

Original

**RECORDING REQUESTED BY
And When Recorded Mail to**

Name: Mr. Glenn Van Roekel
City of Caliente
Street Address: P.O. Box 158
City & State: Caliente, NV 89008

Space Above For Recorder's Use

Mail Tax Statements To:

Name: Same as above
Street Address:
City & State:

828-02

DONATIVE QUITCLAIM DEED

UNION PACIFIC RAILROAD COMPANY, a Utah corporation (which through merger with the Los Angeles & Salt Lake Railroad Company became successor in interest to the real property described herein), Grantor, does hereby DONATE, REMISE, RELEASE and forever QUITCLAIM unto the CITY OF CALIENTE, Lincoln County, a political subdivision of the State of Nevada, Grantee, whose address is shown above and unto its successors and assigns forever, all of Grantor's right, title, interest, estate, claim and demand, both at law and in equity, of, in, and to the real estate (hereinafter the "Property") situated in Lincoln County, State of Nevada, as more particularly described in Exhibit A, hereto attached and hereby made a part hereof.

RESERVING unto the Grantor, its successors and assigns, a PERPETUAL EASEMENT across those portions of the Property lying within 25 feet of Grantor's adjacent mainline track in order for Railroad to access such portions of Property with such personnel and equipment and machinery that may be necessary for Railroad to maintain, repair, reconstruct, realign, or, if necessary, remove such adjacent railroad trackage.

By its acceptance of this Deed, the Grantee, its successors and assigns, acknowledges and agrees that (i) portions of the Property lie within twenty-five (25) feet of the centerline of Grantor's adjacent mainline trackage and that in such locations, the

Grantee, at its sole expense, will construct within 180 days of the date of this deed, a concrete barrier of a kind and type suitable to the Grantor at a location that is twenty-five (25) feet from the centerline of Grantor's adjacent mainline track in order to restrict access to Grantor's track and other operating right-of-way, (ii) the Grantee, its successors and assigns, shall maintain, repair, and reconstruct, at Grantee's sole expense, all portions of said concrete barrier to the satisfaction of the Grantor, and (iii) with respect to such portions of the Property lying within 25 feet of Grantor's adjacent mainline track, such portions of the Property shall only be used by the Grantee, its successors and assigns, for the construction, maintenance, repair and reconstruction, at Grantee's sole expense, of a drainage ditch, with no other use to be made of such portions of the Property.

EXCEPTING from this quitclaim and RESERVING unto Grantor, its successors and assigns, forever, all minerals and all mineral rights of every kind and character now known to exist or hereafter discovered underlying the Property, including without limiting the generality of the foregoing, oil and gas and rights thereto, together with the sole, exclusive and perpetual right to explore for, remove and dispose of said minerals by any means or methods suitable to the Grantor, its successors and assigns, but without entering upon or using the surface of the Property, and in such manner as not to damage the surface of the Property, or to interfere with the use thereof by the Grantee, its successors and assigns.

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging; TO HAVE AND TO HOLD, subject to the aforesaid provisions, the Property unto the said Grantee and unto its successors and assigns.

IN WITNESS WHEREOF, the Grantor has caused this deed to be duly executed as of the 22 day of May, 1916

Attest

UNION PACIFIC RAILROAD COMPANY,

B. C. Ingram
Assistant Secretary

By R. C. [Signature]
Title: Assistant Vice President

(Seal)

ACKNOWLEDGEMENT

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On May 22, 1996, before me, ROBERT E. ANDERSON, a
Notary Public in and for said County and State, personally appeared

R.D. Ulrich and R. C. INGRAM

who are the Assistant Vice President and the
Assistant Secretary, respectively, of Union Pacific Railroad Company, a Utah corporation,
and who are personally known to me (or proved to me on the basis of satisfactory
evidence) to be the persons whose names are subscribed to in the within instrument, and
acknowledged to me that they executed the same in their authorized capacities, and that
by their signatures on the instrument the persons, or the entity upon behalf of which the
persons acted, executed the instrument.

WITNESS my hand and official seal.

Robert E. Anderson
Notary Public

(Seal)



Lincoln County

Exhibit "A"

... situate, lying and being in the County of Lincoln, State of Nevada and more particularly described as being portions of the SW 1/4 of Section 8, the S 1/2 of Section 7 and the NW 1/4 of Section 18, all in T. 4 S., R. 47 E., N.D.M., and the individual parcels being more fully described by metes and bounds as follows, to wit:

Parcel No. 2

BEGINNING at a point on the southeasterly right-of-way line of the Union Pacific Railroad, 28.74 feet right of and measured radially from the centerline of Clover Street at Highway Engineer's Station $PC3^{\circ}21'04.73$ P.O.C.; said point of beginning being further described as bearing $S.89^{\circ}02'18''$ U., a distance of 2611.28 feet from the northeast corner of said Section 18, T. 4 S., R. 47 E., N.D.M.; Thence along a spiral curve, being concave to the southeast, along said southeasterly right-of-way line of the Union Pacific Railroad, having a tangent bearing of $S.60^{\circ}05'24''$ U. and a long chord of $S.58^{\circ}35'02''$ U., a distance of 123.31 feet to a point;

