

United States of America Deed

N-61416

THIS INDENTURE, made this 20th day of January 1999, between the UNITED STATES OF AMERICA, Acting By and through the Department of the Interior, Bureau of Land Management, Nevada State Office, hereinafter called the Grantor, and Dennis Bevan Lister and JoAnn Lister, hereinafter called the Grantee.

WITNESSETH, That the Grantor, for and in consideration of the disposal of certain land, pursuant to Sec. 203 of the Act of October 21, 1976 (43 U.S.C. 1713), does convey, remise, release and forever quitclaim unto the Grantee, and to their successors and assigns, forever, all right, title, and interest in the following described land situated in Lincoln County, Nevada:

Mount Diablo Meridian, Nevada

T. 2 N., R. 67 E.,
sec. 22, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

containing 40 acres; and

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES, unto Dennis Bevan Lister and JoAnn Lister, the land described above; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto the said Dennis Bevan Lister and JoAnn Lister, and to their successors and assigns, forever; and

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way for ditches or canals constructed by the authority of the United States. Act of August 30, 1890 (43 U.S.C. 945).
2. Pursuant to the authority contained in sec. 3(d) of Executive Order 11988 of May 25, 1977 (42 FR 26951) and the Act of March 3, 1877, as amended and supplemented (43 U.S.C. 321, *et seq.*), this deed is subject to a restriction which constitutes a covenant running with the land, that the portion of land lying within the 100-year flood plain, more specifically described as 100 feet either side of the Patterson Wash main channel, may be used only for agricultural purposes or for park and nonintensive open space recreation purposes, but not for dwellings or buildings.

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Lincoln County

SUBJECT TO:

1. Those rights for an existing access road of Lincoln County No. 80, or Pioche to Hamilton Stage Route, its successors or assigns, constructed under the provisions of Revised Statute 2477, 60 feet in width, in favor of Lincoln County, to insure continued ingress and egress to adjacent lands, as to the NW¼NW¼, section 22, T. 2 N., R. 67 E., M.D.M., Nevada.

PURSUANT to the requirements established by section 120(h) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), (42 U.S.C. 9620(h)), as amended by the Superfund Amendments and Reauthorization Act of 1988, (100 Stat. 1670), notice is hereby given that the above-described lands have been examined and no evidence was found to indicate that any hazardous substances had been stored for one year or more, nor had any hazardous substances been disposed of or released on the subject property.

THIS CONVEYANCE is made to release all right, title and interest, as acquired by deed recorded June 9, 1969, in Book N-1 of Real Estate Deeds, Page 407, Official Records, Lincoln County, Nevada, of the UNITED STATES OF AMERICA in and to the above-described land.

In testimony Whereof, the Grantor, by its duly authorized officer has executed this deed and affixed the seal of the Bureau of Land Management hereunto.

Given under my hand at the City of Reno, Nevada, on the 20th of January in the year of our Lord one thousand nine hundred and ninety nine.

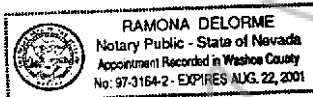
Michael R. Ford

Michael R. Ford
Deputy State Director
Natural Resources, Lands, and Planning

STATE OF NEVADA)
) ss
COUNTY OF WASHOE)

On this 20th day of January, A.D., 1999, personally appeared before me, a Notary Public, in and for the said County and State, the named Michael R. Ford, personally known to me to be the same person who executed the foregoing instrument and duly acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.



Ramona De Delorme
Notary Public

My Commission Expires: Aug. 22, 2001

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Dennis Bevan Lister
AND JoAnn Lister
P.O. Box 124
Pioche, NV 89043

NO. **112451**

FILED AND RECORDED AT REQUEST OF
DENNIS BEVAN LISTER
MARCH 15, 1999

AT **04** MINUTES PAST **2** O'CLOCK
PM IN BOOK **140** OF OFFICIAL
RECORDS PAGE **420** LINCOLN

COUNTY, NEVADA

LESLIE BOUCHER
COUNTY CLERK

Melba Lynch DEPUTY

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**Resolution
Lincoln County Commission**


WHEREAS, Lincoln County and Dennis Bevan and JoAnn Lister wish to clarify the issue of the right of way known as the Pioche to Hamilton Stage Route an existing access road of Lincoln County No. 80.


WHEREAS, The Bureau of Land Management has stated in a letter dated January 20, 1999 that this right of way is on Dennis Bevan and JoAnn Lister's property further described as T. 2 N., R. 67 E., Section 22, NW1/4 NW1/4.

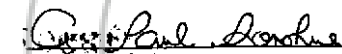
THEREFORE BE IT RESOLVED THAT:

1. The Lincoln County Commission having considered the matter as determined that the Pioche to Hamilton Stage Route was not the road referred to in the BLM letter referencing the Lister property as described above.
2. The County relinquishes any right, title or interest on the right of way in the BLM letter referencing the Lister property described as T. 2 N., R 67 E., Section 22, NW ¼ NW1/4.


PASSED AND ADOPTED this 5th day of May, 1999, by the Lincoln County Board of Commissioners.

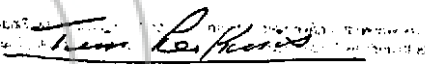

L. Rey Flake, Chairman


Dan C. Frehner, Vice-Chairman


Paul Donohue


W. Paul Christensen


Attest: Corinne Hogan, Clerk


Tim Perkins



This document to which this certificate is attached is a full, true and correct copy of the original, on file and of record in the County Clerks Office, Pioche Nevada.

In witness whereof, I have hereunto set my hand and affixed the Seal of the Seventh Judicial District Court in and for the County of Lincoln, State of Nevada, this 5th day of May 19 99.

STATE OF NEVADA
Annar Deata
Clerk
Deputy Clerk

NO. 112907

RECORDED AT REQUEST OF
DENNIS BEVAN LISTER
JUNE 8, 1999

BOOK 47 PAGE 9
AMOUNT 142 OF ORIGINAL
RECORDS FILE 229

Leslie Brecher
COUNTY RECORDER

SIS...

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