

WHEREAS

And all to whom these presents shall come, greeting:

Western Resource Management, Inc.

is entitled to a patent pursuant to Section 206 of the Act of October 21, 1976 (43 U.S.C. 1716), as amended, for the following described land:

amended, for the following described land:

Mount Diablo Meridian, Nevada

T. 28 N., R. 50 E.,
sec. 24, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$.

T. 33 N., R. 55 E.,

sec. 16, S%\$S%N%SE%NE%, N%SE%NE%SE%NE%,

SE4NE4, NE4SE4, N4S4NE4SE4.

T. 34 N., R. 55 E.,

sec. 22, SW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$,

SENSES

sec. 26, E½, E½NE¼NW¼, W½NW¼NW¼,

SECRET, SECRET, SECRET

sec. 28, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$:

sec. 34, All;

sec. 36,

WZ₂NW₄, NE₄NW₄SW₄,

T. 37 N., R. 55 E.,

sec. 20, All.

T. 39 N., R. 55 E.,

sec. 28, SW 1/4, W 1/2 SE 1/4, SE 1/4 SE 1/4;

sec. 29, EKEH, EKEH WASEN;

sec. 32, NE¼, NE¼SE¼;

sec. 33, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$.

T. 30 N., R. 56 E.,

sec. 28, SW $\frac{1}{4}$ N E $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ E N W $\frac{1}{4}$ NW $\frac{1}{4}$,

W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$.

T. 33 N., R. 56 E.,

Sec. 16, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

T. 37 N., R. 57 E.,

Sec. 22, WYEN.

T. 38 N., R. 57 E.,
sec. 26, lots 1-12, inclusive, NE¼.
T. 38 N., R. 59 E.,
sec. 26, lot 1.
T. 37 N., R. 61 E.,
sec. 12, NW¼, SW¼NW¼, W¼SW¼SE¼NW¼,
E¼WSW¼NE¼, E¼SW¼NE¼, SE¼NE¼,
T. 37 N., R. 62 E.,
sec. 8, lots 1-4, NW¼, SE¼.
containing 5,592.02 acres

Now KNOW YE, that there is, therefore, granted by the UNITED STATES, unto Western Resource Management, Inc. the land described above; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto Western Resource Management, Inc., its successors and assigns, forever; and

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way thereon for ditches or canals constructed by the authority of the United States. Act of August 30, 1890 (43 U.S.C. 945).
2. All the oil and gas in the lands so patented pursuant to the Act of October 21, 1976 (43 U.S.C. 1719), and to it, its permittees, licensees, and lessees the right to prospect for, and remove the minerals owned by the United States under applicable law and such regulations as the Secretary of the Interior may prescribe. This reservation includes all necessary access and exit rights and the right to conduct all necessary and incidental activities including, without limitation, all drilling, underground, operations, storage and transportation facilities deemed reasonably necessary.
- Unless otherwise provided by separate agreement with the surface owner, permittees, licensees, and lessees of the United States shall reclaim disturbed areas to the extent prescribed by regulations issued by the Secretary of the Interior.
- All causes of action brought to enforce the rights of the surface owner under the regulations above referred to shall be instituted against permittees, licensees, and lessees of the United States; and the United States shall not be liable for the acts or omissions of its permittees, licensees, and lessees.
3. Those rights for roadway purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61791 (Sheep Creek Road #1367), pursuant to Title V of the Act of October 21, 1976, (43 U.S.C. 1767), as to the S¼SW¼NW¼, NE¼NW¼SW¼, W¼NE¼SW¼, sec. 24, T. 28 N., R. 50 E., MDM.

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4. Those rights for roadway purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61789 (BLM Road #1435), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to the E½W½, sec. 28, T. 34 N., R. 55 E., MDM.

5. Those rights for fence purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61800 (Four Mile Fence #1003), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to the W½W½SW¼, SW¼SW¼NW¼, sec. 28, T. 34 N., R. 55 E., MDM.

6. Those rights for fence purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61797 (Temoak Fence #0456), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to the S½SE¼SE¼, sec. 16, T. 33 N., R. 56 E., MDM.

