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EUREKA COUHTY, NEVADA M.N. REBALEATI, RECORDER FILE NO. FEE\$70 FL

APN#________

196686

Recording Requested by:

Name_____Town of Eureka

Address

City/State/Zip Eureka, NV 89316

GRANT RIGHT OF WAY EASEMENT
(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

This cover page must be typed or printed.

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GRANT RIGHT-OF-WAY EASEMENT

(By an Individual)

KNOWN ALL MEN BY THESE PRESENTS: That **TOWN OF EUREKA** an individual, the "Grantor", whose address is **PO BOX 677, EUREKA, NV 89316** for a good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant unto Mt. Wheeler **Power, Inc.**, a Nevada corporation whose address is P.O. Box 1110, Great Basin Blvd., Ely, Nevada 89301, and to its successors or assigns, the right to enter upon the lands of the undersigned, situated in the County of **EUREKA**, State of **NEVADA**, more particularly described as follows:

A strip of land 25' wide and 200' in length along the north property line of Block 118 (Chinese Cemetery) located within the SE1/4 of sec. 14, T19N, R53E M.D.B.&M. This easement is for the new three-phase overhead power line installed per Eureka County School District. See attached 'Exhibit A'.

The said lines of said easement shall be lengthened or shortened so as to terminate @ end-lines.

and to locate, establish, grade, construct, reconstruct, rephase, repair, operate and maintain above, under, over, across, or on the above described lands and/or in, above, over across, under or upon all streets, roads or highways abutting said lands, an electric transmission and/or distribution line or system to use, or to license, permit, or otherwise agree to the use or occupancy of the line or system by other parties for electrification or telephone or communication purpose; to cut, trim and control the growth by machinery or otherwise of trees and shrubbery located within 12.5 feet on each side of the center line of said line or system, or that may interfere with or threaten to endanger the operation and maintenance of said line or system; and the right of ingress to and egress from said easement over and across the Grantor's lands by means of roads or lanes thereon, if such exist, otherwise by such route or routes as cause the least practicable damage and inconvenience to Grantor.

The Grantor agrees that all poles, wires, cables, conduits, crossarms, conductors, ducts, manholes, transformers, fixtures, and other appurtenances, installed above, over, under, across or on the above described lands at Mt. Wheeler Power, Inc. expense shall remain the property of Mt. Wheeler Power, Inc., upon termination of this Grant Right-of-Way Easement.

Mt. Wheeler Power, Inc., agrees that should Mt. Wheeler Power, Inc., cease to use or maintain the poles, wires, cables, conduits, crossarms, conductors, ducts, manholes, transformers, fixtures, and other appurtenances installed, the installed equipment shall be removed by Mt. Wheeler Power, Inc., and this grant of right-of-way easement shall terminate.

Mt. Wheeler Power, Inc., further agrees to hold Grantor harmless of and from any liability, and

Mt. Wheeler Power, Inc., further agrees to hold Grantor harmless of and from any liability, and further agrees to defend and indemnify Grantor from liability for any injury, sickness, or death arising out of Mt. Wheeler's activities and appurtenances in and along this easement.

IN WITNESS WHEREOF, the Grantor has executed this Easement.

GRANTOR:

Signature

Chairman, Eureka County Commission
Title

Attest: Tumos Ha

STATE OF NEVADA

COUNTY OF EUREKA

This instrument was acknowledged before me on this 21 st. day of March, 2005, by

VERA BAUMANN

Wera Baumann

OTAPUBL NERA BAUMANN
Notary Public, State of Nevada
Appointment Recorded in Eureka County
No. 99-56782-8 - Expires May 13, 2007

TRUSTEE:

Hon. Steven L. Dobrescu District Judge, Dept. 1 Seventh Judicial District **UTILITY**:

WP Representative

Egnes Manager Title

Work Order No. <u>405008</u>

STATE NEVADA

COUNTY WHITE PINE

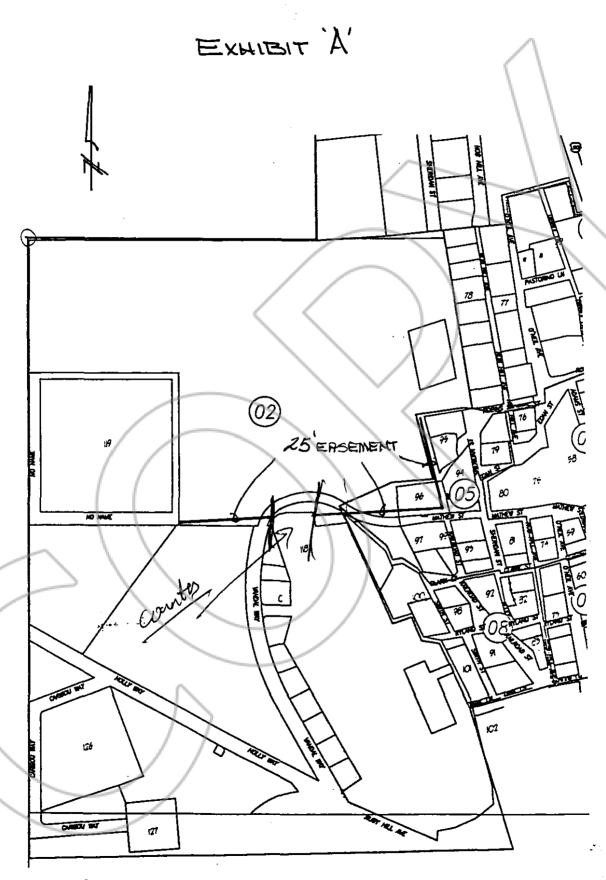
This instrument was acknowledged before

me on this <u>21</u> day of March, 2005, by

JESSE MURDOCK

NOTARY PUBLIC





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