

**181552**

**EASEMENT DEED**

THIS EASEMENT DEED, dated for reference purposes this 1<sup>st</sup> day of November, 2002, by and between ELKO LAND AND LIVESTOCK COMPANY, a Nevada corporation, hereinafter called Grantor, and WWC License LLC, a Washington corporation, hereinafter called Grantee,

**WITNESSETH:**

For good and valuable consideration, Grantor hereby grants to Grantee a private, nonexclusive easement described below:

The sole purpose and scope of the easement herein granted is to permit Grantee, its employees authorized agents or authorized contractors ingress and egress to Grantee's communications facility located on and within Township 32 North, Range 50 East, Section 16, MDM. The easement shall be fifteen (15) feet on either side of the center line that certain existing road traversing Grantor's following described lands in the County of Eureka, State of Nevada, and which is more particularly described on Exhibit "A" hereto;

Grantee accepts this easement with the express understanding that:

1. Grantee shall not make or cause to make any alterations to the said existing road upon Grantor's said lands without the prior written consent of Grantor which shall not be unreasonably withheld.
2. 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 judgments for injury to, death of persons, and damage to, or loss or destruction of property caused by or resulting from the use of the said 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 judgments for injury to, or death of persons, and damage to, or loss or destruction of property caused by or resulting from the use of the said access road or its use by its employees or authorized agents.

ELKO LAND AND LIVESTOCK COMPANY

By [Signature]

Name Printed: Leeland W. Kruger

Title: President

Dated: March 2, 2003

WWC LICENSE LLC

By [Signature]

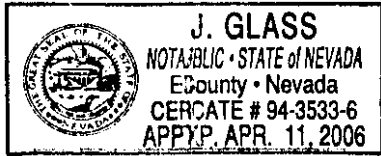
Name Printed: ERIC BARBER

Title: VIC PRESIDENT

Dated: 12-9-02

STATE OF NEVADA )  
 )ss.  
COUNTY OF Eureka )

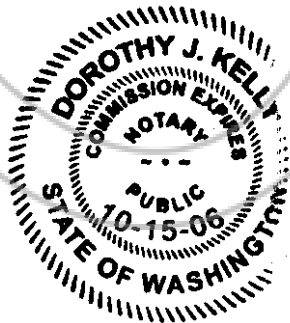
On this 3 day of March, ~~2002~~ <sup>2003</sup>, before me personally appeared Leland W. Krugid known or proved to me to be said person, who stated that he is the President of ELKO LAND AND LIVESTOCK COMPANY, Grantor described herein, and that he executed the foregoing Easement Deed the reasons stated therein.



P. J. Glass  
Notary Public

STATE OF Washington )  
 )ss.  
COUNTY OF King )

On this \_\_\_\_\_ day of December, 2002, before me personally appeared ERIC BARK known or proved to me to be said person, who stated that he is the MAE President of WWC License LLC, Grant described herein, and that he executed the foregoing Easement Deed for the reasons stated therein.



Dorothy Kelly  
Notary Public

# FRONTIER SURVEYING, INC.

Surveying and Mapping Professionals

## SECTION 11, T.32N., 19E., MDM

A strip of land 30 feet wide beginning at a point on the Section Line between Sections 10 and 11, T. 32 N., R. 49 E., MM from which the Northeast Corner of Section 10 bears North 0°0'46" West, 1300.15 ft, a strip of land 30.00 feet wide, lying 15.00 feet on both side of the following described centreline, as shown on the Record of Survey, Eureka County Official Records, File No. 17582

Excepting therein that portion lying within the right of way Interstate 80:

