

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

FEB 29 1968

ELKO DISTRICT OFFICE
ELKO, NEVADA

GRANT OF EASEMENT AND RIGHT-OF-WAY

I, John Tomera, grantor, to the United States of America, Department of the Interior, Bureau of Land Management, grantee:

WITNESSETH, That for and in consideration of the agreement by the grantee pursuant to the Acts of June 28, 1934 as amended (43 USC 315, et seq.), April 27, 1935 (16 USC 590a), and July 14, 1952 (66 Stat. 597) to construct the following improvements: Maintenance of Palisade Water Control Dam J-3 and limited access to and from between the construction sites thereof and the source of borrow and water required for maintenance. The dam was constructed during the Fall of 1964.

the grantor does hereby grant, bargain, convey, and confirm unto the United States of America, an easement and right-of-way over the tract, lot, piece, or parcel of land situate, lying and being in the County of Eureka, State of Nevada, more particularly described as follows:

T. 31 N., R. 51 E.
Sec. 12, W 1/2 of SE 1/4

The easement and right-of-way hereby granted is for the full, free, unrestricted and quiet use and enjoyment by the grantee of the land of the grantor occupied by the said improvements for any and all purposes deemed necessary or beneficial for, or in connection with, the control, administration, or use of the public land surrounding or adjacent to the land herein described, which may be properly grazed from, serviced by or used in connection with the said land and improvements, including the right of ingress and egress to, from, and over the land of the grantor by the grantee, its officers, agents, permittees, allottees, and licensees for the purpose of repairing, renewing, or using the said improvements, or for other business pertaining to the use and maintenance thereof, and shall be appurtenant to said public land.

This grant shall be effective so long as the easement shall be actually used for the aforesaid purposes, and all rights hereunder shall revert to the grantor when and in the event the use thereof shall be discontinued or abandoned by the grantee of which due notice shall be given to the grantor by the grantee. Upon termination or abandonment of this easement, the grantee may at its option and within a reasonable time, remove any improvements constructed by it on the land hereunder.

IN WITNESS WHEREOF, the grantor has hereunto set his hand and seal, this 28th day of February, 1968.

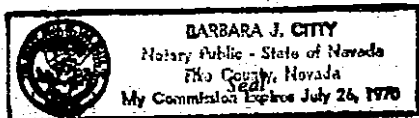
Charles D. Jones (Witness) John Tomera (Grantor)

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Nevada)
COUNTY OF Elko) ss:

On the 28th day of February, 1968, personally came before me, a notary public in and for said County and State, the within-named John Tomera to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.



Barbara J. City
Notary Public in and for the
State of Nevada
Residing at Elko Nevada
My commission expires: 7-26-70

RECORDED AT THE REQUEST OF
Bureau of Land Management
on April 5 1968
at 58 mins. past 10 A. M.
in Book 23 of OFFICIAL
RECORDS, page 287-288 RECORDS
OF CLATSOP COUNTY, OREGON
Recorder Willie A. Altair
File No. 46524 Fee \$ No. Fee

COPY