

GRANT OF EASEMENT

JOHN BROWN and CHRISTINE D. SMITH, husband and wife, hereinafter referred to as Grantor(s) hereby grant(s) to NEVADA BELL, Grantee, its successors and assigns, the right from time to time to construct, place, inspect, maintain, replace and remove communication facilities consisting of aerial and underground wires, cables and other electrical conductors with associated poles, crossarms, braces, anchors, guys, fixtures, conduits, pipes, manholes service boxes, markers, risers, pedestals, terminal equipment cabinets and necessary fixtures and appurtenances, together with an easement therefore and the right of ingress thereto and egress therefrom, across, upon, in and under the following described real property in the County of Eureka, State of Nevada:

A strip of land ten (10) feet in width lying west of and parallel to the east line of Lot 4 of Block 122 as shown on the Official Map or Plat of the TOWNSITE OF EUREKA, on file in the Office of the County Recorder, Eureka County, Nevada.

Grantor(s) also grant(s) to Grantee the right to trim such tree foliage and to cut such limb roots on said property as may be necessary for the protection of said facilities.

Grantor(s) also grant(s) to Grantee the right to cut, fill or otherwise change the grade of said property and to place such drainage and retaining structures thereon, as Grantee may elect for the protection of such facilities.

Grantor(s) also grant(s) to the Grantee the right to receive commercial power service from the appropriate utility company serving the area, together with the right for such utility company to place its respective service facilities upon and within said easement.

Grantee shall be responsible for damage caused intentionally or by any negligent act or omission of Grantee, its agents or employees while exercising the rights granted herein.

Grantee(s) shall indemnify and hold Grantor(s) harmless from and against damage to any property(ies) arising out of the installation, maintenance and repair of Grantee(s) facilities in said easement, except where such damage is caused by the active negligence or willful misconduct of Grantor(s), or Grantor's agents or employees.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto.

Executed this 20 day of October, 1999.

BY: [Signature]  
JOHN BROWN

BY: [Signature]  
CHRISTINE D. SMITH

STATE OF Nevada )

COUNTY OF Eureka )

This instrument was acknowledged before me on October 20, 1999 by  
John Brown and Christine D. Smith

[Signature]  
NOTARY PUBLIC



Recorded at Request of  
NEVADA BELL  
When Recorded Return to  
Name [ MIKE KINKEL ]  
NEVADA BELL  
Street Right of Way, Room B226|  
Address P.O. Box 11010  
645 E. Plumb Ln.  
City & Reno, NV 89520  
State [ ]

No Documentary Transfer Tax Due  
THIS BOX FOR RECORDER'S USE

BOOK: 330 PAGE 136  
OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
Nevada Bell  
99 OCT 20 PM 1:13

EUREKA COUNTY NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. FEES 8.06

**173125**

BOOK 330 PAGE 137