

55057

RECORDED AT THE REQUEST OF J. N. Rebaletti  
on Sept. 13, 1971, at 10 mins. past 4 P. M. in  
book 40 of OFFICIAL RECORDS, page 371 RECORDS OF  
EUREKA COUNTY, NEVADA, J. N. Rebaletti Recorder  
File No. 55057 Fee \$ 3.00

RELEASE AND WAIVER

THE UNDERSIGNED, being one of the users and/or owners of that certain ground circuit telephone line which extends from ~~the intersection of Highway 13 and Highway 13~~ <sup>Eureka</sup> ~~to the intersection of Highway 13 and Highway 13~~ <sup>Eureka</sup> in ~~Eureka~~ <sup>Eureka</sup> County, Nevada, north and south of ~~the intersection of Highway 13 and Highway 13~~; and realizing that at such time as Mt. Wheeler Power, Inc., a Nevada cooperative corporation, builds transmission and distribution lines in and near the area of said telephone lines, that there will be interference to the use of the telephone lines to the extent that said lines may not be usable; and the undersigned further desiring to aid and support the Mt. Wheeler Power, Inc. project and in connection therewith, to waive any right to claims and release Mt. Wheeler Power, Inc. from any claims that may arise as the result of the installation of the transmission and/or distribution lines and the resultant effects upon the use of the above-described telephone lines;

NOW, THEREFORE, in consideration of the sum of ONE DOLLAR (\$1.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, the undersigned does hereby release, acquit and forever discharge Mt. Wheeler Power, Inc., its successors and assigns, of and from all actions, causes of actions, claims, demands, suits, debts, dues, accounts, covenants, controversies, trespasses, damages, judgments, expenses, whatsoever, in law or in equity, which may arise as a result of the actions aforesaid and the effects upon the use, ownership or value of said telephone lines and service.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this

9<sup>th</sup> day of July, 1971.

State of Nevada  
County of Eureka  
On 9-13-71, personally appeared  
before me, a Notary Public, Jack  
Shaw, who acknowledged that he  
executed the above instrument.

Theodore M. Thompson  
Theodore M. Thompson  
J. Norman Rebaletti  
J. NORMAN REBALETTI  
Notary Public -- State of Nevada  
Eureka County  
My Commission Expires July 7, 1975