7. Those rights for fence purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61803 (Mound Valley Fence #5038), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to the NW¼NW¼, SE¼NW¼, SW¼NE¼NW¼, sec. 28, T. 30 N., R. 56 E., MDM.

8. Those rights for fence purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61796 (Wieland-Tucker Fence #0375), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to the W½NE¼SE¼, E½E½W½SE¼, W½E½NE¼, sec. 29, and the W½NE¼, sec. 32, T. 39 N., R. 55 E., MDM.

9. Those rights for roadway purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61793 (BLM Road #265), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to the NE¼NE¼, sec. 29, T. 39 N., R. 55 E., MDM.

10. Those rights for roadway purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61792 (BLM Road #1138), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to the S½S½NE¼, sec. 32, and the S½S½NE¼, S½S½NE¼NW¼, SW¼NW¼, sec. 33, T. 39 N., R. 55 E., MDM.

11. Those rights for fence purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61799 (Devils Gate Fences #0706), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to the W½E½, sec. 22, T. 37 N., R. 57 E., MDM.

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12. Those rights for fence purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-61805 (Cross Meadow Fence #5777), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to lot 1, sec. 26, T. 38 N., R. 59 E., MDM.
13. Those rights for fence purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-57568 (Fence #5832), pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to lot 1, sec. 26, T. 38 N., R. 59 E., MDM.
14. Those rights for road purposes issued to the Bureau of Land Management, its successors and assigns, by right-of-way N-55608, pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767), as to lot 5, 6, 7, 8, 9, 10 and 16, T. 38 N., R. 57 E., MDM.
- SUBJECT TO:

1. An easement 80 feet in width along the South boundary of the S½S½NE½SW¼, sec. 24, T. 28 N., R. 50 E., MDM, in favor of Eureka County, for public utilities and roadway purposes to insure continued ingress and egress to adjacent lands along county road G-222.
2. An easement 100 feet in width along the North boundary of the SE¼, sec. 22, T. 34 N., R. 55 E., MDM, in favor of the City of Elko, for public utility and roadway purposes to insure continued ingress and egress to adjacent lands.
3. Those rights for roadway purposes granted to Donald E. Sherlock, his heirs and assigns, by right-of-way N-37678 pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the SE¼NW¼, S½NE¼, sec. 28, T. 34 N., R. 55 E., MDM.
4. Those rights for powerline purposes granted to Sierra Pacific Power Company, its successors and assigns, by right-of-way Nev-028714, pursuant to the Act of March 4, 1911 (43 U.S.C. 961), as to the SE¼NW¼, E½SW¼, sec. 28, T. 34 N., R. 55 E., MDM.
5. Those rights for telephone line purposes granted to Citizens Telecommunications Company of Nevada, its successors and assigns, by right-of-way N-57572, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the E½, sec. 34, T. 34 N., R. 55 E., MDM.
6. Those rights contained in the oil and gas lease granted to Yates Petroleum Corporation, et al. by right-of-way N-57306, pursuant to the Act of December 22, 1987 (30 U.S.C. 181, et seq.), as to the SE½SE¼, sec. 16, T. 33 N., R. 56 E., MDM.

