



APN: 006-110-01

Eureka, Nevada

April 9, 2008

GRANT OF TEMPORARY BRIDGE CONSTRUCTION EASEMENT

THIS GRANT OF EASEMENT is made and entered into the date and year written above by and between KENNETH R. BUCKINGHAM, (hereinafter referred to as GRANTOR) and EUREKA COUNTY, a political subdivision of the State of Nevada (hereinafter referred to as GRANTEE).

GRANTOR, for good and valuable consideration, consisting of the GRANTEE'S promise to improve the section of public road described by this Grant, the receipt of which is hereby acknowledged, does hereby grant to GRANTEE, its successors and assigns, a temporary easement and right-of-way to construct, maintain, and repair a water crossing on a public road, known as J.D. Ranch Road (Eureka County Road M-111), in Eureka County, Nevada, for use by the public across, over, upon, under, and through the following described property situated in the County of Eureka, State of Nevada, *to-wit*:

AS DESCRIBED ON EXHIBIT "A" ATTACHED HERETO WITH A MAP ATTACHED AS EXHIBIT "B", MADE A PART OF THIS GRANT.

IT IS FURTHER AGREED:

1. GRANTEE, its successors and assigns, shall have at all time, while this easement exists, ingress and egress to the above-described lands for the purpose of constructing, maintaining, and repairing the public road improvements placed on the public right-of-way that runs through the easement.
2. GRANTEE, its successors and assigns, shall be responsible for any damage

to personal property or improvements, suffered by GRANTOR, their successors or assigns, not by the use the public makes of the public road, but by reason of constructing, maintaining, and repairing the road.

3. GRANTOR, their successors and assigns, shall not erect or construct, nor permit to be erected or constructed, any building or obstruction on or near the temporary easement in a manner to interfere or be inconsistent with GRANTEE's use of said easement.

4. This temporary easement expires when the water crossing construction and repair are complete, but expiration of this temporary easement does not in any way impair or restrict the easement and right-of-way granted by operation of the GRANT OF DEDICATED EASEMENT AND RIGHT-OF-WAY FOR PUBLIC ROAD granted in document 0211766, recorded April 9, 2008, in the Office of the Eureka County Recorder.

THIS GRANT OF TEMPORARY EASEMENT shall be binding upon the heirs, executors, administrators, successors in title, successors and assigns of GRANTOR and GRANTEE.

TO HAVE AND TO HOLD all and singular the said premises, granted together with the appurtenances, unto GRANTEE, its successors and assigns until this temporary easement expires.

**LEGAL DESCRIPTION
BRIDGE CONSTRUCTION EASEMENT**

EXHIBIT A

All that certain real property located within a portion of Section 31, Township 26 North, Range 51 East, M.D.B.& M., being a portion of that Parcel of Land owned by Kenneth R. Buckingham, more particularly described as follows:

A strip of land 106.00 feet in width, lying 61.00 feet northerly and 45.00 feet southerly of the following described line.

COMMENCING at the intersection of the East Line of Lot 2 of said Section 31, also being the westerly line of said Parcel of Land and the centerline of J.D. Ranch Road (Eureka County Road M-111), as built;

THENCE along said centerline N.78°13'59"E., 137.30 feet to the **POINT OF BEGINNING**;

THENCE continuing along said centerline N.78°13'59"E., 143.61 feet to the beginning of a curve concave to the south, having a radius of 1000.00 feet;

THENCE along said curve 283.55 feet through a central angle of 16°14'47";

THENCE S.85°31'14"E., 411.05 feet to the **POINT OF TERMINUS**.

