

DOC # 0213042

01/16/2009

01:29 PM

Official Record

Recording requested By
PAIUTE PIPELINE CO

Eureka County - NV

Mike Rebaleati - Recorder

Fee: \$17.00

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RPTT:

Recorded By: FES

Book- 0485 Page- 0029

APN# 0-004-330-03

Recording Requested by/Return To:
Paiute Pipeline Company
P. O. Box 1190
Carson City, Nevada 89702-1190
Attn: Theresa Economy 24A 580
W.R. No. 81085, W.O. No. 29-9107



The undersigned hereby affirms this document submitted for recording does not contain a social security number.

GRANT OF EASEMENT

THIS GRANT OF EASEMENT is by and between Elko Land and Livestock Company, a Nevada corporation, "Grantor", and Paiute Pipeline Company, a Nevada corporation, "Grantee";

For good and valuable consideration, the undersigned Grantor hereby grants to Grantee, its successors and assigns, the nonexclusive right for the installation, operation, inspection, maintenance, replacement and removal of a gas pipeline or pipelines and appurtenances, ("Pipeline Facilities"), together with an easement therefore and the right of ingress thereto and egress therefrom, across, upon, in and under the following described real property in the County of Eureka, State of Nevada:

See Exhibit "A" and "B" attached hereto and made a part of this Grant of Easement;

Grantee, its successors and assigns, 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, 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 Pipeline Facilities or the exercise by Grantee, its employees or agents, of any other rights herein set forth. This indemnity by Grantee shall not apply to injuries, deaths or damages caused by or resulting from the negligence, omissions or willful misconduct of Grantor, its employees, contractors or agents or by other Grantees.

Grantee, its successors and assigns, shall comply with all applicable laws, statutes, ordinances, rules, regulations and orders in exercising the rights set forth herein.

Grantor, its successors or assigns, shall not place any trees in the easement area, nor erect, install or construct any building, structure, or landscaping that, in the reasonable judgment and prior consent of Grantee, is inconsistent with Grantee's use of the easement.

Grantor makes no warranty or representation as to suitability of Subject Land for Grantee's easement use or purpose. Grantor makes no warranty or representation as to zoning, permitting or other legal requirements which may affect the grant of easement and Grantee's use thereof. Grantee makes no warranty or representation as to the rights, purported rights or claims of third parties in the subject lands or affecting Grantee's use of the easement. Grantee

understands that this grant of easement is expressly subject to all prior rights of third parties of which Grantee has actual or constructive notice.

Grantee shall not make modifications or improvements to the existing access road except to maintain or restore it to its condition as of the date of this grant of easement, without the prior written consent of the Grantor, which will not be unreasonably conditioned, delayed or withheld.

Grantee shall have and hold the rights granted herein for so long as it uses and maintains the Pipeline Facilities on the lands described, and the rights granted herein shall be deemed to be abandoned and shall terminate upon Grantee's discontinuance of such use and maintenance for a period of one year and all such shall revert to Grantor, its successors or assigns.

EXECUTED this 5 day of January 2009.

ELKO LAND AND LIVESTOCK COMPANY

By: *Robert L. Chapman*

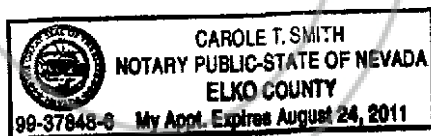
Name: Robert L. Chapman

Title: Vice President

STATE OF NEVADA

COUNTY OF ELKO

On this 5th day of January, 2009, before me, a Notary Public in and for the said state, personally appeared Robert L. Chapman who is Vice President of Elko Land and Livestock Company, personally known to me to be the person who executed the above instrument on behalf of said Corporation, and acknowledged to me that he executed the same for the purposes therein stated.



Carole T. Smith
Notary Public

EXHIBIT "A"
Paiute Pipeline Company
Grant of Easement
p.3 of 4
WR# 810805

All that certain easement for Gas purposes being a portion of the NW 1/4 of the SW 1/4 of Section 33, Township 32 North, Range 49 East, M.D.M., Eureka County, Nevada described as follows:

Commencing at NDOT Right of Way Monument "786012H", a found 6" by 6" concrete post occupying a point 75.00 feet right of centerline station "A'~250+78.00 PT / 'F'~250+78.00 PT"; from which the accepted south west section corner of said section 33, marked by a found 3/4" Rebar with out cap bears South 49°09'20" East 2765.68 feet:

Thence northeasterly along the north Right of Way line of Nevada State Route 306 North 76°56'42" East 2089.04 feet to the beginning of a curve concave to the north west with a radius of 2,425 feet; thence north easterly 598.71 feet along said curve through a central angle of 14°08'45" to the **Point of Beginning** from which the said southwest section corner of section 33 bears South 11°27'00" West 2536.65 feet;

Thence departing said north right of way line North 27°12'04" West 10.03 feet to the beginning of a curve concave to the northwest with a radius of 2415.00 feet to which a radial line bears South 27°12'04" East; thence north easterly 25.00 feet along said curve through a central angle of 0°35'35";

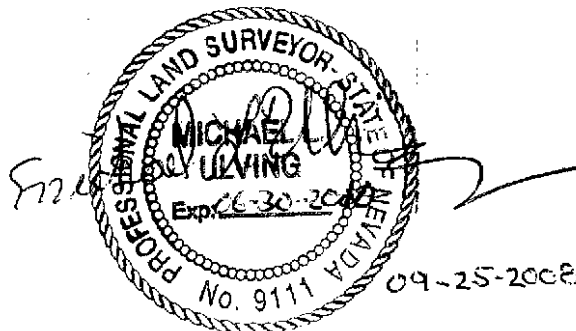
Thence South 27°47'39" East 10.03 feet along a radial line to the north right of way line of SR 306 and the beginning of a curve concave to the north west with a radius of 2425'; thence south westerly 25.10 feet along said curve through a central angle of 0°35'35" to the Point of Beginning.