Thence along a tangent curve, concave to the southeast, along said southeasterly right-of-way line of the Union Pacific Railroad, having a tangent bearing of $S.57^{\circ}23'19''$ U., a radius of 1860.08 feet and a delta of $12^{\circ}13'09''$, for an arc length of 396.69 feet to an intersection with the left or northeasterly right-of-way line of Clover Street;

Thence along said left or northeasterly right-of-way line of Clover Street the following seven (7) courses and distances:

- 1) from a non-tangent curve, concave to the southeast, having a tangent bearing of $N.25^{\circ}05'51''$ E., a radius of 530.00 feet and a delta of $23^{\circ}30'03''$, for an arc length of 217.39 feet to a point of compound curvature;
- 2) from a tangent curve, concave to the southeast, having a tangent bearing of $N.48^{\circ}35'53''$ E., a radius of 1938.00 feet and a delta of $23^{\circ}42'59''$, for an arc length of 798.88 feet;
- 3) $N.17^{\circ}41'07''$ U. a distance of 8.00 feet;
- 4) from a non-tangent curve, concave to the southeast, having a tangent bearing of $N.72^{\circ}16'53''$ E., a radius of 1938.00 feet and a delta of $2^{\circ}54'15''$, for an arc length of 98.24 feet;
- 5) $N.71^{\circ}18'00''$ E. a distance of 123.52 feet;
- 6) $N.60^{\circ}01'00''$ E. a distance of 2331.35 feet;
- 7) from a tangent curve concave to the southeast, having a radius of 530.00 feet and a delta of $8^{\circ}34'21''$, for an arc length of 79.30 feet to a point;

Thence $S.29^{\circ}54'41''$ E. a distance of 23.78 feet to a point on said southeasterly right-of-way line of the Union Pacific Railroad;

Lincoln County

Thence along said southeasterly right-of-way line of the Union Pacific Railroad the following five (5) courses and distances:

- 1) S.60°05'19"W. a distance of 1625.44 feet;
- 2) N.00°11'40"E. a distance of 28.98 feet;
- 3) S.60°05'19"W. a distance of 1437.38 feet;
- 4) N.88°51'34"W. a distance of 48.46 feet;
- 5) S.60°05'24"W. a distance of 15.62 feet to the point of beginning;

said parcel contains an area of 2.50 acres (109,010-square feet), more or less.

Parcel No. 5

BEGINNING at a point on the left or northwesterly right-of-way line of Clover Street, 30.00 feet left of and at right angles to the centerline of Clover Street at Highway Engineer's Station "CS-59-73.33 P.O.T."; said point of beginning being further described as bearing N.23°03'13"E. a distance of 2016.68 feet from the southwest corner of Section 8, T. 4 S., R. 47 E., N.D.M.;

Thence along said left or northwesterly right-of-way line of Clover Street the following four (4) courses and distances:

- 1) S.29°58'52"E. a distance of 5.00 feet;
- 2) N.60°01'08"E. a distance of 128.19 feet;
- 3) from a tangent curve, concave to the northwest, having a tangent bearing of N.60°01'08"E., a radius of 175.00 feet and a delta of 31°11'11", for an arc length of 95.25 feet to a point of compound curvature;
- 4) from a tangent curve, concave to the southeast, having a tangent bearing of N.28°49'57"E., a radius of 400.00 feet and a delta of 13°37'58", for an arc length of 95.17 feet to a point;

Thence S.29°54'42"E. a distance of 34.54 feet;

Thence S.60°05'19"W. a distance of 28.64 feet;

Thence S.00°41'33"E. a distance of 87.08 feet;

Thence S.60°05'19"W. a distance of 493.06 feet to a point on the right or southeasterly right-of-way line of Clover Street;

Thence S.70°27'51"W., along said right or southeasterly right-of-way line of Clover Street, a distance of 488.19 feet;

Thence along a tangent curve, concave to the south along said right or southeasterly right-of-way line of Clover Street, having a tangent bearing of S.70°27'51"W., a radius of 470.00 feet and a delta of 00°46'41", for an arc length of 6.38 feet;

Thence N.29°54'41"W. a distance of 60.75 feet to a point on said left or northwesterly right-of-way line of Clover Street;

Lincoln County

Thence along said left or northwesterly right-of-way line of Clover Street the following five (5) courses and distances:

- 1) from a non-tangent curve, concave to the south, having a tangent bearing of N.68°35'29"E., a radius of 530.00 feet and a delta of 1°52'23", for an arc length of 17.33 feet;
- 2) N.70°27'51"E. a distance of 148.53 feet;
- 3) N.66°54'02"E. a distance of 472.13 feet;
- 4) S.29°58'52"E. a distance of 30.00 feet;
- 5) N.60°01'08"E. a distance of 93.50 feet to the point of beginning;

said parcel contains an area of 64,000 square feet (1.47 acres), more or less.