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7. Those rights for road purposes granted to Joe M. Legarza, his heirs and assigns, by right-of-way N-37343, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the SE $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 28, T. 30 N., R. 56 E., MDM.
8. Those rights for powerline purposes granted to Wells Rural Electric, its successors and assigns, by right-of-way N-2111, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the SE $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 28, T. 30 N., R. 56 E., MDM.
9. Those rights for roadway purposes granted to Elko County, its successors and assigns, by right-of-way N-46531 pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to a the SE $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 28, T. 30 N., R. 56 E., MDM.
10. Those rights for roadway purposes granted to Elko County, its successors and assigns, by right-of-way N-46532 pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 28, T. 30 N., R. 56 E., MDM.
11. Those rights for material site purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way CC-020394, pursuant to the Act of November 9, 1921 (42 Stat. 216), as to the NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 29, T. 39 N., R. 55 E., MDM.
12. Those rights for material site purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way CC-020299, pursuant to the Act of November 9, 1921 (42 Stat. 216), as to the NE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 29, T. 39 N., R. 55 E., MDM.
13. Those rights for powerline purposes granted to Sierra Pacific Power Company, its successors and assigns, by right-of-way N-7639C, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 28, and the NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 29, T. 39 N., R. 55 E., MDM.
14. Those rights for highway purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way Nev-062014 pursuant to the Act of August 27, 1958 (23 U.S.C. 317(A)), as to the NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 29, T. 39 N., R. 55 E., MDM.
15. Those rights for powerline purposes granted to Sierra Pacific Power Company, its successors and assigns, by right-of-way N-5421, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the E $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$, sec. 29, and the W $\frac{1}{2}$ NE $\frac{1}{4}$, T. 39 N., R. 55 E., MDM.
16. Those rights for telephone line purposes granted to Rural Telephone Company, its successors and assigns, by right-of-way N-46278, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the E $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$, sec. 29, and the W $\frac{1}{2}$ NE $\frac{1}{4}$, sec. 32, T. 39 N., R. 55 E., MDM.

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17. Those rights for telephone line purposes granted to Rural Telephone Company, its successors and assigns, by right-of-way N-33411, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the E½NE¼, E½NW¼, E½SE¼, E½SW¼, sec. 29, and the W½NE¼, sec. 32, T. 39 N., R. 55 E., MDM.
18. Those rights for highway purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way CC-020582 pursuant to the Act of November 9, 1921 (42 Stat. 216), as to the E½NE¼, sec. 29, and the W½NE¼, sec. 32, T. 39 N., R. 55 E., MDM.
19. Those rights for highway purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way CC-020700 pursuant to the Act of November 9, 1921 (42 Stat. 216), as to the E½NE¼, E½NW¼, E½SE¼, E½SW¼, sec. 29, T. 39 N., R. 55 E., MDM.
20. Those rights for telephone line purposes granted to Citizens Telecommunications Company of Nevada, its successors and assigns, by right-of-way N-5321, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the W½E¼, sec. 22, T. 37 N., R. 57 E., MDM.
21. Those rights for roadway purposes granted to Elko County, its successors and assigns, by right-of-way N-46204 pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the W½E¼, sec. 22, T. 37 N., R. 57 E., MDM.
22. Those rights for telephone line purposes granted to AT&T, its successors and assigns, by right-of-way N-3335, pursuant to the Act of March 4, 1911 (43 U.S.C. 961), as to the lot 2 and 3, sec. 12, T. 38 N., R. 57 E., MDM.
23. Those rights for powerline purposes granted to Wells Rural Electric, its successors and assigns, by right-of-way N-1027, pursuant to the Act of March 4, 1911 (43 U.S.C. 961), as to the S½S½SW¼, sec. 14, and lot 1 of sec. 26, T. 38 N., R. 59 E., MDM.
24. Those rights for roadway purposes granted to Elko County, its successors and assigns, by right-of-way N-46208 pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to lot 1 of sec. 26, T. 38 N., R. 59 E., MDM.
25. Those rights for highway purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way CC-021024 pursuant to the Act of November 9, 1921 (42 Stat. 216), as to the N½NW¼, sec. 12, T. 37 N., R. 61 E., MDM.
26. Those rights for telephone line purposes granted to Nevada Bell, its successors and assigns, by right-of-way CC-021089, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the S½N¼, sec. 12, T. 37 N., R. 61 E., and lots 1, 2, N½SE¼, S½SE¼, sec. 8, T. 37 N., R. 62 E., MDM.

27. Those rights for telephone line purposes granted to Citizens Telecommunications Company of Nevada, its successors and assigns, by right-of-way N-2235, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the N $\frac{1}{2}$ NW $\frac{1}{4}$, sec. 12, T. 37 N., R. 61 E., and the S $\frac{1}{2}$ NW $\frac{1}{4}$, sec. 8, T. 37 N., R. 61 E., and the S $\frac{1}{2}$ N $\frac{1}{2}$, sec. 8, T. 37 N., R. 62 E., MDM.

