

**WATER DEED**

THIS INDENTURE, made the 23 day of May, 1997, by and between WAYNE LISTER and RUBY HOLLINGER LISTER, party of the first part, and WAYNE LISTER and RUBY HOLLINGER LISTER, Trustees of the LISTER FAMILY LIVING TRUST dated the 23 day of May, 1997, party of the second part;

**WITNESSETH:**

WHEREAS, it is the intention of the said first party to convey unto the said second party all of its right, title and interest in and to the following described water and water rights;

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States in hand paid, the receipt whereof is hereby acknowledged, said first party do hereby sell, assign, transfer, convey and forever quitclaim unto said second party, all of its right, title and interest, claim and demand, both in law and equity which it now has or may hereafter acquire in and to the following described water rights and/or wells, which are situate in the County of Lincoln, State of Nevada, and being more particularly described as follows:

1. Permit No. 9402 - NE1/4 NE1/4, Sec. 27, T.2 N., R.67 E., M.D.B.& M.
2. Benchland Well, Permit No. 35355, Certificate No. 10203, located in the SW1/4 NE1/4 Section 23, Township 3 North, Range 67 East, consisting of the 450\1150 interest; and all rights, permits and interest in the range or grazing of livestock in the South Lake Valley Grazing Unit as currently defined.
3. Permit No. 58447, Certificate No. 14493 - 38.0 acres in the NW1/4 NW1/4 of Section 21, T.2 N., R.67 E., M.D.B.& M., 40.0 acres in the NE1/4 NW1/4 of Section 21, T. 2 N., R.67 E., M.D.B.& M.
4. Permit No. 41411, Certificate No. 12350 - 40.0 acres in the SE1/4 SW1/4 of Section 16, T.2 N., R.67 E., M.D.B.& M., 35.83 acres in the SW1/4 SE1/4 of Section 16, T.2 N., R.67 E., M.D.B.& M.
5. Permit No. 46205, Certificate No. 14228 - 31.42 acres in the NW1/4 SW1/4, Section 16, T. 2N., R.67 E., M.D.B.& M., 31.42 acres in the NE1/4 SW1/4, Section 16, T.2 N., R.67 E., M.D.B.& M.

LAW OFFICES  
GARY D. FAIRMAN  
A PROFESSIONAL CORPORATION  
488 FIFTH STREET - P. O. BOX 8  
ELY, NEVADA 89301  
(702) 289-4422

Lincoln County

- 1 6. Permit No. 41412, Certificate No. 10836 - NE1/4 of the SW1/4
- 2 of Section 16, T.2 N., R.67 E., M.D.B.& M.
- 3 7. Permit No. 48540, Certificate No. 14229 - 31.42 acres in the
- 4 NW1/4 SE1/4, Section 16, T.2 N., R.67 E., M.D.B.& M., 31.42
- 5 acres in the NE1/4 SE1/4, Section 16, T.2 N., R.67 E., M.D.B.&
- 6 M., 40.00 acres in the SW1/4 SE1/4, Section 16, T.2 N., R.67
- 7 E., M.D.B.& M., 31.42 acres in the SE1/4 SE1/4, Section 16,
- 8 T.2 N., R.67 E., M.D.B.& M.

9 TOGETHER WITH ALL AND SINGULAR, the tenements,

10 hereditaments and appurtenances thereunto belonging and in anywise

11 appertaining, and the reversion and reversions, remainder and

12 remainders, rents, issues and profits thereof.

13 TO HAVE AND TO HOLD, ALL AND SINGULAR, the said premises

14 together with the appurtenances, unto the said parties of the

15 second part, and to the heirs of the survivor of them, forever.

16 IN WITNESS WHEREOF, the said party of the first part has

17 hereunto set his hand the day and year first above written.

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*Wayne Lister*  
 WAYNE LISTER

*Ruby Hollinger Lister*  
 RUBY HOLLINGER LISTER

19 STATE OF NEVADA )  
 20 ) SS.  
 21 COUNTY OF Lincoln )

22 On this 23rd day of May, 1997,

23 personally appeared before me, a Notary Public in and for said

24 County and State, WAYNE LISTER and RUBY HOLLINGER LISTER, known to

25 me to be the persons described in and who executed the foregoing

26 Water Deed, who acknowledged that they executed the same freely and

27 voluntarily and for the uses and purposes therein mentioned.

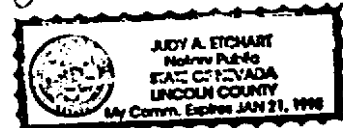
28 No. 109041

29 filed and recorded at request of

30 Gary Fairman

31 May 29, 1997

*Judy A. Echart*  
 NOTARY PUBLIC



32 At 01 minutes past 1 O'clock

Lincoln County Nevada Recorder.

Yuriko Setzer  
 COUNTY RECORDER  
 by *Leticia Boucher*, deputy