

APN: 001-134-09

Eureka, Nevada



0218533

**GRANT OF EASEMENT FOR  
CHANNEL IMPROVEMENTS**

THIS GRANT OF EASEMENT made this 1<sup>st</sup> day of August, 2011 and by and between JACK ORR and SUE ORR (hereinafter referred to as "Grantors") and Eureka County, a political subdivision of the State of Nevada (hereinafter referred to as "Grantee").

WITNESSETH:

WHEREAS, the Grantors are the owners of that certain parcel located in Eureka County, Nevada generally described as Lots 1 and 1 of Block 12 of the Plat of the Townsite of Eureka Nevada as approved by the United States Department of the Interior, General Land Office on November 19, 1937 and recorded as Document Number 127447 in the Official Records of the County of Eureka, State of Nevada, (hereinafter referred to as "Property").

NOW THEREFORE, the undersigned Grantors, for good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant to Grantee, its successors and assigns, a permanent easement for channel improvements across a portion of the Property more particularly described in Exhibits "A" and "B", which are incorporated by this reference as if fully set forth herein.

**IT IS FURTHER AGREED:**

1. Grantee, its successors and assigns, shall have at all times ingress and egress to the above described channel improvements for the purpose of constructing, maintaining and repairing them.
2. Grantee, its successors and assigns, shall indemnify and hold Grantors harmless of and from damages to persons, property, or improvements suffered by Grantors or third parties by reason of Grantee's maintenance and repair of the channel improvements, provided Grantee is apprised as soon as possible of any claim of damages.
3. Grantors, their successors and assigns, shall not erect or construct, nor permit to be erected or constructed, any building or obstruction on or near the easement in a manner to interfere or be inconsistent with Grantee's use of said easement.

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

TO HAVE AND TO HOLD all and singular the said premises, granted together with the appurtenances, unto Grantee, its successors and assigns forever.

IN WITNESS WHEREOF Grantors have hereunto signed on the day and year first above written.

GRANTORS:

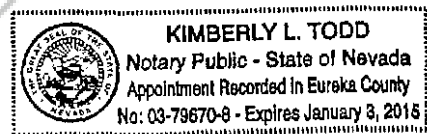
Jack E. Orr  
JACK ORR

Sue K Orr  
SUE ORR

STATE OF Nevada )  
County of Eureka ) : ss.

On this 1 day of August, 2011, before me, the undersigned, a Notary Public in and for Eureka County and State of Nevada, appeared JACK ORR and SUE ORR known to me to be the persons who executed the above and foregoing instrument, and who acknowledged to me that they did so freely and voluntarily and for the purposes therein mentioned.

Kimberly L. Todd  
NOTARY PUBLIC



# EXHIBIT "A"

## PORTIONS OF LOTS 1, 2 & 3, BLOCK 12, EUREKA TOWNSITE

All that real property situate within a portion of the Southwest One-Quarter (SW 1/4) of Section Thirteen (13), Township Nineteen (19) North, Range Fifty-Three (53) East, Mount Diablo Meridian (M.D.M.), County of Eureka, State of Nevada, being portions of Lots 1, 2 and 3 of Block 12 of the Plat of the Townsite of Eureka Nevada as approved by the United States Department of the Interior, General Land Office on November 19, 1937 and recorded as Document Number 127447 in the Official Records of the County of Eureka, State of Nevada, more particularly described as follows:

**BEGINNING** at the northwesterly most corner of said Lot 1, said point lying at the southeasterly corner of the intersection of Silver Street and the Eureka Canyon Channel as shown on said Plat of the Townsite of Eureka;

**THENCE** easterly along the southerly line of said Silver Street, North  $81^{\circ}27'00''$  East, 5.00 feet;

**THENCE** leaving said line, South  $6^{\circ}59'58''$  East, 75.03 feet to the southwesterly corner of said Lot 3 and also lying on the easterly line of said Eureka Canyon Channel;

**THENCE** northerly along said easterly line, North  $10^{\circ}50'00''$  West, 75.06 feet to the **POINT OF BEGINNING** and the end of this description.

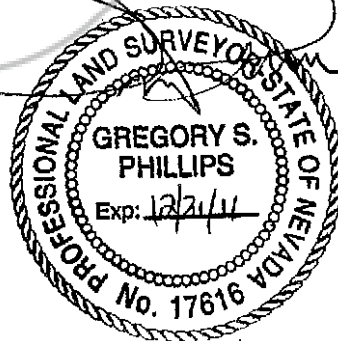
Containing 188 square feet, more or less.

The basis of bearing for this description is identical to that said Plat of the Townsite of Eureka Nevada, recorded as Document Number 127447, in the Official Records of the County of Eureka, State of Nevada.

Prepared by:

**Lumos & Associates**  
800 East College Parkway  
Carson City, NV 89706

Gregory S. Phillips, P.L.S.  
Nevada Certificate No. 17616



07/22/11

# SILVER STREET

POINT OF BEGINNING

N 81°27'00" E  
5.00'

LOT 1

EASEMENT AREA  
188± SQ. FT.

EUREKA CANYON CHANNEL

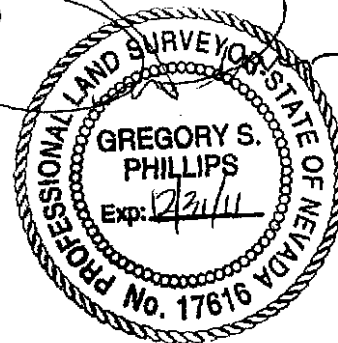
BLOCK 12

LOT 2

N 10°49'04" W  
75.06'

S 06°59'58" E  
75.03'

LOT 3



07/22/11



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800 E. COLLEGE PARKWAY  
CARSON CITY, NEVADA 89709  
PH. (775) 883-7077 FAX (775) 883-7114

EUREKA COUNTY

EXHIBIT "B"

PORTIONS OF LOTS 1, 2 & 3, BLOCK 12, EUREKA TOWNSITE

EUREKA COUNTY

NEVADA

Date: JULY 2011

Scale: 1" = 10'

Job No: 7790.001