

117560

GRANT OF COMMUNICATION SYSTEMS EASEMENT

For valuable consideration, receipt hereof is hereby acknowledged, the undersigned hereby grant(s) to AMERICAN TELEPHONE AND TELEGRAPH COMPANY, a New York corporation, its associated and allied companies, its and their respective successors, assigns, lessees and agents (hereinafter collectively called ("grantees") an easement to construct, operate, maintain, replace and remove such communication systems as the grantees may from time to time require, consisting of underground cables, wave guides, wires, conduits, manholes, drains, splicing boxes and other facilities for similar uses together with surface testing terminals, markers and other appurtenances, upon, over and under a strip of land 16.50 feet wide across the land which the undersigned own(s) or in which the undersigned have (has) any interest, which land is described in the attached EXHIBIT "A" hereby made a part hereof, together with the following rights: of ingress and egress over and across the lands of the undersigned to and from said strip for the purpose of exercising the rights herein granted: to place surface markers beyond said strip; to clear and keep clear all trees, roots, brush and other obstructions from the surface and subsurface of said strip and during construction periods to clear and use additional areas as required on each side of said strip; to install gates and stiles in any fences crossing said strip.

The undersigned hereby covenant(s): not to do or permit anything to interfere with the rights herein granted to grantees and without in any way limiting the generality of the foregoing, further not to erect or construct a building or structure or to permit a structure to be erected or constructed within the limits of said easement: and not to grant other easements on, under or over this easement without grantee's prior written approval.

The grantees agree that the said cables shall be buried below plow depth in order not to interfere with the ordinary cultivation of the strip, and to pay for damage done to fences and growing crops damaged in the course of the construction and maintenance activities associated with the aforesaid systems. The undersigned shall have the right to use and enjoy the land occupied by the said right of way and easement except when such use shall interfere with the rights herein granted to the grantees.

The covenants, terms, conditions, and provisions herein shall extend to and be binding upon the heirs, executors, administrators, personal representatives, successors, assigns, lessees and agents of the parties hereto.

Executed this 18th day of December, 1987, at Reno, Nevada

Wally Rusk
WITNESS

Wally Rusk
Wally Rusk
Gene Tighm
Gene Tighm
Thelma E. Rusk
Thelma E. Rusk

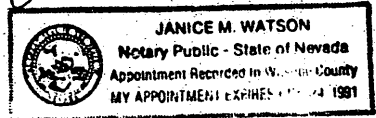
State of Nevada)
County of Nashoe) ss.

The forgoing instrument was acknowledged before me this 20th day of January, 1988

By Wally Rusk

Janice M. Watson
Notary Public

My commission expires: 10/24.91



State of NEVADA)

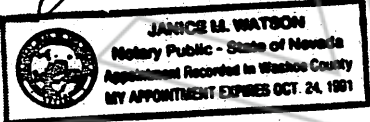
County of WASHOE)

The forgoing instrument was acknowledged before me this 20th day of January, 19 88.

By Gene Thiehm

My commission expires 10-24-91

Janice M. Watson
Notary Public



State of NEVADA)

County of WASHOE)

The forgoing instrument was acknowledged before me this 20th day of January, 1988.

By Thelma E. Rusk

My commission expires 10-24-91

Janice M. Watson
Notary Public

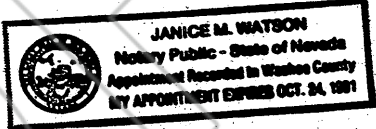


EXHIBIT A

This is the Exhibit "A" referred to in the Grant of Communication Systems Easement executed the 18th day of December, 1987, by the undersigned Grantors.

A strip of land 16.50 feet in width, for purposes of an underground communication systems cable, lying within the immediate boundaries of existing cable easement, dated December 7, 1941, and recorded in Eureka County, Nevada, Recorder's office, across the following land:

Township 32 North, Range 50 East, Mount Diablo Base and Meridian, Section 12: Being a portion of the S $\frac{1}{4}$ of the SW $\frac{1}{4}$; and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, lying and being left and northerly of the left or Northern 200 foot highway right of way line of Interstate Route 80, State Route 1, Eureka County, Nevada, as described in Deed, dated June 28, 1967, and recorded in Book 19, Page 445, of the Eureka County, Recorder's office.

Wally Rusk
Wally Rusk
Gene Tiehm
Gene Tiehm
Theima E. Rusk
Theima E. Rusk

RECORDED AT THE REQUEST OF
American Telephone & Telegraph Co.
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OFFICIAL RECORDS
EUREKA COUNTY, NEVADA
M. H. REBALEATI, RECORDER
FILE NO. 117560
FEE \$ 47.00

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