

N-34189

The United States of America

To all to whom these presents shall come, Greeting:

WHEREAS, the State of Nevada Department of Transportation is entitled to a Land Patent pursuant to the Act of June 14, 1926, 44 Stat. 741, as amended; 43 U.S.C. 869, for the following described land:

Mount Diablo Meridian, Nevada

T. 2 S., R. 68 E.,
sec. 9, ~~E1/2NW1/4~~, ~~E1/2SW1/4~~,
~~NW1/4~~.

The area described contains 17.50 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES, unto the above named claimant, the land above described; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant, its successors and assigns, forever:

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way thereon for ditches and canals constructed by the authority of the United States, Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945.
2. All mineral deposits in the lands so patented, and to it, or persons authorized by it, the right to prospect, mine, and remove such deposits from the same under applicable law and such regulations as the Secretary of the Interior may prescribe.

SUBJECT TO:

1. Those rights for highway purposes which have been granted to the Nevada State Highway Department, its successors or assigns, by Permit No. CC-023544, under the Act of November 9, 1921, 42 Stat. 212-216, 23 U.S.C. Sec. 18.
2. Those rights granted by oil and gas lease, N-31565, made under Section 29 of the Act of February 25, 1920, 41 Stat. 437 and the Act of March 4, 1933, 47 Stat. 1570. This patent is issued subject to the right of the prior permittee or lessee to use so much of the surface of said land as is required for oil and gas exploration and development operations, without compensation to the patentee for damages resulting from proper oil and gas operations, for the duration of oil and gas lease, N-31565, and any authorized extension of that lease. Upon termination or relinquishment of said oil and gas lease, this reservation shall terminate.

The patent is also subject to the following reservations, conditions and limitations:

(a) If the patentee or any successor in interest does not comply with the provisions of the plan of development filed August 31, 1981 and amended January 29, 1982 or by any revision thereof approved by the Secretary of the Interior or his delegate, said Secretary or his delegate, after due notice, and opportunity for a hearing, may declare the terms of this grant terminated in whole or in part. The patentee, by acceptance of this patent, agrees for itself and its successors in interest that such declaration shall be conclusive as to the facts found by the Secretary or his delegate and shall, at the option of the Secretary or his delegate, operate to revert in the United States full title to the land involved in the declaration;

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(b) The patentee or any successor in interest shall comply with and shall not violate any of the terms or provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 241) and requirements of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant thereto (43 CFR 17) for the period that the land conveyed herein is used for the purpose for which the grant was made pursuant to the act cited or for another purpose involving the provision of similar services or benefits;

(c) If the patentee or any successor in interest does not comply with the terms or provisions of Title VI of the Civil Rights Act of 1964 and the requirements imposed by the Secretary of the Interior issued pursuant to that title during the period which the land described herein is used for the purpose for which the grant was made pursuant to the act cited or for another purpose involving the provision of similar services or benefits, said Secretary or his delegate may declare the terms of this grant terminated in whole or in part. The patentee, by acceptance of this patent, agrees for itself and its successors in interest that a declaration of termination in whole or in part of this grant shall, at the option of the Secretary or his delegate, operate to revert in the United States full title to the land involved in the declaration;

(d) The United States shall have the right to seek judicial enforcement of the requirements of Title VI of the Civil Rights Act of 1964 and the terms and conditions of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant to said Title VI, in the event of their violation by the patentee or any successor in interest;

(e) The patentee or any successor in interest will, upon request of the Secretary of the Interior or his delegate, post and maintain on the property conveyed by this document signs and posters bearing a legend concerning the applicability of Title VI of the Civil Rights Act of 1964 to the property conveyed;

(f) If the patentee or any successor in interest attempts to transfer title to or control over the land to another or the land is devoted to a use other than a maintenance station without the consent of the Secretary of the Interior or his delegate, or prohibits or restricts, directly or indirectly, or permits its agents, employees, contractors or subcontractors (including without limitation, lessees, sublessees and permittees) to prohibit or restrict, directly or indirectly, the use of any part of the patented land or any of the facilities thereon by any person because of such person's race, creed, color, sex or national origin, title shall revert to the United States;

(g) Title shall revert to the United States upon a finding, after notice and opportunity for a hearing, that, without the approval of the authorized officer, the lands have not been used for the purpose for which they were conveyed for a five (5) year period;

(h) The reservations, conditions and limitations contained in paragraphs (a) through (g) shall constitute a covenant running with the land, binding on the patentee and its successors in interest for the period for which the land described herein is used for the purpose for which this grant was made or for another purpose involving the provision of similar services or benefits.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Reno, Nevada
the THIRTY-FIRST day of JANUARY in the year
of our Lord one thousand nine hundred and EIGHTY-THREE
and of the Independence of the United States the two hundred
and SEVENTH.

By 
Deputy State Director, Operations

Patent Number 27-86-0015

Lincoln County

1923

COPY

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FILED AND RECORDED AT REQUEST OF
Tex. Dept. of Transportation
February 10, 1923

AT 40 MINUTES PAST 1 O'CLOCK

PM IN BOOK 53 OF OFFICIAL

RECORDS, PAGE 482 LINCOLN

COUNTY, NEVADA.

WENKO SETZER

COUNTY RECORDER

Clara Sanchez Deputy

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