

EASEMENT OF RIGHT OF WAY FOR WATER LINE

LIVESTOCK 346

This agreement made as of the 13 day of September, 1996, by and between CHEYENNE LAND AND DEVELOPMENT COMPANY, a Nevada corporation, hereinafter GRANTOR, and DEVEL'S GATE WATER USERS ASSOCIATION, a not-for-profit Nevada corporation, hereinafter GRANTEE,

WITNESSETH:

Whereas, grantor is seized of an estate in fee simple of a parcel of land situate in Eureka County, State of Nevada, more particularly described as:

lot 4 of parcel E as shown on the Parcel Map prepared for and filed at the request of Earl Rasmussen on October 8, 1981, File No. 82268, Official Records of the Eureka County Recorder, situate in the East 1/2, Section 17, Township 20 North, Range 20 East, Mount Diablo Base and Meridian.

For good and valuable consideration, the receipt of same hereby being acknowledged, grantor does hereby grant, bargain and sell, and quitclaim, for operation and maintenance of a water well and line, an easement more particularly described as: the easterly 100 feet of said lot 4.

TO HAVE AND TO HOLD said easement to grantee and its successors and assigns so long as grantee, its successors and assigns shall use the right of way herein granted for constructing, maintaining and operating grantee's water system, the Devel's Gate Water Company.

Without limitation of assignment to other successors and assigns of grantee, grantor hereby expressly consents that grantee may assign the easement herein granted to the Devel's Gate General Improvement District of Eureka County, a political subdivision of the State of Nevada, at any such time as said GID may succeed in provision of water service to the area now served by grantee.

CHEYENNE LAND AND LIVESTOCK, INC.,
A Nevada corporation

By

John Goutley, President

ATTEST:

Its Secretary or Clerk

Corporate Secretary

ATTEST:

Earl Rasmussen, President

DEVEL'S GATE WATER USERS ASSOCIATION, A not-for-profit Nevada corporation,

TO HAVE AND TO HOLD said easement to grantee and its successors and assigns, forever.

For good and valuable consideration, the receipt of same hereby being acknowledged, grantor does hereby assign, grant, bargain and sell, and quitclaim, to grantee, all of grantor's right, title and interest in that certain easement for water line purposes granted to grantor on or about the 13th day of September, 1996, by Cheyenne Land and Livestock, Inc., a Nevada corporation.

WITNESSETH:

This assignment made as of the day of September, 1996, by and between Devel's Gate Water Users Association, a not-for-profit Nevada corporation, hereinafter grantor, and Devel's Gate General Improvement District of Eureka County, a political subdivision of the State of Nevada, hereinafter grantee,

ASSIGNMENT

JOAN SHANGLE Notary Public - State of Nevada Appointment recorded in Eureka County MY APPOINTMENT EXPIRES DEC. 20, 1997



Notary Public

and for the purposes therein set forth foregoing instrument on behalf of said bank, freely and voluntarily and further acknowledged and affirmed that he did execute the meeting thereof on the 13th day of September, 1996, board of directors of said corporation adopted at a duly called execute the foregoing instrument pursuant to resolution of the affirmed to me, under penalty of perjury, that he is authorized to Inc., a Nevada corporation, who then and there acknowledged and identified himself as president of Cheyenne Land and Livestock, known or satisfactorily identified to me to be JOHN GOURLEY, who me, a notary public in and for said State and County, a person on this day of September, 1996, there appeared before

County of Nevada

STATE OF Nevada

ACKNOWLEDGEMENT

ACKNOWLEDGEMENT

STATE OF NEVADA)
County of Eureka)
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)

On this 13th day of September, 1996, there appeared before me, a Notary Public in and for said state and county, a person known or satisfactorily identified to me to be EARL RASMUSSEN, who acknowledged and affirmed to me that he is the president of the Devel's Gate Water Users Association, a not-for-profit Nevada corporation, that he is authorized to execute the foregoing assignment of easement pursuant to a resolution of the board of directors of said corporation adopted at a duly called meeting on the 13th day of September, 1996, and further acknowledged and affirmed that he executed the foregoing assignment of easement on behalf of said corporation, freely and voluntarily and for the purposes therein set forth.

JUAN SHANGLE
Notary Public State of Nevada
Appointment Expires in Eureka County
MY APPOINTMENT EXPIRES DEC. 20, 1997



ACCEPTANCE OF ASSIGNMENT

The foregoing assignment of easement from Devel's Gate Water Users Association, a not-for-profit Nevada corporation, to Devel's Gate General Improvement District of Eureka County, a political subdivision of the State of Nevada, was accepted by the directors of the GID by unanimous vote at a duly-called meeting of the directors of the GID on the 13th day of September, 1996.

DATED this 13th day of September, 1996.

DEVIL'S GATE GENERAL IMPROVEMENT DISTRICT
A political subdivision of the State of Nevada
By Earl Rasmussen
Chairman

ATTEST:

Juan Shangle
County Clerk and ex officio Clerk
of the General Improvement District

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OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
Eureka County
96 SEP 19 PM 4: 25

EUREKA COUNTY NEVADA
M.N. REBALZATI, RECORDER
FILE NO. 164582
FEES No Fee

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