

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that DISTRICT JUDGE, JOHN F. SEXTON, TRUSTEE of Eureka Townsite property, hereinafter called Grantor, in consideration of one dollar (\$1.00) and other good and valuable consideration, paid by EUREKA WATER ASSOCIATION, INC., a nonstock, nonprofit Nevada corporation imbued with the public purpose of providing domestic water to the inhabitants of the Town of Eureka, Nevada, hereinafter called the Grantee, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, bargain, sell, transfer, and convey to said Grantee, its successors, and assigns, a perpetual easement with the right to erect, construct, install, and lay and thereafter use, operate, inspect, repair, maintain, replace, and remove any and all pipes, lines, valves, connections, etc., used or to be used by Grantee, its successors and assigns, in constructing, maintaining, and operating a water system in the Town of Eureka, County of Eureka, State of Nevada:

Any or all lots or parcels, the record title to which is in Grantor, situate and lying within the Town of Eureka,

for the purposes for which the above-mentioned rights are granted. Any easement hereby granted shall not exceed twenty (20) feet in width.

The consideration recited herein shall constitute payment in full for all damages sustained by Grantor by reason of the installation of the structures referred to herein and the Grantee will maintain such easement in a state of good repair and efficiency so that no unreasonable damages will result from its use to Grantor's premises. This Agreement together with other provisions of this grant shall constitute a covenant running with the land for the benefit of the Grantee, its successors, and assigns.

IN WITNESS WHEREOF the said Grantor has executed this instrument this 16<sup>th</sup> day of July, 1968.

John F. Sexton  
 John F. Sexton, District Judge

State of Nevada, )  
 ) ss.  
 County of Eureka. )

On this 16<sup>th</sup> day of July, 1968, personall appeared before me, the County Clerk and ex-officio Clerk of the District Court, Eureka County, JOHN F. SEXTON, DISTRICT JUDGE, known to me to be the person described in and who executed the foregoing instrument, who duly acknowledged to me that he executed the same 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 in this certificate first above written.

RECORDED AT THE REQUEST OF  
Thomas Johnston  
 on July 16, 1968  
 at 45 mins. past 1 P. M.  
 in Book 25 of OFFICIAL  
 RECORDS, page 42-43 RECORDS  
 OF EUREKA COUNTY, NEVADA.  
 Recorder Melba C. McLaughlin  
 File No. 47300 fee \$ 4.00

IN WITNESS WHEREOF the said Grantor has executed this instrument this 16<sup>th</sup> day of July, 1968.

John F. Sexton  
John F. Sexton, District Judge

State of Nevada, )  
                          : ss.  
County of Eureka. )

On this 16<sup>th</sup> day of July, 1968, personall appeared before me, the County Clerk and ex-officio Clerk of the District Court, Eureka County, JOHN F. SEXTON, DISTRICT JUDGE, known to me to be the person described in and who executed the foregoing instrument, who duly acknowledged to me that he executed the same 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 in this certificate first above written.

James Shangle

RECORDED AT THE REQUEST OF  
Thomas Johnston  
on July 16, 1968  
at 45 mins. past 1 P. M.  
In Book 25 of OFFICIAL  
RECORDS, page 42-43, RECORDS  
OF EUREKA COUNTY, NEVADA.  
Recorder Willis P. McLean  
File No. 47300 Co \$ 4.00

