

By _____

EASEMENT

LINCOLN COUNTY)
)
 TO)
)
 LINCOLN COUNTY POWER DISTRICT NO. 1)

FOR AND IN CONSIDERATION of the sum of One Dollar and for other and valuable consideration, the receipt of which is hereby acknowledged, Dan Frehner, Paul Christensen, Paul Donohue and Tim Perkins, County Commissioners of the County of Lincoln in the State of Nevada, as Trustees for the people of said Lincoln County, said Commissioners being hereinafter referred to as the "Grantors", in accordance with Resolution this day duly adopted hereby grant, bargain, sell and convey unto Lincoln County Power District No. 1, a political subdivision of the State of Nevada, operating as a General Improvement District under NRS Chapter 318, hereinafter called the "Grantee", an easement and right of way over, under, on and across an existing County Road right-of-way located within Sections 9 and 10 of Township 4 South, Range 67 East, Mount Diablo Meridian in Clover Creek Canyon in Lincoln County, Nevada, for an underground power line, as depicted on the attached Record of Survey. Such easement is conveyed together with the right of ingress, egress and regress to and from said County Road for the purpose of inspecting, maintaining, operating, repairing, removing and replacing said underground power lines and other electric power distribution facilities, and to do any and all things necessary, useful or convenient for, incidental to or in connection therewith.

This Easement shall include the right of patrolling, constructing maintaining, making, repairing removing, enlarging, adding to, widening, cleaning, clearing, filling, continuing or completing structures, improvements, fixtures, underground power lines, fences, roads, trails, surveys, ditches, holes, or other works or operations, and any other rights, of the same or different class, necessary, useful or convenient for, incidental to or in connection with the exercise of the rights specifically granted in this indenture, together with the right of ingress and egress at any time, in connection with the rights granted in this paragraph over and upon said County Road.

All property of any kind whatever, placed by the Grantee upon, over, under, in or on said County Road, whether attached to the realty or not, shall remain the property of the Grantee, and the Grantee shall have the right to remove such property at any time.

This Easement shall include all easements, rights of way, rights, privileges and appurtenances to said County Road, which may be necessary, useful or convenient for the full enjoyment of the rights herein granted.

But the Grantors reserve the right to use and enjoy for any purposes for said County and the public said County Road and any part thereof at whatever time said use and enjoyment will not interfere with the full enjoyment of this Easement by the Grantee. This Easement shall not pass to the Grantee any fee title to any part of said County Road.

The Grantee shall have the right to assign any of all of the rights or interest under this Easement without the consent of the Grantors, to any individual, corporation, firm or other entity, public or private, or to any governmental Agency, municipal, county, State or Federal. It is mutually understood and agreed that any assignee or subassignee of the Grantee may similarly assign such rights or interest as may be assigned to it or them, or its or their successors, heirs or assigns.

The Grantors hereby waive and release any and all claims for damages arising from the activity or in activity of the Grantee in the exercise of this Easement; provided, Grantee shall hold Grantors free and harmless from any and all claims for damage to person or property of others, arising from or in connection with the operations of Grantee hereunder.

IN WITNESS WHEREOF THIS Easement has been executed on the 6th day of July, 1999, by and on behalf of the Grantors.

Don Fisher

W. Paul Christensen

C. Paul Andrew

Tom Ruffalo

County Commissioners of the
County of Lincoln in the State
of Nevada.

NO. 113027

FILED AND RECORDED AT REQUEST OF
Lincoln County Power District No. 1
July 7, 1999

AT 38 MINUTES PAST 9 O'CLOCK

AM IN BOOK 142 OF OFFICIAL

RECORDS PAGE 479 LINCOLN

COUNTY, NEVADA.

Terrie Brucher
COUNTY RECORDER

BOOK 142 PAGE 489