grantee")

Ed Friesen
ED FRIESEN

By Leonard A. Zagortz
Authorized Signature
"Right of Way Agent"

("Grantor")

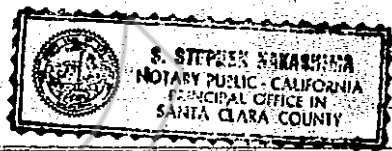
(Acknowledgment of Grantor must be attached)

STATE OF California
COUNTY OF Santa Clara } ss.

ON September 15, 1966,
before me, the undersigned, a Notary Public in and for said State, personally appeared
Ed Friesen

known to me,
to be the person whose name is subscribed to the within instrument,
and acknowledged to me that he executed the same.

WITNESS my hand and official seal.



S. Stephen Nakashima
My Commission Expires JUNE 6, 1969
NAME (TYPED OR PRINTED)
Notary Public in and for said State.

ACKNOWLEDGMENT—General—Wolcetta Form 231—Rev. 3-64

RETURN TO: ✓
Leonard A. Zagortz,
Right of Way Agent,
c/o Southwest Gas Corporation,
P. O. Box 1450,
Las Vegas, Nevada. 89101

42644
File No. _____
RECORDED AT THE REQUEST OF
Southwest Gas Corp.
September 29 A. D. 19 66
at 45 minutes past 3 P. M.
In Book 12 of OFFICIAL RECORDS
Page 180-181 Records of
EUREKA COUNTY, NEVADA
Willie A. McPhee
Recorder
Fee \$ 2.75