Beginning on a curve concaving Southerly, having a radius of 1370.00 feet;

thence Southeasterly 673.58 feet along said curve through a central angle of 28°10'13" to the end of curve. The bearing and distance of the chord of this curve is South 79°06'50" East, 666.81 feet

thence South 65°44" East, 1080.29 feet to the Northerly Right of Way Interstate 80;

entering into the fenced and uncontrolled Interstate 80 Right of Way;

thence South 65°44" East, 120.75 feet to a curve concaving to the left, Southeasterly, having a radius of 680.00 feet;

thence Southeasterly 224.55 feet along said curve through a central angle of 7°39'29" to the end of curve. The bearing and distance of the chord of this curve is South 68°51'29" East, 224.38 feet

thence South 72°13" East, 1391.59 feet to the Northerly Right of Way Interstate 80;

leaving the unfenced and uncontrolled Interstate 80 Right of Way;

thence South 72°13" East, 850.09 feet to a non tangent curve concaving to the right, Southeasterly, having a radius of 220.00 feet;

thence Southeasterly 323.60 feet along said curve through a central angle of 84°16'35" to the end of curve. The bearing and distance of the chord of this curve is South 71°34'39" East, 295.21 feet

Continued...

**SECTION 11, T.32N.,49E., MDM, CONTINUED**

thence South 75°29" East, 948.33 feet to point on the Section Line between Sections 11 and 12, T. 32., R. 49 E., MDM, from which the ¼ corner common to said Sections 11 and 12 bears Nth 0°13'55" West, 116.99 feet dist.

The sidelines of the above described strip of land shall be extended and shortened to terminate on the beginning and ending section lines.

End of Descript.



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# FRONTIER SURVEYING, INC.

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SECTION 7, T.32N., R.E., MDM

A strip of land 30 feet w, beginning at a point on the Section Line between Section 12, T. 32 N., R. 49 E., and Section T. 32 N., R. 50 E., MDM from which the Southeast Corner of Section 12 bears South 16'56" West, 1030.69 feet, a strip of land 30.00 feet wide, lying 15.00 feet on both side of the following described centerline, as shown on the Record of Survey, Eureka County Official records, File No. 175824:

South 72°35'29" West, 2721.53 feet to a curve concaving to the right, Southeasterly, having a radius 800.00 feet;

thence Southeasy 580.32 feet along said curve through a central angle of 66°30'00" to the end of curve bearing and distance of the chord of this curve is South 39°20'29" East, 548.29 feet

thence South 06°29" East, 132.09 feet to a curve concaving to the left, Southeasterly, having a radius 45.00 feet;

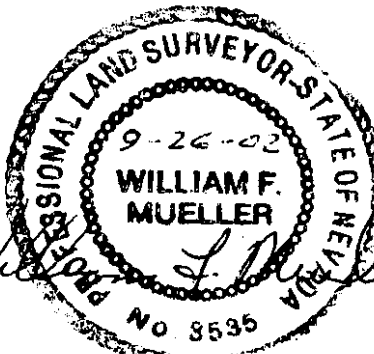
thence Southeasy 80.70 feet along said curve through a central angle of 61°39'12" to the end of curve bearing and distance of the chord of this curve is South 36°55'05" East, 76.87 feet;

thence South 67°41" East, 326.48 feet to a non tangent curve concaving to the right, Southeasterly, having a radius of 230.00 feet;

thence Southeasy 278.17 feet along said curve through a central angle of 69°17'48" to the end of curve bearing and distance of the chord of this curve is South 47°10'16" East, 261.53 feet point on the Section Line between Sections 7 and 18, T. 32 N., R. 50 E., MDM, from which the Southeast Corner of said Section 7 bears North 89°57'43" East, 858.08 feet distance.

The sidelines of the above described strip of land shall be extended and shortened to terminate on the beginning and ending section lines.

End of Description



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# FRONTIER SURVEYING, INC.

