

ORDER OF ABANDONMENT

WHEREAS, the city council of the City of Caliente, County of Lincoln, State of Nevada, desires to abandon certain streets or alleyways located within the corporate city limits of the City of Caliente, hereinafter more particularly described; and

WHEREAS, the proposed abandonment was reviewed by the Caliente Planning Commission pursuant to N.R.S. 278.240; and

WHEREAS, proper notice of a public hearing on the proposed abandonment was given and said public hearing conducted pursuant to N.R.S. 278.480; and

WHEREAS, the City Council of the City of Caliente, County of Lincoln, State of Nevada, is satisfied that the public will not be materially injured by the proposed abandonment; and

WHEREAS, the City Council of the City of Caliente believes that there is a public benefit in not developing or maintaining said street and/or alley which offsets the reasonable value of said property;

NOW, THEREFORE, IT IS THE ORDER OF THE CALIENTE CITY COUNCIL that certain streets and/or alleys, more particularly described herein below are abandoned:

All that certain lot, piece or parcel of land situate in the County of Lincoln, State of Nevada, described as follows:

That portion of POPLAR STREET, as abandoned in deed by the City of Caliente, recorded November 24, 1997, in Book 131, Page 484.

A strip of land within the sidewalk area on the West side of Poplar Street more particularly described:

Beginning at the SE corner of Block 14 (Lot 12 as in the above description);

Thence North 30 degrees 07' 13" West, 76.00 feet along Poplar Street, Lot 12 boundary to rebar and cap;

Thence North 59 degrees 52' 47" East, (a right angle) 4.00 feet to a rebar and cap;

Thence South 30 degrees 07' 13" East, 76.00 feet parallel to Poplar Street boundary to a P-K nail and disc;

Thence South 59 degrees 52' 47" West, 4.00 feet to the point of beginning, as shown on Record of Survey, recorded December 4, 1997, in Book B, Page 77, as File No. 110198.

Reference being made to Record of Survey, for JOHN L. AVERY and LORRAINE AVERY, recorded December 4, 1997, in Book B, Page 77, of Plats, as File No. 110198, Lincoln County, Nevada.

IT IS FURTHER THE ORDER OF THE CALIENTE CITY COUNCIL, that the above described abandoned portion of the above described street and/or alley hereby reverts to the abutting property owners, John L. Avery and Lorraine Y. Avery, husband and wife as joint tenants, upon receipt of \$300.00.

IT IS FURTHER THE ORDER OF THE CALIENTE CITY COUNCIL, that any utility easement over the above described property, shall not be extinguished, but shall continue hereunder.

DATED this 9th day of December, 1997.

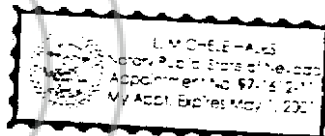
Kevin J. Phillips
Kevin J. Phillips, Mayor

ATTEST:

Stephanie Haluzak
Stephanie Haluzak, Adm'n. Asst.

STATE OF NEVADA)
)SS
COUNTY OF LINCOLN)

ON December 10, 1997, personally appeared before me, a Notary Public, Kevin J. Phillips, Mayor, and Stephanie Haluzak, Administrative Assistant, who acknowledged that they executed the within instrument.



L. Michele Hale
12-10-97 Notary

NO. 110214
FILED AND RECORDED AT REQUEST OF
First American
December 10, 1997
AT 23 MINUTES PAST 4 O'CLOCK
PM IN BOOK 131 OF OFFICIAL
RECORDS PAGE 581 LINCOLN
COUNTY, NEVADA
Yuriko Setzer
COUNTY RECORDER

by *L. Michele Hale*, deputy