Parcel No. 6

BEGINNING at a point on the left or northwesterly right-of-way line of Clover Street, 30.00 feet left of and at right angles to the centerline of Clover Street at Highway Engineer's Station "CS=59+75.33 P.O.T."; said point of beginning being further described as bearing N.23°03'13"E. a distance of 2016.68 feet from the southeast corner of Section 8, T. 4 S., R. 67 E., N.D.M.;

- Thence N.29°58'52"W. a distance of 137.00 feet;
- Thence N.60°05'19"E. a distance of 68.54 feet;
- Thence S.29°58'52"E. a distance of 63.07 feet;
- Thence S.60°01'08"W. a distance of 18.50 feet;
- Thence S.29°58'52"E. a distance of 41.00 feet;
- Thence N.60°01'08"E. a distance of 40.50 feet;
- Thence N.29°58'52"W. a distance of 20.00 feet;
- Thence N.60°01'08"E. a distance of 93.00 feet;
- Thence S.29°58'52"E. a distance of 49.66 feet to a point on said left or northwesterly right-of-way line of Clover Street; thence along said left or northwesterly right-of-way line of Clover Street, the following three (3) courses and distances:

- 1) from a non-tangent curve, concave to the northwest, having a tangent bearing of S.41°34'39"W., a radius of 175.00 feet and a delta of 18°26'29", for an arc length of 54.33 feet;
- 2) S.60°01'08"W. a distance of 128.19 feet;
- 3) N.29°58'52"W. a distance of 5.00 feet to the point of beginning;

said parcel contains an area of 13,466 square feet (0.35 of an acre), more or less.

Parcel No. 7

BEGINNING at a point on the southeasterly right-of-way line of the Union Pacific Railroad, 43.50 feet

UNION PACIFIC RAILROAD
SOUTH DAKOTA

Lincoln County

left of and measured radially from the centerline of Clover Street at Highway Engineer's Station $^{\circ}C3^{\circ}43^{\circ}45.40$ P.O.C.; said point of beginning being further described as bearing $N.26^{\circ}00^{\circ}07^{\circ}E.$ a distance of 2312.36 feet from the southwest corner of Section 8, T. 4 S., R. 67 E., N.B.M.;
Thence $N.29^{\circ}54^{\circ}41^{\circ}W.$ a distance of 56.50 feet;
Thence $N.68^{\circ}05^{\circ}19^{\circ}E.$ a distance of 226.69 feet;
Thence $S.29^{\circ}54^{\circ}41^{\circ}E.$ a distance of 56.50 feet to a point on said southeasterly right-of-way line of the Union Pacific Railroad, said point further described as being on the left or northeasterly right-of-way line of Clover Street;
Thence $S.60^{\circ}05^{\circ}19^{\circ}W.$ along said southeasterly right-of-way line of the Union Pacific Railroad, a distance of 226.69 feet to the point of beginning, the first 106.07 feet being on said left or northeasterly right-of-way line of Clover Street; said parcel contains an area of 12,608 square feet (0.29 of an acre), more or less.

Parcel No. 2

BEGINNING at a point on the southeasterly right-of-way line of the Union Pacific Railroad, and the left or northeasterly right-of-way line of Clover Street, 23.75 feet left of and at right angles to the centerline of Clover Street, at Highway Engineer's Station $^{\circ}C3^{\circ}72^{\circ}46.95$ P.O.T.; said point of beginning being further described as bearing $N.36^{\circ}02^{\circ}56^{\circ}E.$ a distance of 3181.27 feet from the southwest corner of Section 8, T. 4 S., R. 67 E., N.B.M.;
Thence $N.29^{\circ}54^{\circ}41^{\circ}W.$ a distance of 44.00 feet to a point;
Thence $N.60^{\circ}05^{\circ}19^{\circ}E.$ a distance of 75.81 feet to a point on the east-west quarter section line of said Section 8, said point further described as being an angle point on said southeasterly right-of-way line of the Union Pacific Railroad and the left or northeasterly right-of-way line of Clover Street;
Thence $S.89^{\circ}52^{\circ}22^{\circ}E.$, along said east-west quarter section line of Section 8, a distance of 87.90 feet to an angle point on said southeasterly right-of-way line of the Union Pacific Railroad and the northeasterly right-of-way line of Clover Street;
Thence $S.60^{\circ}05^{\circ}19^{\circ}W.$, along said right-of-ways a distance of 150.90 feet to the point of beginning; said parcel contains an area of 4,966 square feet (0.11 of an acre), more or less.

NO. 108837
Filed And Recorded At Request Of
Cow County Title
April 23, 1997
At 27 Minutes Past 4 O'Clock
P M In Book 127 Of Official Records
Page 420 Lincoln County Nevada.

Yuriko Setzer

County Recorder

Lessie Borcher, deputy