

174534

Material Site EU 81-2  
Access Road  
Parcel: I-080-EU-012.530PE  
File in: NEV 064687

1263 S. Stewart Street  
Carson City, Nevada 89712  
Ptn. of APN 004-340-07

GRANT OF EASEMENT DEED

THIS GRANT OF EASEMENT, dated for reference purposes this 14 day of March, 2000, by and between ELKO LAND AND LIVESTOCK COMPANY, a Nevada corporation, hereinafter called Grantor, and the STATE OF NEVADA, acting by and through its Department of Transportation, hereinafter called Grantee,

WITNESSETH:

For good and valuable consideration, Grantor hereby grants to Grantee a private, nonexclusive easement for the location, construction, and maintenance of an access road situate, lying and being in the County of Eureka, State of Nevada, and more particularly described as being a portion of the SE 1/4 of the SE 1/4 of Section 7, T. 32 N., R. 50 E., M.D.M., and further described as being a parcel or strip of land sixty (60.00) feet (18.288 meters) in width, being thirty (30.00) feet (9.144 meters) wide on each side of an access road centerline, said centerline being more fully described as follows, to wit:

BEGINNING at a point on the south section line of Section 7, T. 32 N., R. 50 E., M.D.M., 1,098.91 feet (334.949 meters) left of and at right angles to the centerline of IR-80 at Highway Engineer's Station "AW" 664+94.84 P.O.T.; said point of beginning further described as bearing N. 89°28'58" W. a distance of 781.60 feet (238.232 meters) from the southeast corner of said Section 7; thence N. 76°34'09" E. a distance of 805.01 feet (245.368 meters) to a point on the east section line of said Section 7, the point of ending; said point of ending further described as bearing N. 0°25'15" E. a distance of 194.04 feet (59.144 meters) from said southeast corner of Section 7; said parcel contains an area of 48,301 square feet (4487.290 square meters).

The sidelines of the above described sixty (60.00) foot (18.288 meters) access road are to be shortened or lengthened so as to begin on the south section line of Section 7, T. 32 N., R. 50 E., M.D.M., and to terminate on the east section line of said Section 7.

Reference is made to Exhibit "A1", State of Nevada, Department of Transportation, sketch map for Parcel Number 1-080-EU-012.530PE, attached hereto and by reference made a part hereof.

Within the limits of NRS Chapter 41, Grantee shall indemnify and hold harmless Grantor, its officers, directors, employees, stockholders, successors and assigns, from and against any and all losses, costs (including without limitation attorney's fees), damages, expenses, liability, claims, awards, demands, causes of action, and judgements for injury to, or death of, persons, and damage to or loss or destruction of, property caused by or resulting from the construction, maintenance, operation or repair of the access road or its use by its employees, authorized agents or authorized contractors.

Grantee shall require its authorized contractors to indemnify and hold harmless Grantor its officers, directors, employees, stockholders, successors and assigns, from and against any and all losses, costs (including without limitation attorney's fees), damages, expenses, liability, claims, awards, demands, causes of action, and judgements for injury to, or death of, persons, and damage to, or loss or destruction of, property caused by or resulting from the construction, maintenance, operation or repair of the access road or its use by its employees, authorized agents or authorized contractors.

To the extent reasonably practicable, Grantee shall exercise its uses and rights, and shall require its authorized contractors to exercise uses and rights granted hereby so as to minimize surface damage or disturbance and interference with Grantor's activities

REVIEWED AND RECOMMENDED BY:

  
Heidi A. Mireles, Chief Right-of-Way Agent,  
Department of Transportation

DATED:

5/22/00

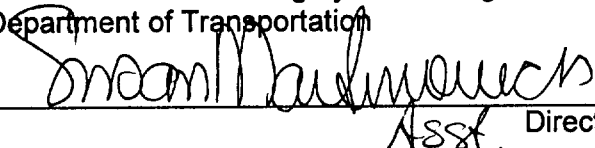
APPROVED FOR LEGALITY AND FORM:

  
Deputy Attorney General

DATED:

5/18/00

STATE OF NEVADA acting by and through  
its Department of Transportation

  
Asst. Director

DATED:

5/22/00

ELKO LAND AND LIVESTOCK COMPANY,

By:

DATED:

3/14/00

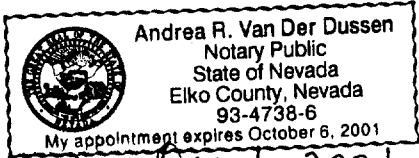
Name Printed: Dan L. Graham

Title:

Vice President

STATE OF NEVADA )  
 )SS.  
COUNTY OF ELKO )

On this 14 day of MARCH, 2000, before me personally appeared DAN L. GRALIAN, known or proved to me to be said person, who stated that he is the VICE PRESIDENT of ELKO LAND AND LIVESTOCK COMPANY, Owner, described herein, and that he executed the foregoing Grant of Easement Deed for the reasons stated therein.



Andrea R. Van Der Dussen  
NOTARY PUBLIC

My commission expires: OCT 6, 2001

STATE OF NEVADA )  
 )SS.  
CARSON CITY )

On this 22nd day of May, 2000, personally appeared before me, the undersigned, a Notary Public in and for Carson City, State of Nevada, Susan Martinovich personally known (or proved) to me to be the Asst. Director of the Department of Transportation of the State of Nevada who subscribed to the above Agreement for the Nevada Department of Transportation under authorization of Nevada Revised Statutes, Chapter 408.205; that he affirms that the seal affixed to said Easement is the seal of said Department; and that said Easement was executed for the Nevada Department of Transportation freely and voluntarily and for the uses and purposes therein mentioned.



IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Julie C. Sulahria



BOOK 334 PAGE 441  
OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
*State of Nevada*  
00 JUN -5 AM 8:22

EUREKA COUNTY NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. **174534** FEES *No fee*

COPY

BOOK 334 PAGE 445