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EUREKA COUNTY

Eureka County - NV

Mike Rebaleati - Recorder

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Eureka, Nevada

December 5, 2008

RESOLUTION

OF THE BOARD OF EUREKA COUNTY COMMISSIONERS TO ADJUST THE BOUNDARIES OF COUNTY ROAD 101 AND PROPERTY BELONGING TO DAVID R. AND TERRY L. CLARK

WHEREAS, N.R.S. 244.276 grants to the Board of Eureka County Commissioners certain powers, including the power to cause a realignment or other adjustment as it deems proper by exchange of County property in order to carry out any necessary adjustment when it is considered to be in the best interests of the County; and

WHEREAS, David R. and Terry L. Clark are now the owners of property abutting County Road 101 on both sides of that Road, and are willing to grant to the County the land on one side of the Road, consisting of 2.23 acres, more or less; and

WHEREAS, the land offered up to the Clarks will secure a beneficial right-of-way for County Road 101, and is in the best interests of the County; and


WHEREAS, the County is willing to grant a portion of land now owned by the County and abutting the Clark property, consisting of 2.23 acres, more or less; and

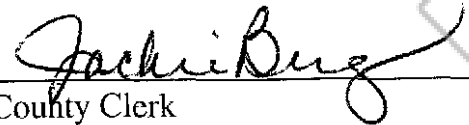
WHEREAS, in consideration for this land exchange, the Clarks grant to the County the land previously described, and grant to the County an easement for all existing utilities now existing above or below the ground on the Clark property, and affirm there is an existing easement 40' wide to be utilized for all existing and future underground utilities; and

WHEREAS, the specific description of the areas reserved for the 40' easement, and the land to be exchanged will be described in a boundary line adjustment map to be filed following this Resolution, in a form agreeable to both parties; and

WHEREAS, the Clarks and the County shall contribute to the cost of the survey of the lands to be included in this adjustment and to be displayed upon the boundary line adjustment map.

Adopted this 5th day of December, 2008.


Leonard J. Fiorenzi, Vice Chairman
Board of the Eureka County Commissioners

Attest: 
County Clerk