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SECTION 17, T.32N., 50E., MDM

A strip of land 30 feet wide, beginning at a point on the Section Line between Sections 17 and 18, T. 32 N., R. 50 E., MDM from which the Northwest Corner of Section 17 bears North 00°05'53" West, 1241 feet, a strip of land 30.00 feet wide, lying 15.00 feet on both side of the following described centerline, as shown on the Record of Survey, Eureka County Official Records, File No. 1751:

South 71°23'46" East, 160.87 feet to a non tangent curve concaving to the right, Northeasterly, having a radius of 630.00 feet;

thence Northeasterly 391.84 feet along said curve through a central angle of 35°38'09" to the end of curve the bearing and distance of the chord of this curve is North 74°11'59" East, 385.55 feet

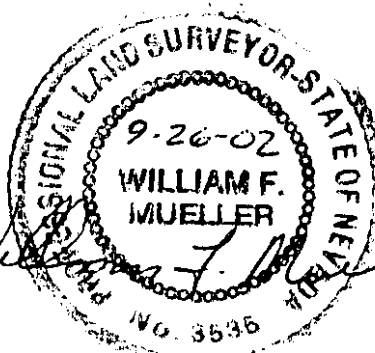
thence South 8°8'57" East, 1082.97 feet to a point within a 50.00 foot wide Southwest Gas Corporation easement;

thence continue within said Southwest Gas Corp. easement as follows, North 71°17'01" East, 10.47 feet;

thence North 03°11" East, 2319.06 feet to point on the Section Line between Sections 8 and 17, T. 32 R. 50 E., MDM, from which the Northeast Corner of said Section 17 bears South 89°10" East, 773.58 feet dist.

The sidelines on above described strip of land shall be extended and shortened to terminate on the beginning and ending section lines.

End of Description.



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# FRONTIER SURVEYING, INC.

Surveying and Mapping Professionals

## SECTION 9, T.32N., 10E., MDM

A strip of land 30 feet wide, beginning at a point on the Section Line between Sections 8 and 9, T. 32 N., R. 50 E., MDM from which the Southwest Corner of Section 9 bears South 00°02'10" East, 352.44 feet, said strip lies within the Southwest Gas Corporation's 50.00 foot Right of Way and continues with said Right of Way of the following described centerline, as shown on the Record of Survey, Meade County Official Records, File No. 175824:

thence North 63°11" East, 2619.84 feet to a curve concaving to the right, Southeasterly, having a radius of 145.00 feet;

thence Southeasterly 148.75 feet along said curve through a central angle of 58°46'39" to the end of curve bearing and distance of the chord of this curve is South 85°03'29" East, 142.31 feet;

thence South 55°10" East, 118.86 feet to a non tangent curve concaving to the right, Southeasterly, having a radius of 2660.00 feet;

thence Southeasterly 411.39 feet along said curve through a central angle of 8°51'40" to the end of curve bearing and distance of the chord of this curve is South 49°15'31" East, 410.98 feet to a curve concaving to the left, Northeasterly, having a radius of 135.00 feet;

thence Southeasterly 86.46 feet along said curve through a central angle of 36°41'46" to the end of curve bearing and distance of the chord of this curve is South 63°10'33" East, 84.99 feet;

thence South 81°26" East, 368.32 feet to a curve concaving to the left, Northeasterly, having a radius 350.00 feet;

thence Northeasterly 109.46 feet along said curve through a central angle of 17°55'09" to the end of curve bearing and distance of the chord of this curve is North 89°30'59" East, 109.02 feet;

thence North 80°25" East, 1390.48 feet to a curve concaving to the left, Northeasterly, having a radius 250.00 feet;

thence Northeasterly 109.70 feet along said curve through a central angle of 25°08'33" to the end of curve bearing and distance of the chord of this curve is North 67°59'08" East, 108.83 feet;

Continued...



SECTION 9, T.32N., R.50E., Continued

thence North 55°52" East, 87.05 feet;

thence South 09°29" East, 23.28 ft., more or less, to a point on the Southeasterly line of said unrecorded ft. wide Southwest Gas Corp. right of way;

thence exiting said unrecorded 50 ft. wide Southwest Gas Corp. right of way South 09°34'29" East, 5.76 feet, more or less, to a non tangent curve concaving to the left, Southeasterly, having a radius of 738.51 feet;

