

EASEMENT AND RIGHT OF WAY (UNDERGROUND)



FOR CONSIDERATION RECEIVED,
Nevada State Public Works Division

Grantor(s) hereby grants to WELLS RURAL ELECTRIC COMPANY, a non-profit, cooperative corporation, incorporated and doing business under the laws of the state of Nevada, Grantee, an easement and right-of-way on, under and over a parcel of land situate in the County of Elko, State of Nevada, described as follows:

“A strip of land 370 feet in length within Section 31, T. 26 N., R. 51 E., MDBM, Pine Valley, Nevada, lying 12 ½ feet on each side of the new 24.9 KV underground power line as presently constructed by Wells Rural Electric Company and approved by Grantor(s).”

For the right to erect, construct, reconstruct, replace, repair, inspect and maintain an electric distribution and/or transmission line or lines and system with all necessary apparatus, appliances, fittings, and fixtures (herein collectively referred to as “facilities”), together with adequate protection therefore, both underground and above-ground at a location and on a route to be selected by Grantee.

TOGETHER WITH:

1. The right to excavate the refill trenches for the location of said facilities and conduct such grading as may be reasonably necessary.
2. The right of ingress to and egress from by means of roads, lanes, streets thereon, if such exist, otherwise by such route or routes shall occasion the least damage and inconvenience to Grantor.
3. The right from time to time to trim and cut down and clear away all trees and brush now or hereafter on the parcel and on either side of the parcel which now or hereafter in the opinion of Grantee may be hazardous to the facilities, or may interfere with the exercise of Grantee's rights hereunder
4. The right during construction, repair and replacement to the reasonable use of adjacent lands.
5. The right to mark the location of said facilities by suitable markers, provided that such makers will not interfere with any reasonable use Grantor shall make of said lands.

Grantee, upon acceptance of this easement and right of way agrees not to fence the lands, to backfill any trench made by it on the parcel, and repair any damage it shall cause to Grantor's adjacent lands.

Grantee reserves the right to use the parcel for purposes which will not interfere with Grantee's full enjoyment of the rights hereby granted, provided that Grantor shall not erect or construct any building or other structure, drill or operate any well, or construct any obstruction on the strip which is incompatible with the use granted herein.

IN WITNESS WHEREOF, the undersigned have executed this Easement and Right of Way this 21st day of November, 2012.

Signature

Title

STATE OF Nevada

COUNTY OF Elko

On November 21, 2012, personally appeared before me, a Notary Public, Gary Sundseth

_____, who acknowledged that (he) (she) (they) executed the above instrument.

Kelly A. Scow
NOTARY PUBLIC

ADDRESS OF GRANTEE:
WELLS RURAL ELECTRIC COMPANY
P.O. BOX 365
Wells, Nevada 89835