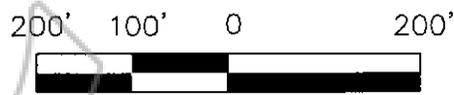
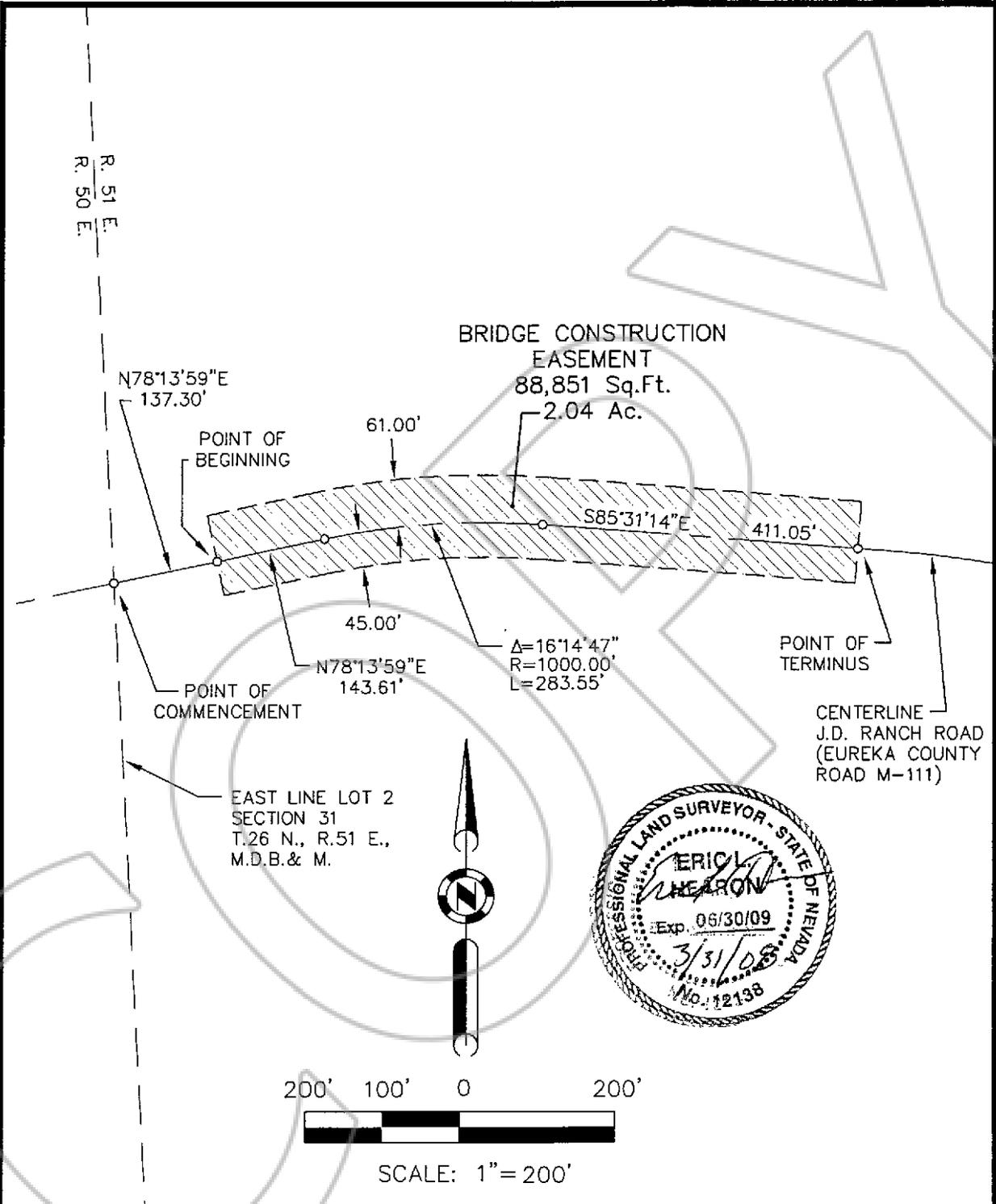
Containing 88,851 square feet or 2.04 acres, more or less.

END OF DESCRIPTION

Prepared under the supervision of

800 E College Parkway
Carson City, NV 89706





SCALE: 1" = 200'

LUMOS
 & ASSOCIATES
 800 E. COLLEGE PARKWAY
 CARSON CITY, NEVADA 89706
 PH (775) 883-7077 FAX (775) 883-7114

EXHIBIT B

BRIDGE CONSTRUCTION EASEMENT
SECTION 31, T.26 N., R.51 E., M.D.B. & M.

EUREKA COUNTY **NEVADA**

Date: 3-27-08
 Scale: 1"=200'
 Job No: 6333 004
 FIGURE **B**

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

GRANTOR:

Kenneth R. Buckingham
KENNETH R. BUCKINGHAM

State of Nevada)
 : ss.
County of Eureka)

This instrument was acknowledged before me on this 9th day of April, 2008, by Kenneth R. Buckingham, Grantor.

Kimberly L. Todd
Notary Public