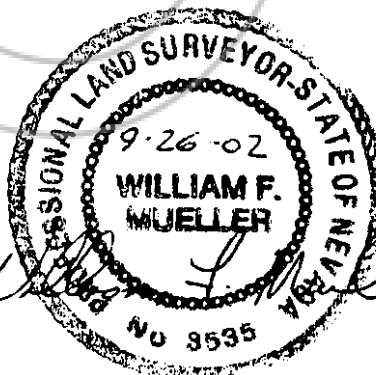
thence Southeasterly 477.94 feet along said curve through a central angle of 37°04'48" to the end of curve; bearing and distance of the chord of this curve is South 03°11'17" East, 469.65 feet

thence South 09°01" East, 280.11 feet to a non tangent curve concaving to the left, Southeasterly, having a radius of 1500.00 feet;

thence Southeasterly 229.18 feet along said curve through a central angle of 8°45'15" to the end of curve; bearing and distance of the chord of this curve is South 09°33'58" East, 228.96 feet; point on the Section Line between Sections 9 and 16, T. 32 N., R. 50 E., MDM, from which the Southeast Corner of said Section 9 bears North 89°52'57" East, 93.69 feet distant.

The sidelines of the above described strip of land shall be extended and shortened to terminate on the beginning and ending section lines.

End of Description



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# FRONTIER SURVEYING, INC.

Surveying and Mapping Professionals

SECTION 15, T.32N., 50E., MDM

A strip of land 30 feet wide, beginning at a point on the Section Line between Sections 15 and 16, T. 32 N., R. 50 E., MDM from which the Northwest Corner of Section 15 bears North 00°05'59" West, 267.9 feet, a strip of land 30.00 feet wide, lying 15.00 feet on both side of the following described centerline, as shown on the Record of Survey, Eureka County Official Records, File No. 1758.

Beginning on a curve concaved Northeasterly, having a radius of 1500.00 feet,

thence Southeasterly 162.94 feet along said curve through a central angle of 6°13'26" to the end of curve the bearing and distance of the chord of this curve is South 27°54'48" East, 162.86 feet a non tangent curve concaving to the right, Westerly, having a radius of 170.00 feet;

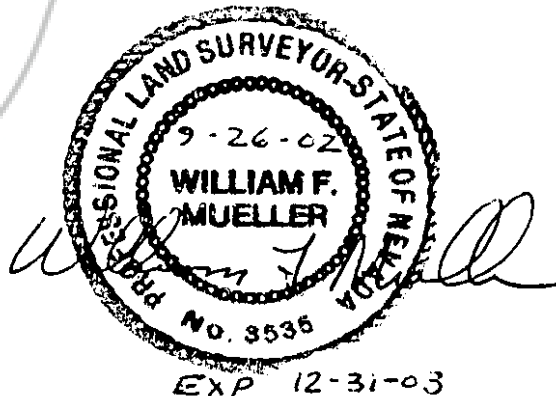
thence Southeasterly 153.14 feet along said curve through a central angle of 51°36'54" to the end of curve the bearing and distance of the chord of this curve is South 05°54'25" East, 148.02 feet a non tangent curve concaving to the right, Northwesterly, having a radius of 40.00 feet;

thence Southwesterly 53.64 feet along said curve through a central angle of 76°49'54" to the end of curve the bearing and distance of the chord of this curve is South 58°09'52" West, 49.71 feet a non tangent curve concaving to the left, Southwesterly, having a radius of 980.00 feet;

thence Northwesterly 50.10 feet along said curve through a central angle of 2°55'45" to the end of curve the bearing and distance of the chord of this curve is North 76°30'08" West, 50.10 feet a point on the Section Line between Sections 15 and 16, T. 32 N., R. 50 E., MDM, from which the West 1/4 Corner of Section 15 bears South 0°05'59" East, 2069.81 feet distant;

The sidelines of the above described strip of land shall be extended and shortened to terminate on the beginning and ending section lines.

End of Description.



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OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
*Newmont Mining Co*  
2003 APR 16 PM 3:22

EUREKA COUNTY NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. FEES **23<sup>00</sup>**

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