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EUREKA COUNTY NV
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Trustee's Deed

This Deed is made the 6th day of February, 2009, between Judge STEVE L. DOBRESCU, Judge of the Seventh District Court of the State of Nevada in and for the County of Eureka, and by virtue thereof trustee of Eureka Town Site, the party of the first part, and EUREKA COUNTY, by and through the Board of Eureka County Commissioners, the party of the second part,

Witnesseth:

Whereas, the said trustee, by virtue of the authority vested in him by the deed of trust hereinafter mentioned as trustee for the occupants of the Town Site of Eureka, and pursuant to the provisions of Section 2387 and 2389 of the Revised Statutes of the United States, and of an act of the Legislature of the State of Nevada entitled: "An Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress entitled 'An Act for the relief of the inhabitants of cities and towns upon the public lands, approved March 2, 1867,' Approved February 20, 1869," did grant and convey unto said party of the second part, in accordance with the law hereinabove mentioned, a certain tract of land situate, lying

and being in the Town Site of Eureka, County of Eureka, State of Nevada, and as the same is delineated upon the official plat of the survey of said Town Site, which is now on file in the Bureau of Land Management, Washington, D.C., all of which said lands was conveyed by the United States of America to the said W.R. Reynolds, in trust, by patent No. 1122995, bearing date December 1, 1947, and which is recorded in book 23 of deeds, at page 226, records of Eureka County, State of Nevada, and which said tract of land hereinafter described is a portion of the lands described in the Patent hereinabove described, and which said land is more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND A PART HEREOF.


NOW THEREFORE, in consideration of the restrictions placed upon the property for public use by the said party of the second part in a Resolution recorded as file number 0213083 and repeated as a restrictive covenant in this instrument, the receipt whereof is hereby acknowledged, the said Judge STEVE L. DOBRESCU as said trustee, does by these presents grant and convey in fee simple, subject to the reservations hereinafter mentioned, unto the said party of the second part, its heirs and assigns, the tract of land hereinabove described.

TO HAVE AND TO HOLD the said tract of land with the appurtenances thereof, unto the said party of the second part, and to its heirs, successors, and assigns forever, subject to any vested and accrued water right for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as



may be recognized and acknowledged by the local customs, laws, and decisions of courts. And there is hereby reserved from the lands hereby granted a right-of-way thereon for ditches and canals constructed by the authority of the United States. Excepting and reserving, however, to the United States, pursuant to the provisions of an Act of August 1, 1946 (60 Stat. 755), all uranium, thorium, or any other material which is or may be determined to be peculiarly essential to the production of fissionable materials, whether or not of commercial value, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine and remove the same. And it is hereby further provided that the party of the second part shall only use the lands hereby granted for the sole purpose of providing a buffer between existing users, to include a sixty foot (60') wide interior perimeter fire break, fenced from the rest of the lands and kept free of flammable materials and obstructions, and the remainder of the lands shall only be used for expansion of water storage capacity and all necessary and desirable infrastructure both above and below the ground to serve the occupants of the Townsite of Eureka; and failure to abide by these restrictions shall cause the lands to revert to the Trustee.

IN WITNESS WHEREOF the said party of the first part, as such trustee, has hereunto set his hand the day and year first above written.


_____, Trustee.
Hon. Steven L. Dobrescu
District Judge, Dept. 1
Seventh Judicial District

State of Nevada)
 : ss.
County of Eureka)

On this 6th day of February, 2009, personally appeared before me, JACKIE BERG, Clerk of the Seventh Judicial District Court of the State of Nevada in and for the County of Eureka, Judge Steve L. Dobrescu, known to me to be the trustee of the Eureka Town Site, and to be the person described in and who executed the foregoing instrument and who acknowledged to me that he executed the same freely and voluntarily as such trustee for the use and purposes therein mentioned.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal in my office in Eureka, Nevada, the day and year in this certificate first written above.



JACKIE BERG, Clerk of said Court.

LEGAL DESCRIPTION

TANK SITE

All that certain real property located within a portion of the SE 1/4 of Section 14 Township 19 North, Range 53 East, M.D.B.& M., Eureka County, Nevada, more particularly described as follows:

COMMENCING at an Iron Pin in concrete marking the SE corner of said Section 14;

THENCE N.79°34'29"W., 532.60 feet to the northwesterly line of Railroad Street and the **POINT OF BEGINNING.**

THENCE along said northwesterly line S.34°48'00"W., 37.54 feet to the beginning of a non-tangent curve concave to the north, from which a radial line bears S.14°47'44"E. and having a radius of 1150.00 feet;

THENCE along said curve 670.64 feet through a central angle of 33°34'27" to the northeasterly line of Vandal Way;

THENCE along last said line N.29°16'00"W., 3.77 feet to the southerly line of Ruby Hill Estates;

THENCE along the southerly and easterly lines of Ruby Hill Estates the following (5) courses:

1. N.53°20'56"E., 100.84 feet;
2. N.29°16'00"W., 710.39 feet;
3. N.14°50'34"E., 127.83 feet;
4. N.05°48'01"W., 50.23 feet;
5. N.00°21'29"W., 109.30 feet;

THENCE N.86°10'33"E., 156.13 feet;

THENCE N.10°16'40"W., 249.44 feet;

THENCE N.83°23'10"E., 156.03 feet;

THENCE S.24°22'27"E., 489.12 feet;

THENCE N.73°24'02"E., 99.61 feet;

THENCE S.25°09'54"W., 121.06 feet;

THENCE S.73°10'26"E., 64.71 feet;

THENCE S.22°54'00"E., 304.20 feet to the northerly Right of Way line of Tank Lane;

THENCE S.16°00'41"E., 18.38 feet to the southerly Right of Way line of Tank Lane;

THENCE S.16°25'00"E., 407.86 feet to the POINT OF BEGINNING.

Containing 635,461 square feet or 14.59 acres, more or less.

The basis of bearings for this legal description is Based on NAD 83/94 and the U.S. State Plane Coordinate System, Nevada East. Between found Iron Pin in concrete marking the SE corner of said Section 14 and U.S.G.S. Station Tank, measured as N.55°33'22"W per this survey.

END OF DESCRIPTION

Prepared under the supervision of
Eric L. Hearon PLS 12138
800 E College Parkway
Carson City, NV 89706



For corresponding plat depicting this property see Record of Survey filed the 6th day of February, 2009, File No. 0213084.