28. Those rights for highway purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way N-2777 pursuant to the Act of August 27, 1958 (23 Stat. 317(A)), as to the N $\frac{1}{2}$, sec. 12, T. 37 N., R. 61 E., and the S $\frac{1}{2}$ N $\frac{1}{2}$, sec. 8, T. 37 N., R. 62 E., MDM.

29. Those rights for powerline purposes granted to Wells Rural Electric, its successors and assigns, by right-of-way N-17084, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the N $\frac{1}{2}$ NW $\frac{1}{4}$, sec. 12, T. 37 N., R. 61 E., MDM.

30. Those rights for telephone line purposes granted to Beehive Telephone Company, its successors and assigns, by right-of-way N-46946, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to the N $\frac{1}{2}$ NW $\frac{1}{4}$, sec. 12, T. 37 N., R. 61 E., and lots 2, 3 of sec. 8, T. 37 N., R. 62 E., MDM.

31. Those rights for material site purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way CC-018467, pursuant to the Act of November 9, 1921 (42 Stat. 216), as to the NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 8, T. 37 N., R. 62 E., MDM.

32. Those rights for powerline purposes granted to Sierra Pacific Power Company, its successors and assigns, by right-of-way Nev-055632, pursuant to the Act of March 4, 1911 (43 U.S.C. 961), as to lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 8, T. 37 N., R. 62 E., MDM.

33. Those rights for highway purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way Nev-065706 pursuant to the Act of August 27, 1958 (23 Stat. 317(A)), as to lots 1-3, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, sec. 8, T. 37 N., R. 62 E., MDM.

34. Those rights for telephone line purposes granted to Beehive Telephone Company, its successors and assigns, by right-of-way CC-017548, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761), as to lots 3, 4, S $\frac{1}{2}$ SE $\frac{1}{4}$, sec. 8, T. 37 N., R. 62 E., MDM.

35. Those rights for material site purposes granted to Nevada Department of Transportation, its successors and assigns, by right-of-way CC-024673, pursuant to the Act of November 9, 1921 (42 Stat. 216), as to the SE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 8, T. 37 N., R. 62 E., MDM.

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PURSUANT to the requirements established by section 120(h) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), (42 U.S.C. 9620(h)), as amended by the Superfund Amendments and Reauthorization Act of 1988, (100 Stat. 1670), notice is hereby given that the above-described lands have been examined and no evidence was found to indicate that any hazardous substances had been stored for one year or more, nor had any hazardous substances been disposed of or released on the subject property.

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OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
First American Title
97 JUL 30 PM 2:20
EUREKA COUNTY NEVADA
M.N. REBALCATTI, RECORDER
FILE NO. 167554
FEES \$14.00

FILE # 411193
FEE \$14.00
FILED FOR RECORD
AT REQUEST OF
James Williamson
97 JUL 30 AM 9:24
RECORDED IN EUREKA COUNTY
FILE NO. 167554



STATE OF NEVADA
COUNTY OF ELKO, ss.
I, JERRY D. REYNOLDS, the duly elected and
qualified Recorder of Elko County, in the State of
Nevada, do hereby certify that this is a true, full
and correct copy of the instrument now on record
in this office. IN WITNESS WHEREOF, I have
hereunto set my hand and affixed the seal of my
office, in Elko, Nevada this
30th day of July, A.D. 1997
JERRY D. REYNOLDS, COUNTY RECORDER
By: *[Signature]*
[SEAL]

In TESTIMONY WHEREOF, the undersigned authorized officer of the
Bureau of Land Management, in accordance with the provisions
of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the
United States, caused these letters to be made Patent, and the Seal
of the Bureau to be hereunto affixed.
Given under my hand, in Reno, Nevada
the Twenty-Ninth day of July
in the year of our Lord one thousand nine hundred and
Ninety-Seven
United States the two hundred and
Twenty-Second

By: *[Signature]*
Lands Team Lead

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