Containing: 251 square feet more or less.

Basis of Bearings: NAD 83, Nevada State Plane Coordinate System, East Zone. The distances contained here are ground values. The combined grid to ground scale factor =1.000255.

APN 004-330-03

Prepared By:
Michael L. Ulving, PLS 9111
TRC Engineers, Inc.
4875 Longley Lane
Reno, NV 89502



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POR. NW 1/4 OF THE SW 1/4 OF SEC.33, T32N, R49E, MDM., EUREKA COUNTY, NEVADA

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LINE TABLE		
LINE	LENGTH	BEARING
L1	10.03	N27°12'04"W
L2	10.03	S27°47'39"E

CURVE TABLE			
CURVE	RADIUS	DELTA	LENGTH
C1	2415.00	0°35'35"	25.00
C2	2425.00	0°35'35"	25.10

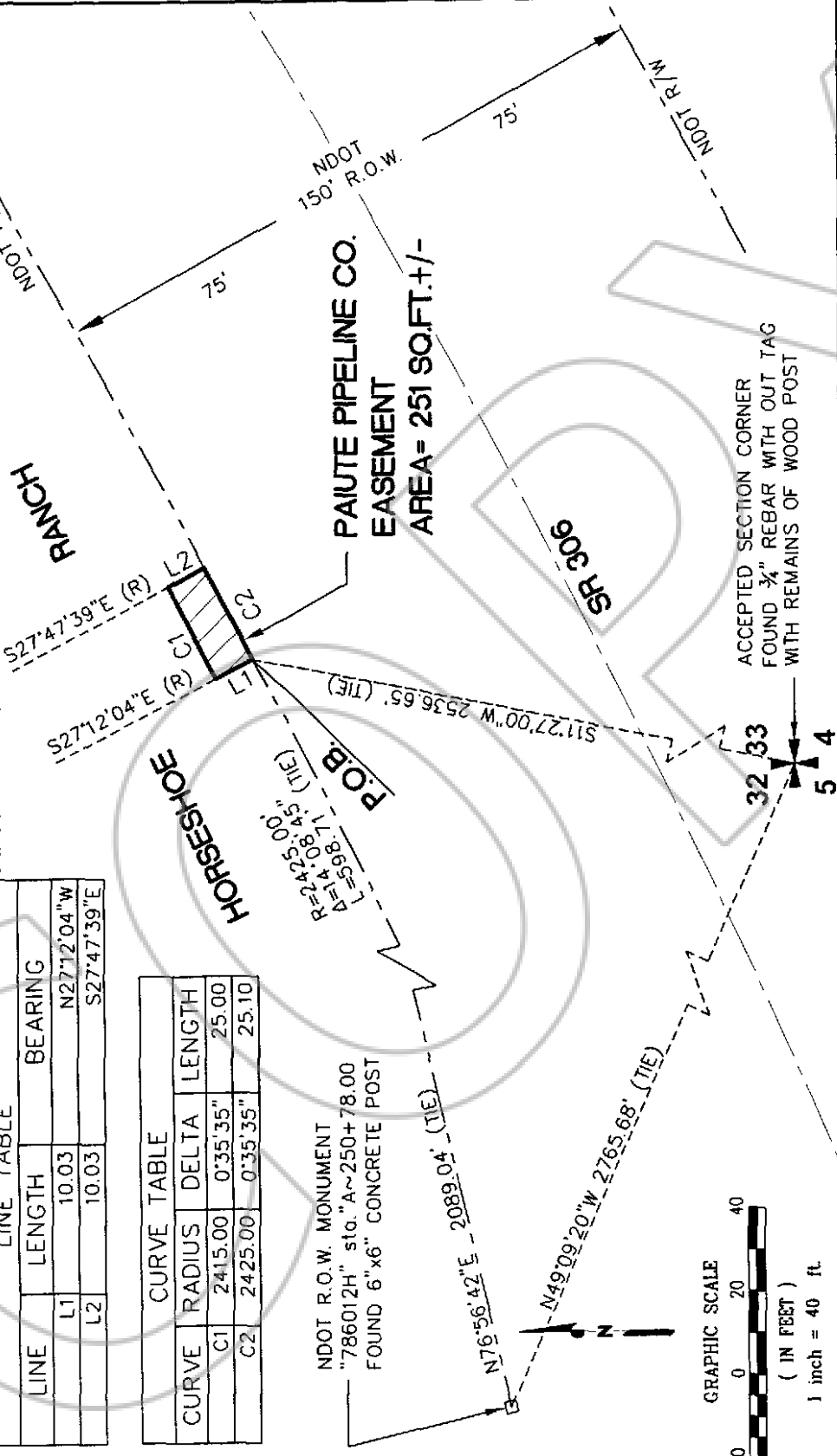


EXHIBIT 'B'
MAP TO SUPPORT LEGAL DESCRIPTION FOR
PAUTE PIPELINE COMPANY

TRC
 4875 LONGLEY LANE, SUITE 100
 RENO, NEVADA 89502
 (775) 322-3064