

178087

After Recordation Return  
SIERRA PACIFIC POWER COMPANY  
Land Operations – S4B20  
P.O. Box 10100  
Reno, NV 89520-0024

A.P.N.  
05-690-03

Project Number:  
18212E

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**GRANT OF EASEMENT  
FOR  
ELECTRIC TRANSMISSION AND COMMUNICATION**

THIS INDENTURE made and entered into this 15<sup>th</sup> day of FEBRUARY, 2002, by and between AUBREY LUPP (hereinafter referred to as "Grantor"), and SIERRA PACIFIC POWER COMPANY, a Nevada corporation, (hereinafter referred to as "Grantee"),  
WITNESSETH:

GRANTOR, for and in consideration of the sum of Ten Dollars (\$10.00), in hand paid by Grantee, and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby grant to Grantee, its successors and assigns, a permanent and exclusive easements and rights of way to construct, erect, alter, maintain, inspect, repair, reconstruct and operate one or more electric transmission and communication facilities, consisting of one or more circuits, together with the appropriate poles, towers, necessary guys and anchors, supporting structures, insulators and cross-arms, underground foundations, markers, fixtures and other necessary or convenient appurtenances connected therewith (hereinafter called "Utility Facilities"), across, over, upon, under, and through the following described property situated in the County of Eureka, State of Nevada, to-wit:

AS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART  
HEREOF

Also with the right to install guy and anchor facilities at the angle and terminal pole locations, said guy and anchor facilities to extend not more than 160 feet from said pole locations.

**IT IS FURTHER AGREED:**

1. Grantee, its successors and assigns, shall have at all times ingress and egress to the above-described lands for the purpose of constructing, erecting, altering, maintaining, inspecting, repairing, reconstructing and operating said Utility Facilities.

2. Grantee, its successors and assigns, shall be responsible for any damage to personal property or improvement suffered by Grantor, his heirs, successors and assigns, by reason of constructing, erecting, altering, maintaining, inspecting, repairing, reconstructing and operating said

Utility Facilities by Grantor

3. Grantee, its successors and assigns, will at all times save and hold harmless Grantor, his heirs, successors and assigns with respect to any and all loss, damage or liability suffered or sustained by reason of any injury or damage to any person or property, caused by the constructing, erecting, altering, maintaining, inspecting, repairing, reconstructing and operating of said Utility Facilities by Grantee.

4. Grantor shall not erect or construct, nor permit to be erected or constructed any building or structure, nor permit any activity which in the reasonable judgment of Grantee is inconsistent with Grantee's use of said easement.

5. Grantee, its successors and assigns, shall have the right to remove or clear any and all buildings, structures, combustible materials, trees, brush, debris, or any other obstruction from said easement, which in the reasonable judgment of Grantee may interfere with or endanger the constructing, erecting, altering, maintaining, inspecting, repairing, reconstructing and operating of said Utility Facilities.

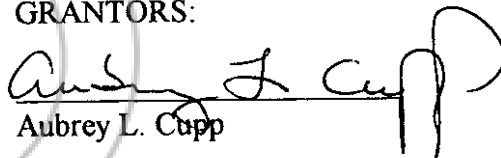
6. Grantee, its successors, assigns and agents, shall have the right to cut down or trim all trees within, adjacent to or outside said easement which may in the reasonable judgment of Grantee endanger the constructing, erecting, altering, maintaining, inspecting, repairing, reconstructing and operating of said Utility Facilities.

THIS GRANTOR EASEMENT shall be binding upon the heirs, executors, administrators, successors in title, successors and assigns of Grantor and Grantee, and all rights herein granted may be assigned.

TO HAVE AND TO HOLD all and singular the said premises, granted together with the appurtenances, unto said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, Grantor has caused these presents duly to be executed the day and year first above written.

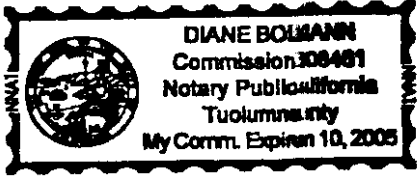
GRANTORS:

  
Aubrey L. Cupp

STATE OF California  
COUNTY OF Tuolumne

This instrument was acknowledged before me on February 15, 2002  
by Diane Boldemann

Diane Boldemann  
Notary Public



COPY

Stantec Consulting Inc.  
950 Industrial Way  
Sparks NV 89431 USA  
Tel: (775) 358-6931 Fax: (775) 3564  
stantec.com



## Stantec

March 6, 2001  
Project No. 8040040

Legal Description  
SIERRA PACIFIC POWER COMPANY  
POWERLINE EASEMENT

OWNER: CUPP, AIREY & LOIS  
APN: 05-690-03

The following describes the centerline of a one hundred and sixty (160) foot wide powerline easement, locate within a portion of Section 5, T30N, R50E, MDM, lying eighty (80) feet on each side of the following described centerline:

Commencing at a pc on the westerly line of said Section 5, from which a mound of stone marking the clog corner of Sections 5 and 6, T30N, R50E, MDM, bears North  $00^{\circ}21'29''$  East, 269.4 feet distant;

Thence departing said section line, North  $89^{\circ}19'15''$  East, 2,641.8 feet, more or less, to the easterly line Lot 3 said Section 5 and the **TRUE POINT OF BEGINNING**;

Thence continuing Nn  $89^{\circ}19'15''$  East, 1,320.9 feet, more or less, to the easterly line of Lot 2 and the Point Terminus for this description, from which a GLO Brass Cap - 1914, marking the clog corner of Sections 4 and 5, T30N, R50 E, bears North  $79^{\circ}35'48''$  East, 1,34.4 feet distant.

Buildings

Environment

Industrial

Transportation

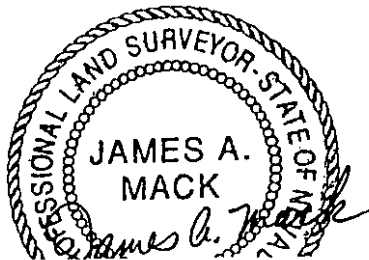
Urban Land

The sidelines of the above described easements shall be lengthened or shortened so as to terminate upon the corners.

Containing an area of 35 acres of land, more or less.

Basis Of Bearing: N/ 1983 (94 Harn Adjustment), UTM Zone 11.

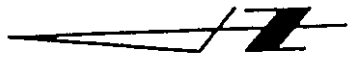
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**BASIS OF BEARINGS**

NAD 1983 (94 HARN ADJUSTMENT)  
UTM, ZONE 11

**AREA = 4.85 ACRES±**



SCALE: 1" = 600'

FND. MOUND OF STONE

FND. GLO BRASS CAP - 1914

T31N, R50E, MDM  
T30N, R50E, MDM

N00°21'29"E  
269.67'

2641.8'±

N89°19'15"E

1320.9'±

N79°35'48"E  
1,344.34'

POB

CENTERLINE OF A 160' WIDE  
POWERLINE EASEMENT

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OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
*Sierra Pacific Power Co.*  
02 MAY -3 PM 1:44

EUREKA COUNTY, NEVADA  
M.M. REBALEATI, RECORDER  
FILE NO. FEES 18<sup>00</sup>

178087

LOT 4

LOT 3

LOT 2

05-690-03  
CUPP, AUBREY & LOIS

SEC. 5

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MAP TO SUPPORT LEGAL DESCRIPTION

**SIERRA PACIFIC POWER COMPANY**

POR. SEC. 5, T30N, R50E, MDM

EUREKA COUNTY

NEVADA

80400400

MARCH 2001

